



STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

Julie
Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

July 14, 1986

CERTIFIED RETURN RECEIPT REQUESTED
P 001 771 270

Mr. Dee W. Jense
Utah Power and Light Company
P. O. Box 899
Salt Lake City, Utah 84110

Dear Mr. Jense:

RE: Finalized Assessment for State Violation No. N86-9-2-2, #1 of 2
ACT/015/019, Folder #8, Emery County, Utah

The civil penalty for the above referenced violation has been finalized. This assessment has been finalized as a result of a review of all pertinent data and facts which were not available on the date of the proposed assessment, due to the length of the abatement period.

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 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 and mail % Jan Brown at the address listed above.

Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script that reads 'Barbara W. Roberts'.

Barbara W. Roberts
Assessment Conference Officer

re

cc: Donna Griffin, OSM Albuquerque Field Office
0450Q

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

COMPANY/MINE UP&L/Wilberg NOV # N86-9-2-2
 PERMIT # ACT/015/019 VIOLATION 1 OF 2
 Assessment Date June 27, 1986 Assessment Officer Barbara W. Roberts

Nature of violation: Failure to prevent additional contributions to streamflow.

Date of termination: April 1, 1986

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>3</u>	<u>9</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>15</u>	<u>20</u>
Extent of Damage	<u>8</u>	<u>8</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>1</u>	<u>1</u>
(4) Good Faith	<u> </u>	<u>-10</u>
 TOTAL	 <u>27</u>	 <u>28</u>
	TOTAL ASSESSED FINE	<u>\$ 360.00</u>

3. Narrative:

History points raised as a result of additional violations having been finalized subsequent to the issuance of the proposed penalty for this violation. Probability of occurrence points raised as a result of the modification of UMC 845.13 (b)(2)(i) effective December 18, 1985 setting the "occurred" category at 20 points.

0448Q