

# Sunnyside Coal Company

Operations • Highway 123 • P.O. Box 99 • Sunnyside, Utah 84539

and #2  
Copy Henry and  
PAM

July 25, 1991

Ms. Pamela Grubaugh-Littig  
Utah Division of Oil, Gas & Mining  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203

Dear Pam:

Re: EPC Construction Trespass On Sunnyside Coal Company  
Permit Area ACT/007/007

On July 22, 1991, EPC Construction trespassed onto Sunnyside Coal Company's Permit Area ACT/007/007 by constructing a ditch across a pre-law disturbance area adjacent to the haul road. The intent was to direct the effluent water from the Clear Water Pond (004) to the Pasture Pond (009).

The unauthorized disturbance was discovered by Sunnyside Coal Company officials and reported to DOGM Inspector Henry Sauer on July 23, 1991.

Sunnyside Coal Company contacted the construction company (TIC), and the ditch was removed. Effluent from the Clear Water Pond (004) never reached the Pasture Pond (009). Enclosed is a description of the disturbance which occurred.

If you have any further questions, please feel free to contact me.

Sincerely,



Karl R. Houskeeper  
Environmental Coordinator

KRH:th

Enclosure

cc: Joe Fielder  
Gary Gray

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DIVISION OF  
OIL GAS & MINING

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303-938-1506  
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**Operations**  
Highway 123  
P.O. Box 99  
Sunnyside, UT 84539  
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EPC CONSTRUCTION TRESPASS ON PERMIT ACT/007/007

1. Diversion ditch carrying approximately 5 gpm water from 004 discharge across EPC plant site to Sunnyside Coal Company's permit boundary. The ditch crossed the boundary into pre-law area (not bonded) approximately 20 feet full width of ditch construction zone and approximately another 500 feet paralleling the refuse haul road. The ditch connected with the haul road ditch, which delivers runoff to Pasture Pond (009).
2. Total area disturbed is estimated to be approximately 0.23 acres. The amount of dirt moved is estimated to be 56 cubic yards in a 1.5-foot deep by 4-foot wide triangular ditch, 500 feet long.
3. Ditch was constructed Monday, July 22; and the ditch was replaced Tuesday, July 23, immediately after notifying the construction company. Water from the 004 pond discharge did not reach the permit boundary.