



0002

STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

ACT/007/007  
#4

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

December 24, 1986

Mr. C. W. McGlothlin, Jr.  
Vice President & General Manager  
Kaiser Coal Corporation  
Sunnyside Mines  
P. O. Box B  
Sunnyside, Utah 84539

Dear Mr. McGlothlin:

Re: Modification of NOV N86-4-12-1, Sunnyside Surface Facilities  
Sedimentation Pond, ACT/007/007, Carbon County, Utah

Your letter of December 11, 1986 requesting an extension in time for construction of the Sunnyside surface facilities sedimentation pond from December 15, 1986 to July 1, 1987, has been reviewed by Division personnel. This review substantiates that delays in obtaining the State Health Construction Permit for this facility and subsequent construction problems attendant to frozen soil conditions have precluded construction of this site in the fall 1986 field season.

The fall 1986 construction completion date was predicated on abatement times stated in Notice of Violation #N86-4-12-1 (September 30, 1986). Attached is a modification of this NOV (Part I of I) modifying abatement time for completion of construction on this surface facility sediment pond to June 1, 1987. I hope this date which differs slightly from your proposal in your December 19 letter is acceptable.

Sincerely,

Lowell P. Braxton  
Administrator  
Mineral Resource Development  
and Reclamation Program

djh  
Enclosure  
cc: M. Shilling  
K. May J. Fricke  
W. Hedberg D. Lof  
J. Whitehead

0799R/48



### MODIFICATION OF NOTICE OF VIOLATION/CESSATION ORDER

To the following Permittee or Operator:

Name Kaiser Coal Corporation (KCC)

Mailing Address P.O. Box D Sunnyside, UT 84539

State Permit No. ACT/007/007

Utah Coal Mining & Reclamation Act, Section 40-10-1 et seq., Utah Code Annotated (1953):

Notice of Violation No. N 86-4-12-1 dated SEPT 30, 19 86.

Cessation Order No. C \_\_\_\_\_ dated \_\_\_\_\_, 19 \_\_\_\_\_.

Part 1 of 1 is modified as follows: ABATEMENT TIME: PART B IS CHANGED TO JUNE 1, 1987

Reason for modification is DELAYS IN OBTAINING STATE HEALTH CONSTRUCTION PERMIT AND

FROZEN SOIL CONDITIONS HAVE PRECLUDED THE CONSTRUCTION OF THE POND THIS FALL. KCC HAD MADE VERBAL REQUEST FOR AN EXTENSION PRIOR

Part \_\_\_\_\_ of \_\_\_\_\_ is modified as follows: TO THE 12/15/86 DEADLINE AND A WRITTEN

REQUEST WAS RECEIVED ON 12/15/86. ON 12/17/86 A PARTIAL INSPECTION WAS CONDUCTED, AT WHICH TIME THE FROZEN SOIL CONDITIONS WERE CONFIRMED.

Reason for modification is \_\_\_\_\_

Part \_\_\_\_\_ of \_\_\_\_\_ is modified as follows: \_\_\_\_\_

Date of service/mailling 12/22/86

Time of service/mailling 2:00  a.m.  p.m.

Date of inspection 12/17/86

CARL WINTERS  
Permittee/Operator representative

SENIOR MINING ENGINEER  
Title

ISSUED FROM THE DIVISION  
Signature

DAVID LOE #4  
Division of Oil, Gas & Mining

MINING FIELD SPECIALIST  
Title

[Signature]  
Signature