

File # 007/001
~~2~~15 w/mup

0017 VALLEY CAMP OF UTAH, INC.

Scofield Route
Helper, Utah 84526

25 April 1986

FILE COPY

RECEIVED
APR 28 1986

Mr. D. Wayne Hedberg
Division of Oil, Gas & Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203

DIVISION OF
OIL, GAS & MINING

Re: Notice of Violation N85-2-12-1

Dear Mr. Hedberg:

In response to your April 2, 1986 letter pertaining to the above subject, the following comments are offered for your consideration.

After issuance of the subject violation, Sandy and I discussed her request of Item No. 1 in the remedial action required for abatement of the violation. In reviewing the grounds for this particular part, which she stated was UMC 817.46r, I understood that regulation to pertain only to the design, construction and inspection of "new" installations. That particular regulation does not encompass cleaning and enlarging pre-law sediment ponds, and, as a result of our conversations about that issue, as well as the fact that it is impossible to get any registered professional engineer to certify the design and construction of a pond constructed without his knowledge, I understood that Sandy was not going to require such a certification on the No. 2 Pond in order to abate the violation. This understanding was later confirmed in my mind when I received the approval letter of December 27, 1985, on the "as built" designs for the pond. Apparently, however, yet another dead issue has been resurrected, as exhibited by your letter.

In hopes of satisfying your needs in a modified manner, and avoiding additional conflict and correspondence on this issue, I am enclosing twelve (12) copies of Drawing No. C4-0060, Revision 1. These copies are certified by a registered professional engineer, but only to the point that said pond is,

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in fact, existing upon the ground, as the drawings indicate. Certification of the pond as far as "design and construction of", as provided for under UMC 817.46r, is not supplied by this submittal, and it is not an assurance of the integrity of the pond, in any way.

It is my understanding, based upon a phone conversation with Mr. Holland Shepherd, that this submittal will be sufficient for the Division to finally terminate the violation.

Please, also, be aware that relocation of the temporarily stockpiled substitute topsoil material will not take place until such time as weather and road conditions allow access to the storage area.

Should you yet have questions pertaining to this issue, please contact me.

Sincerely,



T. G. Whiteside
Chief Engineer

Enclosures

Document Information Form

Mine Number: C/007/0001

File Name: White Oak-Incoming

To: D. Wayne Hedberg DOGM

From:

Person T.G. Whiteside

Company Valley Camp of Utah

Date Received: Apr. 28, 1986

Explanation: Map - Pond 002 Enlargement

cc: