



0044

STATE OF UTAH
NATURAL RESOURCES & ENERGY
Oil, Gas & Mining

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

*filed**certified mail no.
P324 743 348*

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Cleon B. Feight, Division Director

March 2, 1983

REGISTERED RETURN RECEIPT REQUESTED

Mr. Ralph Jerman
Utah Power & Light Company
P.O. Box 899
Salt Lake City, Utah 84110

RE: Finalized Assessment for
State Violation
No. N82-4-6-1
ACT/015/018B

Dear Mr. Jerman:

The civil penalty for the Violation No. N82-4-6-1, 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 thirty days of your receipt of this letter. Additionally, you must have escrowed the assessed civil penalties with the Division within thirty days of receipt of the proposed assessment. 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 days of your receipt of this letter.

Thank you for your cooperation.

Sincerely,

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/gb
Enclosure

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

NOV/88 No. N82-4-6-1

Location of Conference: None held.

Date of Conference: ----

Company Name/Mine Name: Utah Power & Light Company / Wilberg / ACT/015/018(B)

<u>Persons in Attendance</u>	<u>Title</u>

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
<u>N82-4-6-1</u>	<u>\$ 340.00</u>
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Approved: *PW Daniels*
(Signature of Conference Officer)

Date: 3/2/83

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.

FINAL ASSESSMENT
~~ASSESSMENT CONFERENCE REPORT~~
 (continued)

1. Notice of Violation/~~Cancellation~~ Order No. N82-4-6-1

Violation 1 of 1

- (a) Nature of violation: Failure to maintain sediment control structures.
- (b) Date of termination: July 23, 1982

2. Conference Result	<u>Proposed Assessment</u>	<u>Conference Assessment</u>
(a) History/Prev. Vio.	<u>3</u>	<u>3</u>
(b) Seriousness		
(1) Probability of Occurrence	<u>8</u>	<u>8</u>
Extent of Damage	<u>10</u>	<u>10</u>
(2) Obstr. to Enforcement	<u>--</u>	<u>--</u>
(c) Negligence	<u>10</u>	<u>10</u>
(d) Good Faith	<u>--</u>	<u>--</u>
(e) Acreage	<u>--</u>	<u>--</u>
TOTAL	<u>31</u>	<u>27</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.)

Normal compliance of a difficult abatement situation allows the application of good faith points to this violation.