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Pre file - mine
cc L. Braxton
K May
DEN

United States Department of the Interior

OFFICE OF SURFACE MINING
RECLAMATION AND ENFORCEMENT
SUITE 310
625 SILVER AVENUE, S.W.
ALBUQUERQUE, NEW MEXICO 87102

TAKE PRIDE IN AMERICA

JUN 28 1988

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JUL 1 1988
DIVISION OF
OIL, GAS & MINING

Dr. Dianne R. Nielson, Director
Division of Oil, Gas and Mining
Department of Natural Resources
3 Triad Center, Suite 350
355 West North Temple
Salt Lake City, UT 84180-1203

Re: Sunnyside Mine, Ten-Day Notice 88-2-1-7-4, T.V. 2

Dear Dr. Nielson:

The Albuquerque Field Office will withdraw Violation No. 1 of the above TDN. The alleged violation for combination spillways will be processed as a program implementation issue because of what appears to be different interpretations of the standard. We will conduct a case-by-case technical review of each situation and inform you of any necessary action.

Violation No. 2 was issued for failure to direct surface drainage from disturbed areas through a sedimentation pond. Surface drainage from borrow areas was not being directed into the existing sediment ponds. A subsequent review of Surface Facilities Hydrology Plate III-1, 1 of 3, Book III of the Mining and Reclamation Plan revealed a permit defect relating to this matter. The MRP shows borrow area No. 3 outside the watershed of the Old Coarse Refuse Road sediment pond. Drainage control for the borrow areas was not addressed in the MRP.

The Division's second TDN response, dated June 20, 1988, indicates the operator has been directed to correct the situation by submitting plans by June 30, 1988, and implementing those plans by September 30, 1988. In accordance with the criteria found in OSMRE Directive INE-27, AFO finds the Division's response to TDN No. 88-2-107-4, Violation No. 2, to be appropriate.

If you have any questions concerning this matter, please contact Stephen Rathbun at (505) 766-1486.

Sincerely,

Robert H. Hagen, Director
Albuquerque Field Office