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SUNNYSIDE COGENERATION ASSOCIATES

POST OFFICE BOX 58087
SALT LAKE CITY, UTAH 84158-0087

September 27, 1993

Randy Harden
Department of Natural Resources
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

ACT/007/035
RECEIVED #5
SEP 27 1993
DIVISION OF
OIL, GAS & MINING

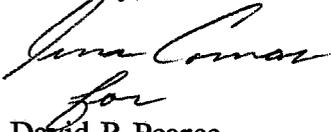
Dear Randy:

This letter is in response to the Notice of Violation received, No. N93-40-5-9, Violation No. 8 of 9, for failing to conduct coal mining and reclamation only on lands specifically designated in the permit. This applies to the outlet diversion of the Pasture Pond.

Recent field surveys indicate that once the outlet diversion crosses the permit boundary, it does not cross back into the permit area.

Revised plates 7-1a, and 7-6 are enclosed. These show the outlet diversion in its proper location. Calculations for the diversion design are current as previously submitted (9/15/93) in Appendix 7-3.

Sincerely,



David R Pearce
Authorized Member, Management Committee



Jim Comas
Environmental Auditor
Eckhoff, Watson and Preator Engineering

JC/sc

cc: Brian Burnett/Callister, Duncan and Nebeker