



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

996 846

REGISTERED RETURN RECEIPT REQUESTED

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

RE: Finalized Assessment for
State Violation No. N83-7-5-1
ACT/007/001
Folder No. 8
Carbon County, Utah

Dear Mr. Whiteside:

The civil penalty for the Violation No. N83-7-5-1 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
ACTING ASSESSMENT OFFICER

RWD/gb

Enclosure

cc: Jodie Merriman, OSM, Albuquerque
Joe Helfrich, DOGM
Barbara Roberts, Assistant Attorney General

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

NOV/00 No. N83-7-5-1

Location of Conference: Scotfield, Utah

Date of Conference: June 8, 1983

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

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

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
<u>1 of 1</u>	<u>\$ 00.00 - no penalty</u>
<u> </u>	<u> </u>

Approved: [Signature]
(Signature of Conference Officer)

Date: _____

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. N83-7-5-1

Violation 1 of 1

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

(b) Date of termination: May 12, 1983

2. Conference Result	<u>Proposed Assessment</u>	<u>Conference Assessment</u>
(a) History/Prev. Vio.	<u>2</u>	<u>--</u>
(b) Seriousness		
(1) Probability of Occurrence	<u>--</u>	<u>--</u>
Extent of Damage	<u>--</u>	<u>--</u>
(2) Obstr. to Enforcement	<u>16</u>	<u>--</u>
(c) Negligence	<u>8</u>	<u>--</u>
(d) Good Faith	<u>--</u>	<u>--</u>
(e) Acreage	<u>--</u>	<u>--</u>
TOTAL	<u>26</u>	<u>00.00*waived</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.)

* The use of the penalty points system is waived and no fine is assessed. The perimeter marker was missing due to activity involving the management of heavy snow conditions. The sign was present but had been lost in 3-4 feet of snow. To levy a penalty under these conditions would be demonstrably unjust.