0016

Mine file
note: cc has been sent to SFO

CALLISTER NEBEKER & McCULLOUGH
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
SUITE 800 KENNECOTT BUILDING
SALT LAKE CITY, UTAH 84133
TELEPHONE 801-530-7300
FAX 801-364-9127

LOUIS H. CALLISTER
GARY R. HOWE
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FRED W. FINLINSON
DOROTHY C. PLESHE
JOHN A. BECKSTEAD[1]
JEFFREY N. CLAYTON
JAMES R. HOLBROOK
CHARLES M. BENNETT[2]
W. WALDAN LLOYD
JAMES R. BLACK
H. RUSSELL HETTINGER
JEFFREY L. SHIELDS
STEVEN E. TYLER
CRAIG F. McCULLOUGH
GARY B. HANSEN
RANDALL D BENSON
R. WILLIS ORTON
GEORGE E. HARRIS, JR.[3]
T. RICHARD DAVIS
DAMON E. COOMBS
BRIAN W. BURNETT
CASS C. BUTLER
ANDRÉS DIAZ
LYNDA COOK
JOHN H. REES
MARK L. CALLISTER[4]
P. BRYAN FISHBURN
JAN M. BERGESON
JOHN B. LINDSAY
DOUGLAS K. CUMMINGS
LUCY KNIGHT ANDRE
KATHRYN C. KNIGHT
ZACHARY T. SHIELDS

[1]ALSO MEMBER ARIZONA BAR
[2]ALSO MEMBER FLORIDA BAR
[3]ALSO MEMBER MISSOURI BAR
[4]ALSO MEMBER CALIFORNIA BAR

OF COUNSEL
WAYNE L. BLACK, P.C.
FRED L. FINLINSON
RICHARD H. NEBEKER
EARL P. STATEN

LOUIS H. CALLISTER, SR.
(1904-1983)
PARNELL BLACK
(1897-1951)

TO CALL WRITER DIRECT

September 30, 1994

RECEIVED
OCT - 3 1994
DIV. OF OIL, GAS & MINING

Office of Surface Mining
Reclamation and Enforcement
P.O. Box 360095M
Pittsburgh, Pennsylvania 15251-6095

Re: Sunnyside Cogeneration Associates - Permit No. ACT\007\035
Coal Reclamation Fee Reports - OSM-1

To Whom It May Concern:

Enclosed please find OSM-1 Coal Reclamation Fee Reports for the four quarters of 1993 and for the first and second quarters of 1994. Sunnyside Cogeneration Associates ("SCA") received these reports one week ago today. On that same day, a Ten-Day Notice was sent to the Utah Division of Oil, Gas and Mining ("DOGM") stating that SCA had failed to fill out these reports for the last six quarters. Also please find enclosed, a copy of a letter to me from the U.S. Department of the Interior, Office of Surface Mining ("OSM"), dated July 27, 1994 stating that the SCA project does not need to pay reclamation fees, but must still fill out the Coal Reclamation Fee Report OSM-1. When SCA received this letter, we assumed that the reports needed to be filled out prospectively.

The numbers provided to you for gross tons in these OSM-1 forms include a small amount of coal purchased from another location and are not waste coal. In the future, we will try to separate these numbers for the report.

Although SCA appreciates OSM's determination that the SCA project is not subject to reclamation fees, we question the need to fill out reports that essentially have no meaning. The information requested herein is provided in the Annual Report to DOGM which sets forth the annual consumption of waste coal. If OSM is interested in reviewing that material, it is on file with DOGM. We would respectfully request that the need to fill out OSM-1 forms on a quarterly basis be waived because this information is currently being provided to DOGM. If,

however, you are unable to grant this request, please send us a blank form so that we can comply prospectively.

Thank you for your cooperation in this regard. If you have any questions, please feel free to contact me.

Very truly yours,

CALLISTER NEBEKER & McCULLOUGH

Brian W. Burnett

BWB/mcm
cc: Lowell Braxton, DOGM
Russ Porter, OSM
David Pearce
Alane Boyd

G:\CDN\PUBL\BWB\LTR\120408-1

U. S. DEPT. OF THE INTERIOR

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Mine-Site Evaluation Inspection Report

1. Permittee/Person: SUNNYSIDE COGENERATION ASSOCIATES
2. Address: P.O. BOX 58087
3. City: SALT LAKE CITY
4. State: UT
5. Zip Code: 84158 - 0087
6. Phone Number: 801-888-4476
7. Operator if Different than Permittee: SAVAGE INDUSTRIES
8. Mine Name: SUNNYSIDE REFUSE & S

RECEIVED - 3 1994 DIV. OF OIL, GAS & MINING

9. Permit Number: UT-007-035
10. Type: a. Permit: PP; b. RA: S
11. Inspection Date: 09/23/94 (MM - DD - YY)
12. Inspection Type: RF
13. Joint Inspection: N (Y/N)
14. Permit Status: A
15. Site Status: AN
16. Facility Type: ACE
17. OSM Office #: 020
18. RSI #:
19. Land Code: S
20. M.S.H.A. ID #: 42-01813
21. State Code: 49
22. County Code: 007
23. AVS Permittee Entity ID Number: 128991
23b. State Office:

24. Performance Standard Categories

Codes: 1=Compliance, 2=Noncompliance, 3=Not Planned, 4=Not Started,5=Noncompliance Identified Elsewhere

A. Administrative
1.___Mining within Valid Permit
2.___Mining within Bonded Area
3.___Terms & Conditions of Permit
4.___Liability Insurance
5.___Ownership and Control
6.___Temporary Cessation

B. Hydrologic Balance
1.___Drainage Control
2.___Inspections & Certifications
3.___Siltation Structures
4.___Discharge Structures
5.___Diversions
6.___Effluent Limits
7.___Ground Water Monitoring
8.___Surface Water Monitoring
9.___Drainage -- Acid-Toxic Materials
10.___Impoundments
11.___Stream Buffer Zones

C. Topsoil & Subsoil
1.___Removal
2.___Substitute Materials
3.___Storage and Protection
4.___Redistribution

D. Backfilling & Grading
1.___Exposed Openings
2.___Contemporaneous Reclamation
3.___Approximate Original Contour
4.___Highwall Elimination
5.___Steep Slopes (includes downslope)
6.___Handling of Acid & Toxic Materials
7.___Stabilization (rills and gullies)

E. Excess Spoil Disposal
1.___Placement
2.___Drainage Control
3.___Surface Stabilization
4.___Inspections & Certifications

F. Coal Mine Waste (Refuse Piles/Impoundments)
1.___Drainage Control
2.___Surface Stabilization
3.___Placement
4.___Inspections and Certifications
5.___Impounding Structures

G. Use of Explosives
1.___Blaster Certification
2.___Distance Prohibitions
3.___Blast Survey/Schedule
4.___Warnings & Records
5.___Control of Adverse Effects

H. ___Subsidence Control Plan

I. Roads
1.___Road Construction
2.___Certification
3.___Drainage
4.___Surfacing and Maintenance
5.___Reclamation

J. Signs & Markers
1.___Signs
2.___Markers

K. ___Distance Prohibitions

L. Revegetation
1.___Vegetative Cover
2.___Timing

M. ___Postmining Land Use

N. Other
2 1) 2 OSM-1 REPORTING
___2)
___3)

25. Inspection Frequency

a. Date of Last State Complete Inspection: / /

Frequency for previous 4 Calendar Qtrs.

b. Number of required complete inspections: 0 — Number of complete inspections conducted: 0

c. Number of required partial inspections: 0 — Number of partial inspections conducted: 0

26. Inspection Hours

0.0	a. Permit Review
1.0	b. Inspection Time
0.0	c. Travel Time
1.0	d. Report Writing

27. Bonded Acres

0.0	a. Total bonded
0.0	b. Phase I released
0.0	c. Phase II released
0.0	d. Phase III released

28. Acres

310.0	a. Permitted
0.0	b. Disturbed (Estimated)

Revised July 1, 1993

U. S. DEPT. OF THE INTERIOR
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT
Mine-Site Evaluation Inspection Report

Permit Number: UT-007-035 | Inspection Date: 09/23/94

29. Identified Violation Data.

For inspection types C (Complete Random Sample) and SC or SP (Complete or Partial In-depth Review), list all violations present during the current Federal inspection and all violations, cited or uncited, identified in the last State complete inspection report. For any other inspection type, including Federal program inspections, list only violations observed during the current inspection or subject of current Federal follow-up actions.

	B Per. Std. Category	C Abated (Y/N)	D State Action	E Reason if Uncited	F Cause	G Seriousness PEO	H Seriousness Impact	I OSM Action	J OSM Action Number	K Optional
A. Specific State Law/Regulations Violated: 30 CFR 870.15 (B) Description: OSM-1 REPORTING										
1	N1	N			4	1	1	2	X94-020-352-004 V# 01	
A. Specific State Law/Regulations Violated: Description:										
2									V#	
A. Specific State Law/Regulations Violated: Description:										
3									V#	
A. Specific State Law/Regulations Violated: Description:										
4									V#	
A. Specific State Law/Regulations Violated: Description:										
5									V#	
A. Specific State Law/Regulations Violated: Description:										
6									V#	
A. Specific State Law/Regulations Violated: Description:										
7									V#	

D. State Action
1) Existed on LSCI, Cited
2) Existed on LSCI, Not Cited
3) Cited Prior to LSCI, Abatement Pending
4) Occurred Since LSCI
5) N/A Federal Program
6) N/A Permit Defect

E. State's Reason for not Citing Violation
1) Not a Violation
2) Precluded by State Policy
3) Not Included under State Program
4) Warning Given in Lieu of a Citation
5) Violation Not Recognized
6) Practice Allowed under Approved Permit
7) Too Minor to Cite
8) Working with Operator to Correct
9) Other _____

F. Cause
1) Permit Defect
2) Unusual Weather Conditions
3) Unofficial Waiver
4) Operator Negligence
5) Other _____

G. Probability of Event Occurrence
1) None or Unlikely
2) Likely
3) Occurred

H. Impact
Damage Remains Within the Permit Area
1) None or Minor
2) Moderate
3) Considerable
Damage Extends Beyond the Permit Area
4) None or Minor
5) Moderate
6) Considerable
Obstruction to Enforcement
7) None or Minor
8) Moderate
9) Considerable

I. OSM Action This Inspection
1) Deferred to State Action
2) TDN Issued
3) NOV Issued
4) FTA-CO Issued
5) IH-CO Issued (Imminent Environmental Harm)
6) ID-CO Issued (Imminent Danger to Public)
7) Previously Cited by RA, Abatement Pending
8) Abated during or before OSM Inspection
9) Follow-up of Federal Action

30. Signature
Russell Porter
Inspector's Signature

RUSSELL PORTER
Inspector's Printed Name

31. OSM Inspector ID#: 352

Dated: 09/23/94

Reviewing Official: [signature]

Review Date: 9/23/94

Revised July 1, 1993

INSPECTION REPORT

DATE: September 23, 1994

RECEIVED
OCT - 3 1994
DIV. OF OIL, GAS & MINING

MINE: Sunnyside Refuse

PERMIT NO.: ACT/007/035

COMPANY: Sunnyside Cogeneration Associates
P.O. Box 58087
Salt Lake City, Utah 84158
(801) 888-4476

The Office of Surface Mining, Fee Compliance Office, has determined that Sunnyside Cogeneration Associates has failed to file OSM-1 forms during all 4 quarters of 1993 and the first 2 quarters of 1994 for the use of coal at the Sunnyside Refuse plant.

The OSM-1 form is for the reporting of coal sold, used or transferred during the applicable calendar quarter. Public Law 95-87, Section 402 (c), and 30 CFR 870.15 (b) require reporting to be done on form OSM-1 for each calendar quarter that the above has occurred.

This noncompliance is being referred to the Sate of Utah, Division of Oil, Gas and Mining via Ten-Day Notice #94-020-352-004 TV1.

MSEIR: That item in block 24 marked with a "2" has been discussed above. The other items are left blank as they are not applicable at this time.

UNITED STATES DEPARTMENT OF THE INTERIOR
Office of Surface Mining
Reclamation and Enforcement

TEN-DAY NOTICE

Number: X-94-020-352-004 TV 1

Originating Office: OFFICE OF SURFACE MINING
505 MARQUETTE AVE. NW Suite 1600
ALBUQUERQUE, NM 87102
Telephone Number: 505-766-1486

Ten-Day Notice to the State of UTAH - DIVISION OF OIL, GAS AND MINING

You are notified that, as a result of FAILURE TO FILE OSM-1 FORM (e.g. a federal inspection, citizen information, etc.) the Secretary has reason to believe that the person described below is in violation of the Act or a permit condition required by the Act. If the State Regulatory Authority fails within ten days after receipt of this notice to take appropriate action to cause the violation(s) described herein to be corrected, or to show cause for such failure and transmit notice of your action to the Secretary through the originating office designated above, then a Federal inspection of the surface coal mining operation at which the alleged violation(s) is occurring will be conducted and appropriate enforcement action as required by Section 521(a)(1) of the Act will be taken.

Permittee: SUNNYSIDE COGENERATION ASSOC. (Or Operator if No Permit)
County: CARBON
Mailing Address: P.O. BOX 58087, SALT LAKE CITY, UT 84158
Permit Number: ACT/007/035
Mine Name: SUNNYSIDE REFUSE

☐ Surface
☐ Underground
☒ Other

NATURE OF VIOLATION AND LOCATION: ABOVE NAMED COMPANY HAS NOT FILED THE REQUIRED OSM-1 COAL PRODUCTION AND RECLAMATION FEE REPORT, AND, THEREFORE, IS IN VIOLATION OF SECTION 402(c) OF PUBLIC LAW 95-87, SURFACE MINING CONTROL AND RECLAMATION ACT OF 1977.

Section of State Law, Regulation or Permit Condition believed to have been violated:

NATURE OF VIOLATION AND LOCATION:

Section of State Law, Regulation or Permit Condition believed to have been violated:

NATURE OF VIOLATION AND LOCATION:

Section of State Law, Regulation or Permit Condition believed to have been violated:

RECEIVED
OCT - 3 1994
DIV. OF OIL, GAS & MINING

Remarks or Recommendations: ISSUE NOTICE OF VIOLATION WHICH REQUIRES THE COMPANY TO FILE OSM-1 FORMS.

Certified Return Receipt No. P 079 749 484

Date of Notice: 9-23-94

Signature of Authorized Rep.: Russ Porter

Print Name and ID: RUSS PORTER 352

Distribution: Original-State's Copy, Blue-Field Office, Yellow-Inspector's Copy

IE-160 (3/81)

United States Department of the Interior

OFFICE OF SURFACE MINING
Reclamation and Enforcement
WASHINGTON, D.C. 20240

OFFICIAL FILE COPY

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JUL 27 1994

Callister Nebeker & McCullough

SEP 23 1994

RECEIVED

Brian W. Burnett
Callister, Duncan & Nebeker
Suite 800, Kennecott Building
Salt Lake City, UT 84133

Dear Mr. Burnett:

This is in response to the correspondence and other data you submitted regarding the applicability of reclamation fees to the coal waste material generated from the Sunnyside Mine wash plant, and burned in the waste-coal fired small power production facility operated by Sunnyside Cogeneration Associates (SCA).

According to the information you have provided, it is our understanding that:

1. the material was or is the by-product of the coal preparation process, and has been found by the Federal Energy Regulatory Commission (FERC) to have little or no commercial value;

2. FERC has certified the SCA operation as a waste burning facility and that certification remains valid;

3. the material is not processed to remove the residual coal from the aggregate waste material; and

4. the material from the Sunnyside wash plant, which will be burned in the SCA facility, has no market value.

Based on this and related information, we find that the waste material in question has no value and will not be subject to reclamation fees. We must emphasize, however, that this information is subject to review by our staff, and that you must notify us immediately if any of the conditions you cited or representations you made should change. In addition, this finding does not release or in any way circumscribe SCA's or related parties' responsibilities under Title V of the Surface Mining Control and Reclamation Act, and as specified in the permit issued by the Utah Department of Natural Resources.

Post-It™ brand fax transmittal memo 7671 | # of pages ▸ 2

To JoAnn Hagan	From Jim Krowchyk
Co.	Co.
Dept.	Phone #
Fax #	Fax #

Because SCA's refuse pile operation is permitted, it will still be necessary to report the tonnage used from the pile on the Coal Reclamation Fee Report (Form OSM-1) that is mailed to operators each calendar quarter. Should you have any questions on these matters, please contact Jane Gray (606-233-2808) or James Krawchyk (412-921-2676) of our audit staff.

Sincerely,

[signed] R. J. Ewing

Robert Ewing, Assistant Director
Finance and Accounting

bcc: OSM/Subject
OSM/Read (2)
OSM/CIMS
OSM/DCM
OSM/ADF&A Read
OSM/DCM:JKrawchyk/dv:7/1/94:412-921-2676

U.S. Department of the Interior, Office of Surface Mining Reclamation and Enforcement

Part 1 -- OSM-1
Coal Reclamation Fee Report

1. Reporting for X 1st, ___ 2nd, ___ 3rd or ___ 4th quarter, 19 93

☞ This certification covers the following permit number(s):

Callister Nebeker
& McCullough

SEP 23 1994

RECEIVED

2. I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

Brian W Burnett BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett 9/30/94

Signature Date

3. Subscribed and sworn to before me in my presence the 30th day of September, 19 ___.

Margaret M

Notary Public signature

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires
June 20, 1998
STATE OF UTAH

My commission expires June 20, 1998

4. Contact person BRIAN BURNETT

Telephone number (801) 530-7300

Master entity number 128991

Reporting entity number 128991

Check one ___ wire transfer
___ check

SUNNYSIDE COGENERATION ASSOC
PO BOX 58087
SALT LAKE CITY UT 84158

5. Total payment enclosed

$ 0.00

Title 30 U.S.C. Section 1232 provides that any person, corporate officer, agent or director, on behalf of a coal mine operator who knowingly makes any false statements, representation or certification, or knowingly fails to make any statement, representation or certification required in this section shall, upon conviction, be punished by a fine of not more than $10,000, or by imprisonment for not more than one year or both.

Approved by OMB, no. 1029-0063. Expires 6/94

Part 2 -- Coal Reclamation Fee Report, OSM-1

You must fill out a Part 2 and Part 3 for each permit number you are reporting.

6. Reporting for X 1st, ____ 2nd, ____ 3rd or ____ 4th quarter, 1993

7. **Permit Number** ACT/007/035 **Mine Name** Sunnyside Coarse Refuse + Slurry **State** UT

a. MSHA number 1211-UT-09-01813-02	e. Permittee name Sunnyside Cogeneration Associates	h. Operator name SAVAGE Industries
b. County Tribe Carbon	f. Address P.O. Box 58087 SALT LAKE CITY, UTAH 84158	i. Address 5250 South 300 West Suite 200 SLC, UTAH 84107
c. ☐ Mining complete		
d. ☐ All stockpile reported	g. Taxpayer I.D. 84-1027584	j. Taxpayer I.D. 87-0237425

8. **Fee Computation**

a. Gross tons 2500 . __ __	a. Gross tons ____ . __ __	a. Gross tons ____ . __ __
b. Moisture	b. Moisture	b. Moisture
(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %
(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %
(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %
c. Reduced tons ____ . __ __	c. Reduced tons ____ . __ __	c. Reduced tons ____ . __ __
d. Net tons ____ . __ __	d. Net tons ____ . __ __	d. Net tons ____ . __ __
e. Rate $. __ __ __ __	e. Rate $. __ __ __ __	e. Rate $. __ __ __ __
f. Calculated fee $ 0 00	f. Calculated fee $ ____ . __ __	f. Calculated fee $ ____ . __ __

Approved by OMB, no. 1029-0063
Expires 6/94

9. **Total calculated fee for this permit number** $ [redacted] 0 . 00

Part 3 -- Coal Reclamation Fee Report, OSM-1

Complete a Part 3 for each permit number you are reporting. This information is required under section 402(c) of the Abandoned Mine Reclamation Act of 1990.

10. Reporting for X 1st, ____ 2nd, ____ 3rd or ____ 4th quarter, 19 93

11. Permit Number ACT/007/035 **Mine Name** Sunnyside Course Refuse & Slurry **State** UT

12.

Mineral owners	address	city/state/zip
Sunnyside Cogeneration Associates	same	

13.

Purchasers of coal	address	city/state/zip
none		

14.

Coal delivered to: (prep plant, tipple, loading point)	address	city/state/zip
Sunnyside Cogeneration Associates	same	

If you need more space, please attach additional sheets.

Amended OSM-1

Coal Reclamation Fee Report

Use this form to change an OSM-1 report already submitted. Send this form with any supporting documentation along with a check or wire transfer for applicable fees to:

Office of Surface Mining Reclamation and Enforcement
P.O. Box 360095M
Pittsburgh, PA 15251

Reporting for X 1st, ___ 2nd, ___ 3rd or ___ 4th quarter, 19 93

Master Entity number 128991

Permit number ACT/007/035

MSHA number 1211-UT-09-01813-02

Mine name Sunnyside Coarse Refuse + Slurry

State Utah

Contact name BRIAN W BURNETT

Telephone number (801) 530-7428

Block A

Enter originally reported tonnage below:

a. Gross tons 2500 . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ 0 . 00

Block B

Enter amended tonnage below:

a. Gross tons _____ . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ _____ . __ __

Block C

Enter the difference between A and B:

☐ + plus

☐ - minus

Calculated fee:

$ 0 . 00

☐ check

☐ wire transfer

Please explain the changes to your original filing on the back of this form.-

I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett — 9/30/94

Signature — Date

Subscribed and sworn to before me in my presence the 30th day of September 19 94

Margaret McQuarrie

Notary Public signature

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #[illegible]
Salt Lake City, UT 841[illegible]
My Commission Expir
June 20, 1996
STATE OF UTAH

My commission expires _____

Approved by OMB, no. 1029-0063. Expires 6/94

U.S. Department of the Interior, Office of Surface Mining Reclamation and Enforcement

Part 1 -- OSM-1
Coal Reclamation Fee Report

1. Reporting for ___1st, X 2nd, ___3rd or ___4th quarter, 19 93

This certification covers the following permit number(s):

2. I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett — 9/30/94

Signature — Date

Callister Nebeker & McCullough

SEP 23 1994

RECEIVED

3. Subscribed and sworn to before me in my presence the 30th day of September, 19 94

Margaret McQuarrie

Notary Public signature

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires
June 20, 1996
STATE OF UTAH

My commission expires _____

SUNNYSIDE COGENERATION ASSOC
PO BOX 58087
SALT LAKE CITY UT 84158

4.

Contact person BRIAN BURNETT

Telephone number (801) 530-7300

Master entity number 128991

Reporting entity number 128991

Check one ___ wire transfer
___ check

5. Total payment enclosed

$ 0.00

Title 30 U.S.C. Section 1232 provides that any person, corporate officer, agent or director, on behalf of a coal mine operator who knowingly makes any false statements, representation or certification, or knowingly fails to make any statement, representation or certification required in this section shall, upon conviction, be punished by a fine of not more than $10,000, or by imprisonment for not more than one year or both.

Approved by OMB, no. 1029-0063. Expires 6/94

Part 2 -- Coal Reclamation Fee Report, OSM-1

You must fill out a Part 2 and Part 3 for each permit number you are reporting.

6. Reporting for ____ 1st, X 2nd, ____ 3rd or ____ 4th quarter, 1993

7. Permit Number ACT/007/035 Mine Name Sunnyside Coarse Refuse + Slurry State UT

a. MSHA number 1211-UT-09-01813-02	e. Permittee name Sunnyside Cogeneration Associates	h. Operator name SAVAGE Industries
b. County Tribe CARBON	f. Address P.O. Box 58087 SALT LAKE CITY, UTAH 84108	i. Address 5250 South 300 West Suite 200 SLC, UTAH 84107
c. ☐ Mining complete		
d. ☐ All stockpile reported	g. Taxpayer I.D. 94-1027584	j. Taxpayer I.D. 87-0237425

8. Fee Computation

a. Gross tons 70,204 . __ __	a. Gross tons ____ . __ __	a. Gross tons ____ . __ __
b. Moisture	b. Moisture	b. Moisture
(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %
(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %
(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %
c. Reduced tons ____ . __ __	c. Reduced tons ____ . __ __	c. Reduced tons ____ . __ __
d. Net tons ____ . __ __	d. Net tons ____ . __ __	d. Net tons ____ . __ __
e. Rate $. __ __ __ __	e. Rate $. __ __ __ __	e. Rate $. __ __ __ __
f. Calculated fee $ 0.00	f. Calculated fee $ ____ . __ __	f. Calculated fee $ ____ . __ __

Approved by OMB, no. 1029-0063
Expires 6/94

9. Total calculated fee for this permit number $ 0.00

Part 3 -- Coal Reclamation Fee Report, OSM-1

Complete a Part 3 for each permit number you are reporting. This information is required under section 402(c) of the Abandoned Mine Reclamation Act of 1990.

10. Reporting for ____ 1st, X 2nd, ____ 3rd or ____ 4th quarter, 1993

11. Permit Number ACT/007/035 **Mine Name** Sunnyside Coarse Refuse & Slurry **State** UT

12.

Mineral owners	address	city/state/zip
Sunnyside Cogeneration Associates	SAME	

13.

Purchasers of coal	address	city/state/zip
NONE		

14.

Coal delivered to: (prep plant, tipple, loading point)	address	city/state/zip
Sunnyside Cogeneration Associates	same	

Amended OSM-1

Coal Reclamation Fee Report

Use this form to change an OSM-1 report already submitted. Send this form with any supporting documentation along with a check or wire transfer for applicable fees to:

Office of Surface Mining Reclamation and Enforcement
P.O. Box 360095M
Pittsburgh, PA 15251

Reporting for ___ 1st, X 2nd, ___ 3rd or ___ 4th quarter, 19 93

Master Entity number 128991

Permit number ACT/007/035

MSHA number 1211-UT-09-01813-02

Mine name Sunnyside Coarse Refuse and Slurry

State UTAH

Contact name BRIAN W BURNETT

Telephone number (801) 530-7428

Block A

Enter originally reported tonnage below:

a. Gross tons 70,204 . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ 0.00

Block B

Enter amended tonnage below:

a. Gross tons _____ . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ _____ . __ __

Block C

Enter the difference between A and B:

☐ + plus

☐ - minus

Calculated fee:

$ 0.00

☐ check

☐ wire transfer

Please explain the changes to your original filing on the back of this form.-

I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett

Signature

Date

Subscribed and sworn to before me in my presence the 30th day of September 19 93

Margaret McQuarrie

Notary Public signature

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires
June 20, 1996
STATE OF UTAH

(seal)

My commission expires _____

Approved by OMB, no. 1029-0063. Expires 6/94

U.S. Department of the Interior, Office of Surface Mining Reclamation and Enforcement

Part 1 -- OSM-1
Coal Reclamation Fee Report

1. Reporting for ___1st, ___2nd, X 3rd or ___4th quarter, 1993

This certification covers the following permit number(s):

2. I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett — 9/30/94

Signature — Date

Callister Nebeker & McCullough

SEP 23 1994

RECEIVED

3. Subscribed and sworn to before me in my presence the 30th day of September, 1994.

MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires June 20, 1996
STATE OF UTAH

Margaret McQuarrie

Notary Public signature

My commission expires _____

4. Contact person BRIAN BURNETT

Telephone number (801) 530-7300

Master entity number 128991

Reporting entity number 128991

Check one ___ wire transfer
___ check

SUNNYSIDE COGENERATION ASSOC
PO BOX 58087
SALT LAKE CITY UT 84158

5. Total payment enclosed

$ 0.00

Title 30 U.S.C. Section 1232 provides that any person, corporate officer, agent or director, on behalf of a coal mine operator who knowingly makes any false statements, representation or certification, or knowingly fails to make any statement, representation or certification required in this section shall, upon conviction, be punished by a fine of not more than $10,000, or by imprisonment for not more than one year or both.

Approved by OMB, no. 1029-0063. Expires 6/94

Part 2 -- Coal Reclamation Fee Report, OSM-1

You must fill out a Part 2 and Part 3 for each permit number you are reporting.

6. Reporting for ____1st, ____2nd, X 3rd or ____4th quarter, 1993

7. **Permit Number** ACT/007/035 **Mine Name** Sunnyside Coarse Refuse + Slurry **State** UT

a. MSHA number 1211-UT-09-01813-02	e. Permittee name Sunnyside Cogeneration Associates	h. Operator name SAVAGE Industries
b. County Tribe CARBON	f. Address P.O. Box 58087 SALT LAKE CITY, UTAH 84158	i. Address 5250 South 300 West Suite 200 SLC, UT 84107
c. ☐ Mining complete		
d. ☐ All stockpile reported	g. Taxpayer I.D. 84-1027584	j. Taxpayer I.D. 87-0237425

8. **Fee Computation**

a. Gross tons 106,877 . __ __	a. Gross tons _____ . __ __	a. Gross tons _____ . __ __
b. Moisture	b. Moisture	b. Moisture
(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %
(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %
(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %
c. Reduced tons _____ . __ __	c. Reduced tons _____ . __ __	c. Reduced tons _____ . __ __
d. Net tons _____ . __ __	d. Net tons _____ . __ __	d. Net tons _____ . __ __
e. Rate $. __ __ __ __	e. Rate $. __ __ __ __	e. Rate $. __ __ __ __
f. Calculated fee $ 0.00	f. Calculated fee $ _____ . __ __	f. Calculated fee $ _____ . __ __

Approved by OMB, no. 1029-0063
Expires 6/94

9. **Total calculated fee for this permit number** $ 0.00

Part 3 -- Coal Reclamation Fee Report, OSM-1

Complete a Part 3 for each permit number you are reporting. This information is required under section 402(c) of the Abandoned Mine Reclamation Act of 1990.

10. Reporting for ____1st, ____2nd, X 3rd or ____4th quarter, 1993

11. Permit Number ACT/007/035 **Mine Name** Sunnyside Course Refuse & Slurry **State** UT

12. Mineral owners	address	city/state/zip
Sunnyside Cogeneration Assoc.	SAME	

13. Purchasers of coal	address	city/state/zip
NONE		

14. Coal delivered to: (prep plant, tipple, loading point)	address	city/state/zip
Sunnyside Cogeneration Assoc.	SAME	

If you need more space, please attach additional sheets.

Amended OSM-1

Coal Reclamation Fee Report

Use this form to change an OSM-1 report already submitted. Send this form with any supporting documentation along with a check or wire transfer for applicable fees to:

Office of Surface Mining Reclamation and Enforcement
P.O. Box 360095M
Pittsburgh, PA 15251

Reporting for ___1st, ___2nd, X 3rd or ___4th quarter, 1993

Master Entity number 128991

Permit number ACT/007/035

MSHA number 1211-UT-09-01813-02

Mine name Sunnyside Coarse Refuse and Slurry

State UTAH

Contact name BRIAN W BURNETT

Telephone number (801) 530-7428

Block A

Enter originally reported tonnage below:

a. Gross tons 106,877.__ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ 0.00

Block B

Enter amended tonnage below:

a. Gross tons _____ . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ _____ . __ __

Block C

Enter the difference between A and B:

☐ + plus

☐ - minus

Calculated fee:

$ 0.00

☐ check

☐ wire transfer

Please explain the changes to your original filing on the back of this form.-

I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett

Signature Date

Subscribed and sworn to before me in my presence the 30th day of September

Margaret McQuarrie

Notary Public signature

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133 (seal)
My Commission Expires
June 20, 1996
STATE OF UTAH

My commission expires _____

Approved by OMB, no. 1029-0063. Expires 6/94

U.S. Department of the Interior, Office of Surface Mining Reclamation and Enforcement

Part 1 -- OSM-1
Coal Reclamation Fee Report

1. Reporting for ____1st, ____2nd, ____3rd or ✓ 4th quarter, 19 93

This certification covers the following permit number(s):

2. I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett — 9/30/94

Signature — Date

Callister Nebeker & McCullough

SEP 23 1994

RECEIVED

3. Subscribed and sworn to before me in my presence the 30th day of September 1994

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires
June 20, 1996
STATE OF UTAH

(seal)

Margaret McQuarrie

Notary Public signature

My commission expires _____

SUNNYSIDE COGENERATION ASSOC
PO BOX 58087
SALT LAKE CITY UT 84158

4.

Contact person BRIAN BURNETT

Telephone number (801) 530-7300

Master entity number 128991

Reporting entity number 128991

Check one ____ wire transfer
____ check

5. Total payment enclosed

$ 0.00

Title 30 U.S.C. Section 1232 provides that any person, corporate officer, agent or director, on behalf of a coal mine operator who knowingly makes any false statements, representation or certification, or knowingly fails to make any statement, representation or certification required in this section shall, upon conviction, be punished by a fine of not more than $10,000, or by imprisonment for not more than one year or both.

Approved by OMB, no. 1029-0063. Expires 6/94

Part 2 -- Coal Reclamation Fee Report, OSM-1

You must fill out a Part 2 and Part 3 for each permit number you are reporting.

6. Reporting for ____1st, ____2nd, ____3rd or X 4th quarter, 1993

7. Permit Number ACT/007/035 Mine Name Sunnyside Coarse Refuse + Slurry State UT

a. MSHA number 1211-UT-09-01813-02	e. Permittee name Sunnyside Cogeneration Associates	h. Operator name SAVAGE Industries
b. County Carbon Tribe	f. Address P.O. Box 58087 SALT LAKE CITY, UTAH 84158	i. Address 5250 South 300 West Suite 200 SLC, UTAH 84107
c. ☐ Mining complete		
d. ☐ All stockpile reported	g. Taxpayer I.D. 84-1027584	j. Taxpayer I.D. 87-0237425

8. Fee Computation

a. Gross tons 111,467 . __ __	a. Gross tons ____ . __ __	a. Gross tons ____ . __ __
b. Moisture	b. Moisture	b. Moisture
(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %
(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %
(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %
c. Reduced tons ____ . __ __	c. Reduced tons ____ . __ __	c. Reduced tons ____ . __ __
d. Net tons ____ . __ __	d. Net tons ____ . __ __	d. Net tons ____ . __ __
e. Rate $. __ __ __ __	e. Rate $. __ __ __ __	e. Rate $. __ __ __ __
f. Calculated fee $ 0.00	f. Calculated fee $ ____ . __ __	f. Calculated fee $ ____ . __ __

Approved by OMB, no. 1029-0063
Expires 6/94

9. Total calculated fee for this permit number $ 0.00

Part 3 -- Coal Reclamation Fee Report, OSM-1

Complete a Part 3 for each permit number you are reporting. This information is required under section 402(c) of the Abandoned Mine Reclamation Act of 1990.

10. Reporting for ____1st, ____2nd, ____3rd or X 4th quarter, 1993

11. Permit Number ACT/007/035 **Mine Name** Sunnyside Course Refuse & Slurry **State** UT

12.

Mineral owners	address	city/state/zip
Sunnyside Cogeneration Assoc.	SAME	

13.

Purchasers of coal	address	city/state/zip
NONE		

14.

Coal delivered to: (prep plant, tipple, loading point)	address	city/state/zip
Sunnyside Cogeneration Assoc.	SAME	

If you need more space, please attach additional sheets.

Amended OSM-1

Coal Reclamation Fee Report

Use this form to change an OSM-1 report already submitted. Send this form with any supporting documentation along with a check or wire transfer for applicable fees to:

Office of Surface Mining Reclamation and Enforcement
P.O. Box 360095M
Pittsburgh, PA 15251

Reporting for ___ 1st, ___ 2nd, ___ 3rd or X 4th quarter, 1993

Master Entity number 128991

Permit number ACT/007/035

MSHA number 1211-UT-09-01813-02

Mine name Sunnyside Coarse Refuse and Slurry

State UTAH

Contact name BRIAN W. BURNETT

Telephone number (801) 530-7428

Block A

Enter originally reported tonnage below:

a. Gross tons 111,467 . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ 0.00

Block B

Enter amended tonnage below:

a. Gross tons _____ . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ _____ . __ __

Block C

Enter the difference between A and B:

☐ + plus

☐ - minus

Calculated fee:

$ 0.00

☐ check

☐ wire transfer

Please explain the changes to your original filing on the back of this form.-

I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett 9/30/94

Signature Date

Subscribed and sworn to before me in my presence the 30th day of September 1994

Margaret McQuarrie (seal)

Notary Public signature

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires
June 20, 1996
STATE OF UTAH

My commission expires _____

Approved by OMB, no. 1029-0063. Expires 6/94

U.S. Department of the Interior, Office of Surface Mining Reclamation and Enforcement

Part 1 -- OSM-1
Coal Reclamation Fee Report

1. Reporting for X 1st, ___2nd, ___3rd or ___4th quarter, 19 94

This certification covers the following permit number(s):

2. I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett — 9/30/94

Signature — Date

Callister Nebeker & McCullough

SEP 23 1994

RECEIVED

3. Subscribed and sworn to before me in my presence the 30th day of September, 19 94.

Margaret McQuarrie

Notary Public signature

NOTARY PUBLIC
MARGARET McQUARRIE (seal)
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires
June 20, 1998
STATE OF UTAH

My commission expires _____

SUNNYSIDE COGENERATION ASSOC
PO BOX 58087
SALT LAKE CITY UT 84158

4.

Contact person BRIAN BURNETT

Telephone number (801) 530-7300

Master entity number 128991

Reporting entity number 128991

Check one ___ wire transfer
___ check

5. Total payment enclosed

$ 0.00

Title 30 U.S.C. Section 1232 provides that any person, corporate officer, agent or director, on behalf of a coal mine operator who knowingly makes any false statements, representation or certification, or knowingly fails to make any statement, representation or certification required in this section shall, upon conviction, be punished by a fine of not more than $10,000, or by imprisonment for not more than one year or both.

Approved by OMB, no. 1029-0063. Expires 6/94

Part 2 -- Coal Reclamation Fee Report, OSM-1

You must fill out a Part 2 and Part 3 for each permit number you are reporting.

6. Reporting for X 1st, ____ 2nd, ____ 3rd or ____ 4th quarter, 1994

7. Permit Number ACT/007/035 Mine Name Sunnyside Coarse Refuse + Slurry State UT

a. MSHA number 1211-UT-09-01813-02	e. Permittee name Sunnyside Cogeneration Associates	h. Operator name SAVAGE Industries
b. County CARBON Tribe	f. Address P. O. Box 58087 SLC, UTAH 84158	i. Address 5250 South 300 West Suite 200 SLC, UTAH 84107
c. ☐ Mining complete		
d. ☐ All stockpile reported	g. Taxpayer I.D. 84-1027584	j. Taxpayer I.D. 87-0237425

8. Fee Computation

a. Gross tons 99,932 . __ __	a. Gross tons _____ . __ __	a. Gross tons _____ . __ __
b. Moisture	b. Moisture	b. Moisture
(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %
(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %
(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %
c. Reduced tons _____ . __ __	c. Reduced tons _____ . __ __	c. Reduced tons _____ . __ __
d. Net tons _____ . __ __	d. Net tons _____ . __ __	d. Net tons _____ . __ __
e. Rate $. __ __ __ __	e. Rate $. __ __ __ __	e. Rate $. __ __ __ __
f. Calculated fee $ 0.00	f. Calculated fee $ _____ . __ __	f. Calculated fee $ _____ . __ __

Approved by OMB, no. 1029-0063
Expires 6/94

9. Total calculated fee for this permit number $ 0.00

Part 3 -- Coal Reclamation Fee Report, OSM-1

Complete a Part 3 for each permit number you are reporting. This information is required under section 402(c) of the Abandoned Mine Reclamation Act of 1990.

10. Reporting for X 1st, ____ 2nd, ____ 3rd or ____ 4th quarter, 1994

11. Permit Number ACT/007/035 **Mine Name** Sunnyside Coarse Refuse & Slurry **State** UT

12.

Mineral owners	address	city/state/zip
Sunnyside Cogeneration Assoc.	same	

13.

Purchasers of coal	address	city/state/zip
NONE		

14.

Coal delivered to: (prep plant, tipple, loading point)	address	city/state/zip
Sunnyside Cogeneration Assoc.	same	

Amended OSM-1

Coal Reclamation Fee Report

Use this form to change an OSM-1 report already submitted. Send this form with any supporting documentation along with a check or wire transfer for applicable fees to:

Office of Surface Mining Reclamation and Enforcement
P.O. Box 360095M
Pittsburgh, PA 15251

Reporting for X 1st, ___ 2nd, ___ 3rd or ___ 4th quarter, 1994

Master Entity number 128991

Permit number ACT/007/035

MSHA number 1211-UT-09-01813-02

Mine name Sunnyside Coarse Refuse + Slurry

State UTAH

Contact name BRIAN W BURNETT

Telephone number (801) 530-7428

Block A

Enter originally reported tonnage below:

a. Gross tons 99,932 . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ 0.00

Block B

Enter amended tonnage below:

a. Gross tons _____ . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ _____ . __ __

Block C

Enter the difference between A and B:

☐ + plus

☐ - minus

Calculated fee:

$ 0.00

☐ check

☐ wire transfer

Please explain the changes to your original filing on the back of this form.

I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett

Signature Date

Subscribed and sworn to before me in my presence the 30th day of September 1994

Margaret McQuarrie (seal)

Notary Public signature

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires
June 20, 1998
STATE OF UTAH

My commission expires _____

Approved by OMB, no. 1029-0063. Expires 6/94

U.S. Department of the Interior, Office of Surface Mining Reclamation and Enforcement

Part 1 -- OSM-1
Coal Reclamation Fee Report

1. Reporting for ___1st, X 2nd, ___3rd or ___4th quarter, 19 94

This certification covers the following permit number(s):

2. I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Signature _____ Date

Callister Nebeker & McCullough

SEP 23 1994

RECEIVED

3. Subscribed and sworn to before me in my presence the 30th day of September 1994.

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires
June 20, 1998
STATE OF UTAH

(seal)

Notary Public signature

My commission expires _____

SUNNYSIDE COGENERATION ASSOC
PO BOX 58087
SALT LAKE CITY UT 84158

4. Contact person BRIAN BURNETT

Telephone number (801) 530-7300

Master entity number 128991

Reporting entity number 128991

Check one ___ wire transfer
___ check

5. Total payment enclosed

$ 0.00

Title 30 U.S.C. Section 1232 provides that any person, corporate officer, agent or director, on behalf of a coal mine operator who knowingly makes any false statements, representation or certification, or knowingly fails to make any statement, representation or certification required in this section shall, upon conviction, be punished by a fine of not more than $10,000, or by imprisonment for not more than one year or both.

Approved by OMB, no. 1029-0063. Expires 6/94

Part 2 -- Coal Reclamation Fee Report, OSM-1

You must fill out a Part 2 and Part 3 for each permit number you are reporting.

6. Reporting for ____1st, X 2nd, ____3rd or ____4th quarter, 1994

7. Permit Number ACT/007/035 Mine Name Sunnyside Coarse Refuse & Slurry State UT

a. MSHA number 1211-UT-09-01813-02	e. Permittee name Sunnyside Cogeneration Associates	h. Operator name Savage Industries
b. County Tribe CARBON	f. Address P.O. Box 58087 SALT LAKE CITY, UTAH	i. Address 5250 South 300 West Suite 200 SLC, UTAH 84107
c. ☐ Mining complete		
d. ☐ All stockpile reported	g. Taxpayer I.D. 84-1027584	j. Taxpayer I.D. 87-0237425

8. Fee Computation

a. Gross tons 92,692 . __ __	a. Gross tons _____ . __ __	a. Gross tons _____ . __ __
b. Moisture	b. Moisture	b. Moisture
(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %	(1) total __ __ . __ __ __ __ %
(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %	(2) inherent __ __ . __ __ __ __ %
(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %	(3) excess __ __ . __ __ __ __ %
c. Reduced tons _____ . __ __	c. Reduced tons _____ . __ __	c. Reduced tons _____ . __ __
d. Net tons _____ . __ __	d. Net tons _____ . __ __	d. Net tons _____ . __ __
e. Rate $. __ __ __ __	e. Rate $. __ __ __ __	e. Rate $. __ __ __ __
f. Calculated fee $ 0.00	f. Calculated fee $ _____ . __ __	f. Calculated fee $ _____ . __ __

Approved by OMB, no. 1029-0063
Expires 6/94

9. Total calculated fee for this permit number $ 0.00

Part 3 -- Coal Reclamation Fee Report, OSM-1

Complete a Part 3 for each permit number you are reporting. This information is required under section 402(c) of the Abandoned Mine Reclamation Act of 1990.

10. Reporting for ____ 1st, X 2nd, ____ 3rd or ____ 4th quarter, 1994

11. Permit Number ACT/007/035 **Mine Name** Sunnyside Coarse Refuse & Slurry **State** UT

12.

Mineral owners	address	city/state/zip
Sunnyside Cogeneration Assoc.	same	

13.

Purchasers of coal	address	city/state/zip
NONE		

14.

Coal delivered to: (prep plant, tipple, loading point)	address	city/state/zip
Sunnyside Cogeneration Assoc.	same	

Amended OSM-1

Coal Reclamation Fee Report

Use this form to change an OSM-1 report already submitted. Send this form with any supporting documentation along with a check or wire transfer for applicable fees to:

Office of Surface Mining Reclamation and Enforcement
P.O. Box 360095M
Pittsburgh, PA 15251

Reporting for ___ 1st, X 2nd, ___ 3rd or ___ 4th quarter, 1994

Master Entity number 128991

Permit number ACT/007/035

MSHA number 1211-UT-09-01813-02

Mine name Sunnyside Coarse Refuse and Slurry

State UTAH

Contact name BRIAN W BURNETT

Telephone number (801) 530-7428

Block A

Enter originally reported tonnage below:

a. Gross tons 92,692 . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ 0.00

Block B

Enter amended tonnage below:

a. Gross tons _____ . __ __

b. Moisture

(1) total __ __ . __ __ __ __ %

(2) inherent __ __ . __ __ __ __ %

(3) excess __ __ . __ __ __ __ %

c. Reduced tons _____ . __ __

d. Net tons _____ . __ __

e. Rate $. __ __ __ __

f. Calculated fee $ _____ . __ __

Block C

Enter the difference between A and B:

☐ + plus

☐ - minus

Calculated fee:

$ 0.00

☐ check

☐ wire transfer

Please explain the changes to your original filing on the back of this form.-

I hereby certify that the statements made herein are true, complete and correct to the best of my knowledge and belief and are made in good faith.

BRIAN W BURNETT

Print in ink or type the name of reporting person, corporate officer, agent or director on behalf of the operator or the permittee.

Brian W Burnett — 9/30/94

Signature — Date

Subscribed and sworn to before me in my presence the 30th day of September, 1994

Margaret McQuarrie (seal)

Notary Public signature

NOTARY PUBLIC
MARGARET McQUARRIE
Kennecott Bldg., #800
Salt Lake City, UT 84133
My Commission Expires
June 20, 1998
STATE OF UTAH

My commission expires _____

Approved by OMB, no. 1029-0063. Expires 6/94