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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

July 15, 1983

REGISTERED RETURN RECEIPT REQUESTED *P 396 996 648*

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

RE: Finalized Assessment for
State Violation No. N83-7-4-1
ACT/007/001
Folder No. 8
Carbon County, Utah

Dear Mr. Whiteside:

The civil penalty for the Violation No. N83-7-4-1, has been finalized in the amount shown in the attached assessment conference report. This assessment is finalized as a result of the meeting, discussion or letter described on the reassessment form.

Any appeal to the Board of Oil, Gas and Mining must be made in writing within fifteen (15) days of your receipt of this letter. Additionally, you must have escrowed the assessed civil penalties with the Division prior to the Board Hearing. Failure to comply with the above-stated statutory requirements shall result in a waiver of your right of further recourse.

If no appeal or an untimely, improper appeal is made, the assessed civil penalties must be tendered to the Division within thirty (30) days of your receipt of this letter.

Thank you for your cooperation.

Sincerely,

Ronald W. Daniels
RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/gb

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

Enclosure

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

NOV/COX No. N83-7-4-1

Location of Conference: Scotfield, Utah

Date of Conference: June 8, 1983

Company Name/Mine Name: Valley Camp of Utah, Inc. / Belina #1 / ACT/007/001

<u>Persons in Attendance</u>	<u>Title</u>
Trevor Whiteside & Steve Tanner	Valley Camp of Utah
Joe Helfrich & Ron Daniels	DOGM

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
<u>1 of 1</u>	<u>\$ 280.00 = Amount due</u>

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

Date: 7/15/83

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/~~Cancellation~~ Order No. N83-7-4-1

Violation 1 of 1

(a) Nature of violation: Failure to pass runoff through a sediment control facility.

(b) Date of termination: April 26, 1983

2. Conference Result	<u>Proposed Assessment</u>	<u>Conference Assessment</u>
(a) History/Prev. Vio.	<u>2</u>	<u>2</u>
(b) Seriousness		
(1) Probability of Occurrence	<u>18</u>	<u>7</u>
Extent of Damage	<u>16</u>	<u>12</u>
(2) Obstr. to Enforcement	<u>--</u>	<u>--</u>
(c) Negligence	<u>12</u>	<u>3</u>
(d) Good Faith	<u>--</u>	<u>--</u>
(e) Acreage	<u>--</u>	<u>--</u>
TOTAL	<u>48</u>	<u>24</u>

3. Narrative:

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

Probability of occurrence is changed from the "occurred" category to the "unlikely" category due sampling techniques having been used which could make results subject to interpretation. Damage is less than originally estimated.

Negligence is reduced due to several circumstances surrounding the violation: One, the fact that the violation was issued on a day when snow and rain were falling intermittently, and two, the operator was engaged in implementing a road grading and maintenance plan at the time the violation was issued and, three, the cause of the drainage leaving the permit area was problematic with the road design at the road's curve.