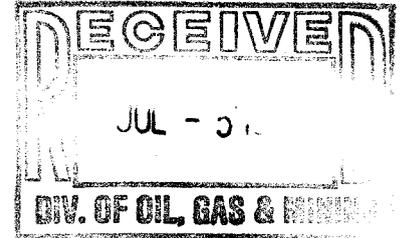


0008

**SUNNYSIDE COAL COMPANY**

**Debtor in Possession**

1113 Spruce Street  
Boulder, Colorado 80302  
(303) 938-1506  
Facsimile: (303) 938-5005



June 30, 1994

Mr. Lowell P. Braxton  
Associate Director, Mining  
Utah Division of Oil, Gas and Minerals  
State of Utah Natural Resources  
355 W. North Temple, Suite 350  
Salt Lake City, UT 84180-1203

~~ACT/007/007-92D #2~~

Re: Removal of Water Canyon Refuse Pile from the Disturbed Area in the Sunnyside Mine Permit Area, Sunnyside Mine, Sunnyside Coal Company, ACT/007/007-92D, Carbon County, Utah

Dear Lowell:

Attached please find three copies of Plate 5-20 as requested by your letter of June 8, 1994.

If you have any questions please feel free to call me.

Sincerely,

A handwritten signature in dark ink, appearing to read "R. Burnham".

Robert M. Burnham  
President

cc: J. Semborski  
Mike Elder

File: 40628lpb.wp



From the desk of  
**Lowell Braxton**

7/6

Pam

These maps support our findings that most of the water canyon site is out of the Sennyetts Point Area. The request for permit change is better supported these findings. Do we need anything else to complete the permit change?



Lucia





State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt  
Governor

Ted Stewart  
Executive Director

James W. Carter  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340  
801-359-3940 (Fax)  
801-538-5319 (TDD)

June 8, 1994

cc: June

Mr. Robert M. Burnham, President  
Sunnyside Coal Company  
1113 Spruce Street  
Boulder, CO 80302

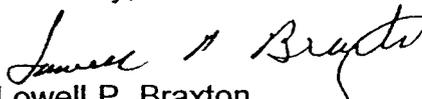
Re: Conditional Approval of Removal of Water Canyon Refuse Pile from the Disturbed Area in the Sunnyside Mine Permit Area, Sunnyside Mine, Sunnyside Coal Company, ACT/007/007-92D, Folder #3, Carbon County, Utah

Dear Mr. Burnham:

Sunnyside Coal Company resubmitted a permit change to remove the Water Canyon Refuse Pile from the disturbed area of the permit area on January 25, 1993, ACT/007/007-92D. This permit change to remove the Water Canyon refuse pile from the Mining and Reclamation Plan is characterized as a permit amendment. Evidence has been submitted by Sunnyside Coal Company supporting the fact that **no activities** defined under the Utah Coal Regulatory Program as "coal mining and reclamation operations" have occurred on the Water Canyon refuse pile subsequent to SMCRA, i.e. August 3, 1977.

Therefore, the Division approves the deletion of the Water Canyon Refuse Pile from the disturbed area of the Sunnyside Mine permit area in concept, with the condition that Plate 5-20 be resubmitted with two-foot contours of the Water Canyon area and the disturbed area boundary be delineated exactly. Please submit three copies of the revised Plate 5-20 by July 5, 1994.

Sincerely,

  
Lowell P. Braxton  
Associate Director, Mining

cc: Pamela Grubaugh-Littig  
Mary Ann Wright



\*\*\*\*\*  
\*\*\*\*\*

CF AIR/Water  
Canyon

\*\* TRANSMIT CONFIRMATION REPORT \*\*

Journal No. : 008  
Receiver : 2022193100  
Transmitter : DIV OIL GAS & MINING  
Date : Jun 10,94 11:49  
Document : 02 pages  
Time : 01'21"  
Mode : G3 NORMAL  
Result : OK

3  
Copies also  
in AML - file name  
yet to be determined  
6/17/94  
T.H.  
Gene Krueger

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\*\* TRANSMIT CONFIRMATION REPORT \*\*

Journal No. : 007  
Receiver : 505 7662609  
Transmitter : DIV OIL GAS & MINING  
Date : Jun 10,94 11:45  
Document : 02 pages  
Time : 01'05"  
Mode : G3 NORMAL  
Result : OK

Ron Sassaman

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State of Utah  
 DEPARTMENT OF NATURAL RESOURCES  
 DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt  
 Governor  
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 Salt Lake City, Utah 84180-1203  
 801-538-5340  
 801-359-3940 (Fax)  
 801-538-5319 (TDD)

FACSIMILE COVER SHEET

DATE: June 10, 1994  
 FAX # 202-219-3100  
 ATTN: Gene Krueger  
 COMPANY: \_\_\_\_\_  
 FROM: Mary Ann Wright - DOGM/AMR  
 NUMBER OF PAGES BEING SENT (INCLUDING THIS ONE): 2

If you do not receive all of the pages, or if they are illegible, please call (801) 538-5340.

MESSAGES:

Water Canyon is now removed from  
the Sunnyside Mine Permit area. Lowell  
Braxton informs me that such an  
amendment needs no federal approval so  
this should release this site for your  
purposes.  
cc Gene Krueger

