



NO. N 92-32-17-1

notice of violation

To the following Permittee or Operator:

Name Sunnyside Coal Company
 Mine SUNNYSIDE MINES Surface Underground Other
 County CARBON State UT Telephone (801) 888-4421
 Mailing Address P.O. Box 99, Highway 123, Sunnyside, UT. 84539
 State Permit No. ACT/007/007
 Ownership Category State Federal Fee Mixed
 Date of inspection 11/10 - 11/12, 19 92
 Time of inspection 11/12 4:00 a.m. p.m. to 2:00 a.m. p.m.
 Operator Name (other than Permittee) _____
 Mailing Address _____

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/mailling 11/12/92 Time of service/mailling 1:30 a.m. p.m.

PETER HESS
Permittee/Operator representative
Peter Hess
Signature

ENVIRONMENTAL COORDINATOR
Title

HENRY SAUER
Division of Oil, Gas & Mining representative
Henry Sauer
Signature

Senior Reclamation & Safety Specialist
Title
#3
Identification Number

SEE REVERSE SIDE

WHITE-DOG M YELLOW-OS M PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE



NOTICE OF VIOLATION NO. N 92-32-17-1

Violation No. 1 of 1

Nature of violation

Failure to maintain diversion structures.

Provisions of act, regulations or permit violated

R 645-301-792.312

Portion of operation to which notice applies

WHITMORE FAN BTCA AREA ROAD CULVERT (PLAT 5-5, DWG # A5-0109)
FAN CANYON BTCA AREA CULVERT WHICH DRAINS THE SUBSTATION PAD (PLAT 5-5,
DWG # A5-0110)

Remedial action required (including any interim steps)

Clean out culverts so they function as designed

Abatement time (including interim steps)

Do later than 5:00 P.M. December 1, 1992