

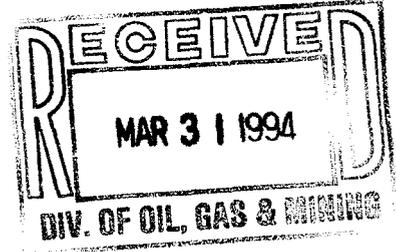
0043

SUNNYSIDE COGENERATION ASSOCIATES

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

March 29, 1993

Mr. Joe Helfrich
Utah Coal Regulatory Program
Division of Oil, Gas and Mining
3 Triad Center, Suite 150
355 West North Temple
Salt Lake City, Utah 84180-1203



Re: Sunnyside Cogeneration Associates (SCA)
Carbon County, Utah ACT/007/035
Violation Number N93-40-5-9, 1 of 9

*Route to Joe, then
file ACT/007/035 #5*

Dear Joe,

On August 17, 1993, State Violation Number N93-40-5-9, 1 of 9, was issued from an inspection by DOGM and OSM, stating a failure by SCA to perform contemporaneous reclamation on the third and fifth coarse refuse lifts.

During numerous meeting discussions and in an appeal letter to you on October 18, 1993, SCA proposed not to cover the fifth lift because it was currently being mined by SCA.

The seeding of the third and fourth coarse refuse lifts is now completed. The seeding of the fourth lift was performed as a good faith measure, as the fourth lift was not mentioned in the original violation. The fifth lift is still currently being mined so no covering or seeding will be accomplished on it at this time.

The purpose of this letter is to again document the status of the fifth coarse refuse lift, and to request a termination of State Violation Number N93-40-5-9, 1 of 9, on the basis of the completed seeding of the third lift.

Please feel free to call Alane Boyd if you have any questions.

Sincerely,

DRB for
David R. Pearce
Authorized Member, Management Committee

Alane E. Boyd
Alane Eckhoff Boyd, PE
EWP Project Manager

cc: Randy Harden
Brian Burnett