



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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September 13, 1990

CERTIFIED RETURN RECEIPT REQUESTED
P 074 978 746

Mr. Walter Wright
Valley Camp of Utah, Incorporated
Scofield Route
Helper, Utah 84526

Dear Mr. Wright:

Re: Finalized Assessment for State Violation Nos. 90-28-4-1 and 90-13-2-1, Valley Camp of Utah, Inc., ACT/007/001, Folder #5, Carbon County, Utah

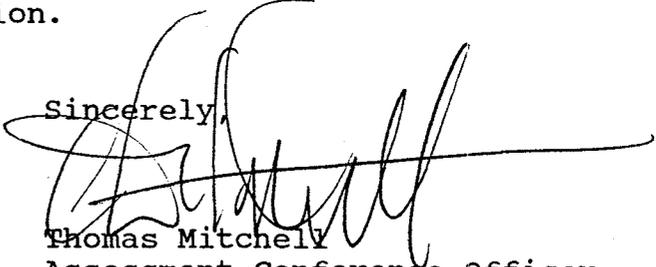
The civil penalty for the above-referenced violations have been finalized. These assessments have been finalized as a result of a review of all pertinent data and facts including those presented in the assessment conference by you or your representative and the Division of Oil, Gas and Mining inspector.

Within fifteen (15) days of your receipt of this letter, you or your agent may make a written appeal to the Board of Oil, Gas and Mining. To do so, you must have escrowed the assessed civil penalty with the Division within a maximum of thirty (30) days of receipt of this letter, but in all cases prior to the Board Hearing. Failure to comply with this requirement will result in a waiver of your right of further recourse.

If no timely appeal is made, this assessed civil penalty must be tendered within thirty (30) days of your receipt of this letter. Please remit payment to the Division mail, c/o Vicki Bailey at the address listed above.

Thank you for your cooperation.

Sincerely,


Thomas Mitchell
Assessment Conference Officer

jb

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE: Valley Camp of Utah/Belina NOV # 90-13-2-1

PERMIT # ACT/007/001 Assessment Date: 9/12/90

Nature of Violation: Failure to comply with conditions or terms of permitting and requirements of Star Program. Operator failed to submit annual report which requires monitoring information as required and additional road monitoring information as required by stipulation UMC 817.153-157(JRH)-1 of conditional approval dated September 18, 1987.

Date of Termination: 7/10/90

| | <u>Proposed Assessment</u> | <u>Final Assessment</u> |
|---------------------------------|--------------------------------|-----------------------------|
| (1) History/Previous Violations | <u>0</u> | <u>0</u> |
| (2) Seriousness | | |
| (a) Probability of Occurrence | <u>0</u> | <u>0</u> |
| Extent of Damage | <u>0</u> | <u>0</u> |
| (b) Hindrance to Enforcement | <u>12</u> | <u>12</u> |
| (3) Negligence | <u>8</u> | <u>8</u> |
| (4) Good Faith | <u>-0</u> | <u>-0</u> |
| Total Points | <u>20</u> | <u>20</u> |
| TOTAL ASSESSED FINE | | <u>\$ 200.00</u> |

NARRATIVE:

(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE: Valley Camp of Utah/Belina NOV # 90-28-4-1

PERMIT # ACT/007/001 Assessment Date: 9/12/90

Nature of Violation: Failure to conduct coal mining operations as described in the approved plan.

Date of Termination: 7/17/90

| | <u>Proposed Assessment</u> | <u>Final Assessment</u> |
|---------------------------------|--------------------------------|-----------------------------|
| (1) History/Previous Violations | <u>0</u> | <u>0</u> |
| (2) Seriousness | | |
| (a) Probability of Occurrence | <u>20</u> | <u>15</u> |
| Extent of Damage | <u>8</u> | <u>0</u> |
| (b) Hindrance to Enforcement | <u>0</u> | <u>0</u> |
| (3) Negligence | <u>8</u> | <u>8</u> |
| (4) Good Faith | <u>-0</u> | <u>-3</u> |
| Total Points | <u>36</u> | <u>20</u> |
| TOTAL ASSESSED FINE | | <u>\$ 200.00</u> |

NARRATIVE:

(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Coal overflow from designated storage area, while outside plan area posed no environmental threat and disturbed only non-reclaimed area. Abatement by revising plan to show extent of coal storage was speedy and effective.

jb
MNACT07021.1