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Mine file
Pam
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Sunnyside Coal Company

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

December 3, 1992

RECEIVED
DEC 0 7 1992
DIVISION OF
OIL GAS & MINING

Mr. Lowell Braxton
Permit Supervisor
Utah Division of Oil, Gas & Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Dear Pam:

Re: NOV's Of Sunnyside Mine, Sunnyside Coal Company,
Act 007/007, Carbon County, Utah

Sunnyside Coal Company would like to respond to your letter of concern about the above caption written on November 10, 1992. Certainly, you should be concerned about the number of NOV's issued; we are also.

You are aware of our situation at this mine -- operations re-started out of bankruptcy, old existing conditions to be re-examined and re-permitted, a planned reduction in permit acreage and reclamation liability associated with the Cogen Plant, and significant changes in reclamation regulations.

You should be aware that our business has been and will continue to be difficult. Our continued operation depends on staying within the manning and spending levels budgeted. We have a real concern and dedication to compliance but must balance this with our own existence.

It has been our commitment to cooperate and work with the Division over the past two years to rectify the problems with the PAP and the large, complicated site. With the exception of the last three months, we feel that sufficient resources have been dedicated to compliance. Due to (1) Sunnyside Cogen's permit application process; (2) the July 11, 1992, storm event; and (3) the Coarse Refuse Pile TDN, NOV's, and permit amendments, these dedicated resources have been overwhelmed. We are belatedly recognizing this.

Corporate Offices
The Registry
1113 Spruce Street
Boulder, CO 80302
303-938-1506
FAX: 303-938-5050

Sales Office
1350 17th Street
Suite 350
Denver, CO 80202
303-534-3348
FAX: 303-825-8626

West Coast Division
1345 Astoria Drive
Fairfield, CA 94533
707-425-4506

Operations
Highway 123
P.O. Box 99
Sunnyside, UT 84539
801-888-4421
FAX: 801-888-2581

We do feel a need to further discuss your and our concerns about compliance problems at Sunnyside. We appreciate your meeting with us on Tuesday, December 8, around 2:30 p.m.

Sincerely,

Joe Fielder
Mine Manager

JF:th

cc: Gary Gray