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

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July 13, 1994

Mr. Robert Burnham, President
BXG Inc.
The Registry
113 Spruce Street. Ste 301
Boulder, CO 80302

Re: Inadequate Ponds, Sunnyside Coal Company, Sunnyside Mine, ACT/007/007-93CC,
Folder #3, Carbon County, Utah

Dear Mr. Burnham:

The Division has completed a review of the as-built drawings for the Upper No. 2 Canyon and Hoist House sediment ponds submitted on June 29, 1994. Both ponds were found to be slightly undersized and they will need to be enlarged so that they will have adequate storage capacity. NOV N93-32-3-8 part 2 of 8 is considered to still be in effect.

The Hoist House pond has a volume of 1.225 acre-feet of sediment storage, but needs 1.24 acre-feet. The volume to the emergency spillway is 1.833 acre-feet instead of 1.89 acre-feet. The Upper No. 2 Canyon sediment pond has a volume of 0.235 acre-feet after cleanout, but needs 0.26 acre-feet. The volume to the emergency spillway is 0.185 acre-feet while 0.19 acre-feet is required.

Modification of both ponds is needed in order for Sunnyside Mine to be in compliance with the Utah Coal Regulatory Program. Please modify the ponds appropriately and submit revised as-builts by no later than August 11, 1994 in order to abate NOV N93-32-3-8. Your cooperation is appreciated. Please call if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Daron R. Haddock".
Daron R. Haddock
Permit Supervisor

cc: J. Helfrich
W. Western
H. Sauer
P. Grubaugh-Littig
Mike Elder

