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NO. N 92-32-15-1

notice of violation

To the following Permittee or Operator:

Name SUNNYSIDE COAL COMPANY
 Mine SUNNYSIDE MINE 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 11/10/92 - 11/12/92 19 92
 Time of inspection 11/11/92 8:00 a.m. p.m. to 4:00 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/ mailing 11/14/92 Time of service/ mailing 1:30 a.m. p.m.
 Permittee/Operator representative Peter HESS Title ENVIRONMENTAL COORDINATOR
 Signature Peter HESS
 Division of Oil, Gas & Mining representative HENRY SACER Title SENIOR RECLAMATION Soils SPECIALIST
 Signature Henry Sacer Identification Number #32

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



NOTICE OF VIOLATION NO. N 92-32-15-1

Violation No. 1 of 1

Nature of violation

Failure to maintain sediment control measures using the best technology currently available.

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Provisions of act, regulations or permit violated

RG45-742.110

Portion of operation to which notice applies

THE SILT FENCES BELOW THE COARSE REFUSE TOE POND.
THE SILT FENCES BELOW THE RAILROAD TRACKS, WEST OF THE BASE OF THE COARSE REFUSE PILE.
THE SILT FENCES TREATING THE OLD FACILITIES AREA IN WATER CANYON

Remedial action required (including any interim steps)

Reconstruct sediment control measures so as to ~~be~~ function ~~ing~~ according to design.

Abatement time (including interim steps)

NO LATER THAN 5:00 P.M. DECEMBER 1, 1992