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**KAISER
STEEL**

KAISER STEEL CORPORATION
SUNNYSIDE COAL MINES
SUNNYSIDE, UTAH 84539
TELEPHONE 801-888-4421

October 3, 1979



Denise Dragoo
Special Assistant Attorney General
Department of Natural Resources
Division of Oil, Gas & Mining
1588 West North Temple
Salt Lake City, Utah 84116

Re: Refuse Pile Haul Road Berm

Dear Miss Dragoo:

This letter is written confirmation of our telephone conversation this date (10-3-79) relative to placing additional coal waste on the existing berm leading to our coal refuse pile.

An inspection of the outside facilities at our Sunnyside Mines (ACT/007/007) was made on this date by an inspector from the Price Subdistrict Office of MSHA. He stated that a portion of the haul road leading to the coarse refuse disposal site did not have an adequate berm on the outer edge and the existing berm is now required to be increased to a total height of 4 feet above the road surface. The area in question is outlined on the enclosed map.

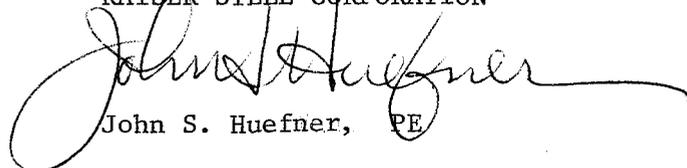
We feel compelled to comply with this request. Kaiser Steel Corporation hereby requests special permission to place additional coal waste material on approximately one-half mile of existing berm alongside the haul road leading to the coarse refuse pile. This berm does lie within the Refuse Permit Area. We know this use is part of the question to be resolved in the special study period and whatever determinations are decided at the end of the study will be fully complied with. The existing berm is subject to the same stipulations.

We are using the coal refuse because it is readily available and a stable material. We feel that there is no other suitable material in the area, and if natural soil were used, we would be creating another disturbed area.

Kaiser understands that your approval will be conditional.

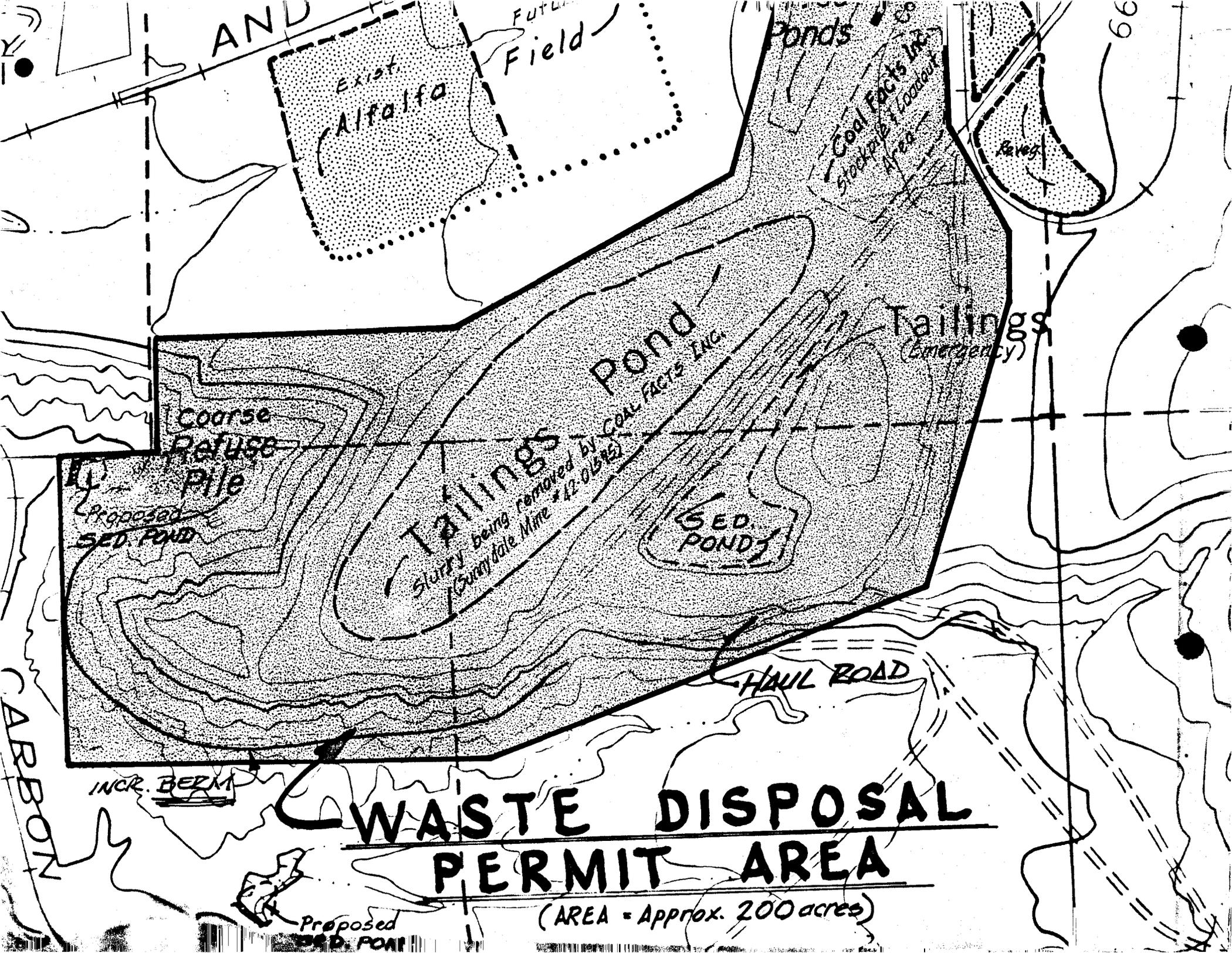
Sincerely,

KAISER STEEL CORPORATION


John S. Huefner, PE

JSH:dm

Enclosure



AND

Exist. Alfalfa Field
FUTURE Field

Ponds

Coal Facts Inc. Stockpiles Area

River

69

Coarse Refuse Pile

Proposed SED. POND

TAILINGS POND
slurry being removed by COAL FACTS INC. (Sunnydale Mine #42-01585)

SED. POND

Tailings (Emergency)

HAUL ROAD

CARBON

INCR. BERM

WASTE DISPOSAL PERMIT AREA

(AREA = Approx. 200 acres)

Proposed SED. POND