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NO. N 04-26-2-1

To the following Permittee or Operator:

Name Sunnyside Cogeneration Associates

Mine Sunnyside Refuse Surface Underground Other

County Caribou State Utah Telephone 801 888 4476

Mailing Address P.O. Box 58087, Salt Lake City, Ut 84158-0087

State Permit No. Act 007/035

Ownership Category State Federal Fee Mixed

Date of inspection April 20, 1994, 19__

Time of inspection 8:00 a.m. p.m. to 11:30 a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

notice of violation

Under authority of the Utah Coal Mining and Reclamation Act, Section 40-10-1 et seq., *Utah Code Annotated*, 1953, the undersigned authorized representative of the Division of Oil, Gas & Mining has conducted an inspection of above mine on above date and has found violation(s) of the act, regulations or required permit condition(s) listed in attachment(s). This notice constitutes a separate Notice of Violation for each violation listed.

You must abate each of these violations within the designated abatement time. You are responsible for doing all work in a safe and workmanlike manner.

The undersigned representative finds that **cessation of mining is** **is not** expressly or in practical effect required by this notice. For this purpose, "mining" means extracting coal from the earth or a waste pile, and transporting it within or from the mine site.

This notice shall remain in effect until it expires as provided on reverse side of this form, or is modified, terminated or vacated by written notice of an authorized representative of the director of the Division of Oil, Gas & Mining. Time for abatement may be extended by authorized representative for good cause, if a request is made within a reasonable time before the end of abatement period.

Date of service/mailing April 22, 1994 Time of service/mailing 10 a.m. p.m.

Vivi Comas
Permittee/Operator representative

Vivi Comas
Signature

Contract Engineer
Title

Wm. J. Malencik
Division of Oil, Gas & Mining representative

Jim J. Shabunick
Signature *4/20/94*

Rec. Spec.
Title

26
Identification Number

SEE REVERSE SIDE
WHITE-DOGM YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE

DOG M/NOV-1
Violation Code B-3.



NOTICE OF VIOLATION NO. N 94-26-2-1

Violation No. 1 of 1

Nature of violation

Failure to maintain a primary sediment control silt fence.

Provisions of act, regulations or permit violated

R645-301-752

Portion of operation to which notice applies

Disturbed area below refuse pile, near the "refuse seep," and adjacent to the railroad culvert inlet.

Remedial action required (including any interim steps)

Maintain silt fence

Abatement time (including interim steps)

April 27, 1994, 5 p.m., (Wednesday)