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SUNNYSIDE COGENERATION ASSOCIATES

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November 16, 1993

Mr. Randy Harden  
Senior Reclamation Engineer  
Division of Oil, Gas and Mining  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203

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DIVISION OF  
OIL, GAS & MINING

RE: Sunnyside Cogeneration Associates (SCA) Permit No. ACT/007/035  
Violation No. N93-40-5-9, Violation No 7 of 9

Dear Randy,

This letter is in response to Violation N93-40-5-9 number 7 of 9, "Failure to separate and segregate topsoil from an area prior to disturbance." SCA submitted a revised Plate 3-1, Pre and Post Law Disturbed Area Map, with the September 15, 1993 submittal. However, DOGM has informed SCA that the submittal did not constitute an "effective response." The revised Plate 3-1 provided the general location of the disturbed area, but did not address topsoil handling and segregation of the topsoil prior to disturbance.

SCA is currently preparing more detailed disturbed area maps of the permit site. These are being accomplished in coordination with a detailed field survey of the disturbed area. The complete set of disturbed area maps should be completed by December 15, 1993.

SCA will, however, prepare a submittal in direct response to this violation which will include a detailed site plan (Scale 1"=100') of the disturbed area. Also, a discussion of how the topsoil will be handled will be prepared. This plan will be consistent with the Sunnyside Coal Company Plan.

At this time SCA requests an extension for this violation to November 30, 1993. This will allow SCA time to field survey the disturbed area around the Coarse Refuse Toe Pond, prepare accurate plans depicting the disturbed area, and field check the plans.

If you have any questions, please feel free to give Alane Boyd a call.

Sincerely,

*DEB for*  
David Pearce  
Authorized Member, Management Committee

*Alane E. Boyd*  
Alane E. Boyd, P.E.  
Senior Engineer

cc: Brian Burnett, CDN