

SCOTT M. MATHESON  
Governor

0040



OIL, GAS, AND MINING BOARD

CHARLES R. HENDERSON  
Chairman

TEMPLE A. REYNOLDS  
Executive Director,  
NATURAL RESOURCES

STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS, AND MINING  
1588 West North Temple  
Salt Lake City, Utah 84116  
(801) 533-5771

JOHN L. BELL  
EDWARD T. BECK  
E. STEELE MCINTYRE  
BOB NORMAN  
MARGARET BIRD  
HERM OLSEN

CLEON B. FEIGHT  
Director

November 13, 1981

#4697151

REGISTERED - RETURN RECEIPT REQUESTED

Mr. Trevor G. Whiteside  
Valley Camp of Utah, Inc.  
P.O. Box 507  
Clear Creek, Utah 84517

AEI/007/001

RE: Assessment Conference Report  
and Assessment of Civil Penalty  
Violation No. N81-2-10-1

Dear Mr. Whiteside:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, U.C.A. 40-10-1, et seq, at the Belina #1 and #2 Mine, Carbon County, Utah. The civil penalty of \$170.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

RONALD W. DANIELS  
ACTING ASSESSMENT OFFICER

RWD/te

cc: Inspector  
Assessment Officer

Enclosure

ASSESSMENT CONFERENCE REPORT  
Utah Division of Oil, Gas & Mining  
1588 West North Temple  
Salt Lake City, Utah

NOV/CO No. N81-2-10-1

Location of Conference: Salt Lake City, Utah

Date of Conference: November 3, 1981

Company Name/Mine Name: Valley Camp of Utah, Inc.

<u>Persons in Attendance</u>	<u>Title</u>
Trevor Whiteside	Valley Camp of Utah, Inc.

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
1 of 1	\$ 170.00

Approved: *James E. Smith*  
(Signature of Conference Officer)  
For Ronald W. Davies

Date: 11-16-81

This assessment has been set as a result of an informal conference held by the assessment officer. Should the Company desire a review in a more formal proceeding before the Board of Oil, Gas & Mining, a hearing can be requested within 30 days of receipt of this report.

**ASSESSMENT CONFERENCE REPORT  
(continued)**

1. Notice of Violation/Cessation Order No. N81-2-10-1  
 Violation 1 of 1  
 (a) Nature of violation: Failure to comply with terms and conditions of an approved plan.  
 (b) Date of termination: August 21, 1981

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	2	2
(b) Seriousness		
(1) Probability of Occurrence	12	5
Extent of Damage	4	2
(2) Obstr. to Enforcement	-	-
(c) Negligence	23	8
(d) Good Faith	-	-
(e) Acreage	-	-
<b>TOTAL</b>	<b>41</b>	<b>17</b>

3. Narrative:  
 (Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

The event "reduced potential for revegetation" was deemed to be unlikely. Damage was small in size. Negligence was judged to be ordinary since extraordinary effects were planned for and eventually implemented by the operator.