



STATE OF UTAH
NATURAL RESOURCES & ENERGY
Oil, Gas & Mining

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Cleon B. Feight, Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

0042

ACT/007/001

December 10, 1981

#4697132

REGISTERED - RETURN RECEIPT REQUESTED

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

RE: Assessment Conference Report
and Assessment of Civil Penalty
Violation No. N81-3-11-2

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 No. 1 Mine, Carbon County, Utah. The civil penalty of \$500.00 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. N81-3-11-2

Location of Conference: Salt Lake City, Utah

Date of Conference: November 3, 1981

Company Name/Mine Name: Valley Camp of Utah, Inc./Belina #1 Mine

<u>Persons in Attendance</u>	<u>Title</u>
<u>Trevor Whiteside</u>	<u>Valley Camp of Utah, Inc.</u>
<u>Sandy Pruitt</u>	<u>Division of Oil, Gas and Mining</u>
<u>Ron Daniels</u>	<u>Division of Oil, Gas and Mining</u>

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
<u>1 of 2</u>	<u>\$ 400.00</u>
<u>2 of 2</u>	<u>100.00</u>
<u> </u>	<u> </u>

Approved: *Ron Daniels*
 (Signature of Conference Officer)

Date: 12/6/81

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. N81-3-11-2

Violation 1 of 2

(a) Nature of violation: Failure to comply with the terms of an approved permit.

(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	11	7
Extent of Damage	16	9
(2) Obstr. to Enforcement	-	-
(c) Negligence	23	12
(d) Good Faith	-	-
(e) Acreage	-	-
TOTAL	52	30

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 area involved in this violation was shown to be smaller than originally estimated by the assessor. The negligence on the part of the operator was demonstrated to be less than originally estimated.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-3-11-2

Violation 2 of 2

(a) Nature of violation: Failure to post perimeter markers.

(b) Date of termination: _____

2. Conference Result	Proposed Assessment	Conferen Assesseme
(a) History/Prev. Vio.	-	-
(b) Seriousness		
(1) Probability of Occurrence	-	-
Extent of Damage	-	-
(2) Obstr. to Enforcement	4	2
(c) Negligence	8	8
(d) Good Faith	-	-
(e) Acreage	-	-
TOTAL	12	10

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 hinderance was shown not to be as severe as originally estimated.