

0039



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

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Salt Lake City, Utah 84180-1203
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801-359-3940 (Fax)
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June 3, 1994

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

Re: Denial of Deep Production Well Amendment, Sunnyside Coal Company,
Sunnyside Mine, ACT/007/007-94E, Folder #3, Carbon County, Utah

Dear Mr. Burnham:

The Division received the above-noted permit change on May 27, 1994 to incorporate a deep production water well into Sunnyside Mine's permit. This production well is designed to provide water to Sunnyside Cogeneration's Power Plant only and is characterized as not "mining-related", i.e. the water line would only cross the Sunnyside Mine permit area, but is not a "mining-related" activity.

If indeed, this proposed well and associated pipeline, are not related to mining, it would only need to be identified on appropriate Sunnyside Mine surface facility maps, pursuant to R645-301-521.122: "Maps, plans, and cross sections showing all the relevant information required by the Division include - Existing Surface and Subsurface Facilities and Features - that clearly show, 'The location of surface and subsurface man-made features within, passing through, or passing over the proposed permit area, including, but not limited to, major electric transmissions lines, **pipelines**, and agricultural drainage tile fields.'" No additional disturbed area would be involved, and should not be added to Sunnyside Mine's reclamation obligation, nor would designs for topsoil storage and protection be required.

The proposed use of Pond 001 is also not clear in the application. It appears that Sunnyside Cogeneration Associates plans to use the pond. This use is not contemplated in Sunnyside's plan and would not be allowed unless there is specific transfer of that facility to Sunnyside Cogeneration Associates, including UPDES permitting as well. Sunnyside Coal Company is currently responsible for the reclamation of Pond 001.



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Sunnyside Coal Company
ACT/007/007-94E
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Therefore, this application is denied. If you have any questions, please call Daron Haddock or me.

Sincerely,



Pamela Grubaugh-Littig
Permit Supervisor

cc: Scott Carlson, EWP
Lowell P. Braxton

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*          ** TRANSMIT CONFIRMATION REPORT **  
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*      Journal No.   : 004  
*      Receiver      :           8012661671  
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*      Time          : 01'31"  
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UTAH DIVISION OF OIL, GAS AND MINING
 FACSIMILE COVER SHEET

DATE: 6-7-94
 FAX # 266-1671
 ATTN: Scott Carlson
 COMPANY: Edthoff, Watson + Preactor
 FROM: Phmela Grobaugh - L. Hig
 DEPARTMENT: DDGM
 NUMBER OF PAGES BEING SENT (INCLUDING THIS ONE): 3

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