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1- VIOLATION

Public Resources Code 4435

If any fire originates from the operating or use of any engine, machine, barbecue, incinerator, railroad rolling stock, chimney, or any other device which may kindle a fire, the occurrence of the fire is prima facie evidence of negligence in the maintenance, operation, or use of such engine, machine, barbecue, incinerator, railroad rolling stock, chimney, or any other device. If such fire escapes from the place where it originated and it can be determined which person's negligence caused such a fire, such person is guilty of a misdemeanor.

Health and Safety Code 13009 unequivocally provides that any person who negligently sets a fire is liable for the suppression cost incurred in fighting the fire.