

*mine file*  
*J Helfrich*  
*JB*  
*5-5-94*

0079

# SUNNYSIDE COAL COMPANY

CORPORATE OFFICE

1113 SPRUCE STREET  
BOULDER, COLORADO  
U.S.A

PHONE: (303) 938-1506  
FAX: (303) 938-5005

DATE: 4/28/94 FROM: RM Burnham  
NAME: Mr. Lowell Braxton  
COMPANY: DOGM  
FAX: 801-359-3940  
PHONE:

NUMBER OF PAGES: 2

# Sunnyside Coal Company

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

April 28, 1994

Mr. Mike Herkimer  
Water Quality Division  
288 North 1460 West  
P.O. Box 144870  
Salt Lake City, UT 84114-4870

Re: Sunnyside DMR's - March 1994

Dear Mr. Herkimer:

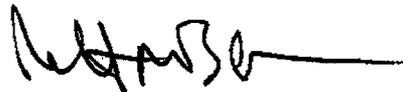
Sunnyside Coal Company was forced to seek relief through Chapter 11 of the United States Bankruptcy Code on March 25, 1994. Because of this filing, the water lab performing sample analysis for the Sunnyside mine became a prepetition, unsecured creditor. As a result, the lab has not released the March water sample results for inclusion in the March DMR's required to be filed today.

Consequently, I am requesting that the division be lenient regarding timetables for filing this data. Sunnyside collected the water samples for the March reporting period and the samples have been analyzed. Sunnyside is not aware of any water compliance issues associated with the March sampling period. However, Sunnyside is not currently in possession of the data. We are attempting to obtain the release of the data and will file the DMR's in a timely fashion following receipt of the data from the water lab.

April water samples have been collected and sent to a different laboratory. As this is a post-bankruptcy transaction, these samples will not be impacted by the filing. The DMR's will be filed as required in May.

Thank you for your understanding and cooperation in this manner.

Sincerely,



Robert M. Burnham  
President

cc: Lowell Braxton - DOGM  
EPA Region VIII - Water Management Division

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

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