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NO. N 93-32-6-1

notice of violation

To the following Permittee or Operator,

Name SUNNYSIDE COAL COMPANY

Mine SUNNYSIDE COAL MINE  Surface  Underground  Other

County CARBON State UT. Telephone (801) 888-

Mailing Address P.O. BOX 99, STATE HIGHWAY 123, SUNNYSIDE, 84523

State Permit No. ACT/007/007

Ownership Category  State  Federal  Fee  Mixed

Date of inspection 11/17-19 1993

Time of inspection 11/17-10:00  a.m. 11/17-5:00  p.m.  
11/18-7:00  a.m.  p.m. to 11/18-5:30  a.m.  p.m.  
11/19-7:30  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 11/19/93 Time of service/ mailing \_\_\_\_\_  a.m.  p.m.

PETER HESS  
Permitter/Operator representative  
Peter Hess  
Signature

ENVIRONMENTAL COORDINATOR  
Title

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

Senior Reclamation Soils Specialist  
Title  
#32  
Identification Number

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



NOTICE OF VIOLATION NO. N 93-3276-1

Violation No. 1 of 1

Nature of violation

Conducting mining activities outside of the approved disturbed area. Failure to conduct coal mining and reclamation activities only on lands specifically designated in the permit. Placement of coarse refuse in ~~an~~ undisturbed diversion ditch.

Provisions of act, regulations or permit violated

RG45-300-141

Portion of operation to which notice applies

The undisturbed diversion ditch east of the Saco Flats Temporary Coarse Refuse Storage Area. Immediately below culvert C-12 coarse refuse has spilled over and into the undisturbed diversion ditch.

Remedial action required (including any interim steps)

Remove coarse refuse from the undisturbed diversion ditch noted above.

Abatement time (including interim steps)

No later than 5:00 P.M. ~~November 26, 1993~~ December 1, 1993