



NO. N 92-40-12-2

To the following Permittee or Operator:

Name Sunnyside Coal Company
 Mine Sunnyside Mine Surface Underground Other
 County Carbon State Utah Telephone (801) 888-4421
 Mailing Address PO Box 99, Highway 123, Sunnyside, Utah 84539
 State Permit No. ACT/007/002
 Ownership Category State Federal Fee Mixed
 Date of inspection 11 November, 19 92
 Time of inspection 8:00 a.m. p.m. to 4:00 a.m. p.m.
 Operator Name (other than Permittee) _____
 Mailing Address _____

notice of violation

Under authority of the Utah Coal Mining and Reclamation Act, Section 40-10-1 et seq., *Utah Code Annotated*, 1953, the undersigned authorized representative of the Division of Oil, Gas & Mining has conducted an inspection of above mine on above date and has found violation(s) of the act, regulations or required permit condition(s) listed in attachment(s). This notice constitutes a separate Notice of Violation for each violation listed.

You must abate each of these violations within the designated abatement time. You are responsible for doing all work in a safe and workmanlike manner.

The undersigned representative finds that **cessation of mining is** is not expressly or in practical effect required by this notice. For this purpose, "mining" means extracting coal from the earth or a waste pile, and transporting it within or from the mine site.

This notice shall remain in effect until it expires as provided on reverse side of this form, or is modified, terminated or vacated by written notice of an authorized representative of the director of the Division of Oil, Gas & Mining. Time for abatement may be extended by authorized representative for good cause, if a request is made within a reasonable time before the end of abatement period.

Date of service/ mailing 12 November 1992 Time of service/ mailing 10:00 a.m. p.m.

PETE DESS
Permittee/Operator representative
Pete Dess
Signature

ENVIRONMENTAL COORDINATOR
Title

HUGH KLEIN
Division of Oil, Gas & Mining representative
Hugh Klein
Signature

Reclamation Specialist
Title
#40
Identification Number

SEE REVERSE SIDE
WHITE-DOG M YELLOW-OPERATOR PINK-OSM GOLDENROD-NOV FILE



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NOTICE OF VIOLATION NO. N 92-40-12-2 part 1

Violation No. 1 of 2

Nature of violation

For failing to monitor ground-water in accordance with the approved plan.

Provisions of act, regulations or permit violated

R645-301-731.210

Portion of operation to which notice applies

19TH left inside seal point designated as PC-1 (Pale Canyon Spring)

Remedial action required (including any interim steps)

Conduct quarterly monitoring at PC-1 and the 19TH left inside seal as required in the approved plan.

Abatement time (including interim steps)

Remedial action will be conducted starting with this quarter (4TH quarter 1992) and all subsequent quarters required.



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NOTICE OF VIOLATION NO. N 92-40-12-2 part 2

Violation No. 2 of 2

Nature of violation

For failing to monitor surface water in accordance with the approved plan.

Provisions of act, regulations or permit violated

R 645-301-731.220

Portion of operation to which notice applies

Scelander Wash (designated as point ICE-1)

~~Scelander Wash (designated as point ICE-1)~~

Course Refuse-B (designated as point CRB)

Remedial action required (including any interim steps)

Conduct monthly monitoring at ICE-1 and ^{CRB} ~~ICE-1~~ as required in the approved plan.

Abatement time (including interim steps)

Remedial action will be conducted starting with this month (November 1992) and all subsequent months required.