



NO. N 95-26-3-1

To the following Permittee or Operator:

Name Sunnyside Cogeneration Associates

Mine Sunnyside Refuse & Slurry Surface Underground Other

County Carboon State Ut Telephone 801-888-4476

Mailing Address P.O. Box 58087

State Permit No. Act 007/035

Ownership Category State Federal Fee Mixed

Date of inspection November 9, 1995, 19

Time of inspection 9 a.m. p.m. to 1 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~~ 11/9/95

Time of service/~~mailing~~ 1 a.m. p.m.

Danny Mattingly
Permittee/Operator representative

General Manager
Title

Danny Mattingly
Signature

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

Reclamation Specialist
Title

Wm. J. Malencik
Signature

26
Identification Number

11/9/95 Compliance Code B/B
SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 95-26-3-1

Violation No. 1 of 1

Nature of violation

Failure to perform water monitoring for the third quarter of calendar year 1995 on fuel stations in accordance with Utah Coal Rules and the Mining and Reclamation Plan.

Provisions of act, regulations or permit violated

R645-731.200

R645-300.142

Utah Code Annotated, Title 40-Chapter 10, 40-10-17

Portion of operation to which notice applies

Water Monitoring Stations As follows:

Declander Creek

Whitman Spring

Coarse Refuse Seep

Coarse Refuse Seep Boundary

Dragutaw Well

Remedial action required (including any interim steps)

Operator detected the third quarter sample oversight. They reported it to the undersigned and sampled the above mentioned sites immediately on Oct 20, 1995.

Abatement time (including interim steps)

None.