

0030

VALLEY CAMP OF UTAH, INC.

Scofield Route

Helper, Utah 84526

29 July 1986

Issued July 18, 1986
Mine File
ACT/007/001

A7

RECEIVED

JUL 30 1986

DIVISION OF OIL
GAS & MINING

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

Re: Notice of Violation No. N86-9-8-1

Dear Mr. Earl:

As afforded by the provisions of UMC 845.17(a), the following information is offered for your examination in evaluating the facts of the above-mentioned N.O.V.

Mr. Sheppard issued Part 1 of the violation based upon his "personal interpolation" of the permit boundary line, not the intent; which, in fact, has never been problematic with Division personnel prior to his assignment to this operation. If Mr. Sheppard's rationale is correct, Valley Camp would have been responsible for the design, construction and activities performed by the Utah Department of Transportation (UDOT) while constructing the Eccles Canyon highway. Due to an imbalance of cut and fill material of the highway, UDOT elected to alter the existing turnoff to its present state, which is some six to eight feet above its original grade. It is well known to everyone but Mr. Sheppard, apparently, that UDOT is responsible for all approaches from the highway to the property line.

This alteration created an area of approximately one half acre in size (including the highway right-of-way), which drains to the east and south to a fully riprapped ditch at the toe of the north facing slope.

Part 2 of this violation was written for not having sedimentation control devices immediately in place after the pipe had been installed. The installation of the road drainage pipe was completed on the 17th of July. This area is approximately 400 square feet, and had been scarified and reshaped, but, at the time the violation was written, straw bales had not yet been placed.

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All remedial action required to abate the violation has been completed, and Mr. Sheppard was notified of that fact on July 25, 1986.

Thank you for your time and consideration in this matter.

Sincerely,



Steven K. Tanner
Chief Surveyor

Copies to: Barbara Roberts
Trevor G. Whiteside