



STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Scott M. Matheson, Governor  
Temple A. Reynolds, Executive Director  
Dr. G. A. (Jim) Shirazi, Division Director

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

June 3, 1983

CERTIFIED RETURN RECEIPT REQUESTED

P 324 743 172

Mr. Trevor Whiteside  
Valley Camp of Utah, Inc.  
Scofield Route  
Helper, Utah 84526

RE: Proposed Assessment for State  
Violation No.'s  
N83-7-4-1 and  
N83-7-5-1  
ACT/007/001  
Folder No. 8  
Carbon County, Utah

Dear Mr. Whiteside:

The undersigned has been empowered by the Board of Oil, Gas and Mining to act as the Assessment Officer and conduct informal conferences on violations and assessments.

Enclosed you will find the proposed civil penalty assessment for the aforereferenced violation(s). The aforesaid violation(s) was issued by Division Inspector Ken Wyatt on the 12th and 13th of April 1983. I have utilized Rule UMC/SMC 845.2 et seq to formulate the proposed penalty.

A written request for an assessment conference must be submitted within fifteen (15) days after receipt of this letter. Should you request an assessment conference you may contest either the occurrence of the violaton, the proposed penalty or both.

If no timely request for an assessment conference is made, I shall review all pertinent data and make a final penalty assessment. The fine assessed must be paid to the Division of Oil, Gas and Mining within thirty (30) days of receipt of the finalized assessment. Failure to comply with the above-stated statutory requirements shall result in a waiver of your right of further recourse.

A petition to appeal the results of the assessment conference to the Board of Oil, Gas and Mining must be received within fifteen (15) days from the date of service of the finalized assessment along with the assessed penalty which shall be escrowed with the Division of Oil, Gas and Mining pending the outcome of the Board Hearing.

Mr. Trevor Whiteside  
ACT/007/001  
June 3, 1983  
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You should further be aware that a request, after an assessment conference, to appear before the Board of Oil, Gas and Mining will not be granted unless the proposed penalty monies are properly and timely escrowed with the Division of Oil, Gas and Mining.

Sincerely,



RONALD W. DANIELS  
ACTING ASSESSMENT OFFICER

RWD/gb

cc: Jodie Merriman, OSM, Albuquerque  
Joe Helfrich, DOGM  
Barbara Roberts, Atty

## ASSESSMENT WORKSHEET

NOV# N83-7-4-1PERMIT# ACT/007/001Name of Company Valley Camp of UtahViolation # 1 of 1

	<u>POINTS</u>
1. History of previous violations	<u>2</u>
2. Seriousness (either A or B)	
A. (1) Probability of occurrence	<u>18</u>
(2) Extent of potential or actual damage	<u>16</u>
B. Obstruction to enforcement	<u>--</u>
Total Seriousness	<u>34</u>
3. Negligence	<u>12</u>
4. Good Faith (Will be considered after complete information is received)	<u>--</u>

TOTAL POINTS	<u>48</u>
ASSESSMENT	<u>\$ 920.00</u>

Violation # -- of --

	<u>POINTS</u>
1. History of previous violations	<u>          </u>
2. Seriousness (either A or B)	
A. (1) Probability of occurrence	<u>          </u>
(2) Extent of potential or actual damage	<u>          </u>
B. Obstruction to enforcement	<u>          </u>
Total Seriousness	<u>          </u>
3. Negligence	<u>          </u>
4. Good Faith (Will be considered after complete information is received)	<u>          </u>

TOTAL POINTS	<u>          </u>
ASSESSMENT	<u>\$          </u>

ASSESSMENT EXPLANATION

NOV# N83-7-4-1

PERMIT# ACT/007/001

Name of Company Valley Camp of Utah

Violation # 1 of 1

History of previous violations: N82-1-9-2 eff. 1/23/83=2pts., N83-1-1-1 is pending.  
Total = 2 pts.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The events resultant from this violation, water pollution and stream sedimentation, occurred. 18 pts.

(2) Extent of actual or potential damage:

Damage extends off the permit area. 16 pts.

B. Obstruction to enforcement:

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Negligence: ORDINARY NEGLIGENCE

12 pts. - Previous notice of this problem was given to the operator according to a Division memo dated May 6, 1982.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

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## ASSESSMENT WORKSHEET

NOV# N83-7-5-1PERMIT# ACT/007/001Name of Company Valley Camp of UtahViolation # 1 of 1POINTS

1. History of previous violations

2

2. Seriousness (either A or B)

A. (1) Probability of occurrence --(2) Extent of potential or  
actual damage --B. Obstruction to enforcement 16

Total Seriousness

16

3. Negligence

84. Good Faith (Will be considered after complete  
information is received)--

TOTAL POINTS

26

ASSESSMENT

\$ 320.00Violation # -- of --POINTS

1. History of previous violations

2. Seriousness (either A or B)

A. (1) Probability of occurrence \_\_\_\_\_(2) Extent of potential or  
actual damage \_\_\_\_\_B. Obstruction to enforcement \_\_\_\_\_

Total Seriousness

3. Negligence

4. Good Faith (Will be considered after complete  
information is received)

TOTAL POINTS

ASSESSMENT

\$ \_\_\_\_\_

ASSESSMENT EXPLANATION

NOV# N83-7-5-1

PERMIT# ACT/007/001

Name of Company Valley Camp of Utah

Violation # 1 of 1

History of previous violations: N83-7-4-1 is pending, N83-1-1-1 is pending, N82-1-9-2  
eff. 1/23/83 = 2 pts. Total = 2 pts.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

(2) Extent of actual or potential damage:

B. Obstruction to enforcement:

The violation, failure to post perimeter markers that clearly mark the area affected by surface operations is deemed to have resulted in the inspector being hindered in determining if disturbed area runoff was flowing off the permit area.  
16 pts.

Negligence: ORDINARY NEGLIGENCE  
8 pts.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED