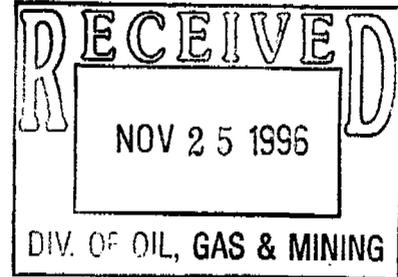


Sunnyside Cogeneration Associates

P.O. Box 10, East Carbon, Utah 84520 • (801) 888-4476 • Fax (801) 888-2538

November 20, 1996



Mr. Bill Malencik
 Division of Oil, Gas and Mining
 c/o College of Eastern Utah
 451 East 400 North Box 156
 Price, Utah 84501

RE: Permit No. ACT/007/035 #2 *Copy DAM*
 Sunnyside Cogeneration Associates
 Permit submittal to appoint the SCA General Manager as
 Resident Agent

Dear Mr. Malencik:

This submittal includes a minor revision to the Permit text of Chapter One which identifies the SCA General Manager as the Resident Agent for Sunnyside Cogeneration Associates. In the event that personnel changes occur, these responsibilities will be retained by the individual currently in the position.

If you have any questions concerning this matter, please feel free to call SCA at (801) 888-4476. Thank you.

Sincerely,

SUNNYSIDE COGENERATION ASSOCIATES

Walter R. Murt

Authorized Member

/lls

Enclosure

c.c. Bob Evans, NRG
 Doug Burnham, B&W
 Alane E. Boyd, EWP
 Brian Burnett, CNM
 ✓ Pam Grubaugh-Littig, DOGM
 Rusty Netz, SCA
 Tim O'Brien, NRG
 John Hurt, B&W
 John Hill, NRG
 General Manager, SCA

**CHAPTER ONE
100 GENERAL CONTENTS**

112 IDENTIFICATION OF INTERESTS

112.100 Statement as to Type of Entity

The Applicant, Sunnyside Cogeneration Associates (SCA), is a Utah joint venture between NRG Sunnyside, Inc. ("NRG Sunnyside"), and B&W Sunnyside L.P. ("B&W Sunnyside"), a Delaware limited partnership. Information regarding these entities and other parent or controlling corporations appears in the Corporate Structure exhibit attached hereto. The relevant corporate relationships are also described in the sections that follow.

112.210 Information Regarding Applicant

Additional information regarding the applicant may be obtained by contacting:

<u>Local</u> Sunnyside Cogeneration Associates Attn: General Manager P.O. Box 10 East Carbon, Utah 84520 EIN: 84-1027564 Phone: (801) 888-4476	<u>NRG Sunnyside Venture Partner</u> c/o NRG Energy, Inc. Attn: Tim O'Brien, Esq. 1221 Nicollet Mall Suite 700 Minneapolis, MN 55403-2445 EIN: 41-1805522 Phone: (612) 373-5368	<u>B&W Sunnyside Venture Partner</u> c/o Babcock & Wilcox Attn: John Hurt, Esq. 20 S. Van Buren Avenue P.O. Box 351 Barberton, OH 44203 EIN: 34-1802273 Phone: (330) 860-2702
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Utah Counsel

Fred W. Finlinson, Esq.
Brian W. Burnett, Esq.
Callister Nebeker & McCullough
Gateway Tower East, Suite 900
10 East South Temple
Salt Lake City, UT 84133
Phone: (801) 530-7300

Environmental/Technical Contacts:

Bob Evans NRG Energy, Inc. 1221 Nicollet Mall, Suite 700 Minneapolis, MN 55403-2445 Phone: (612) 373-5428	Doug Burnham Babcock & Wilcox 20 So. Van Buren Avenue P.O. Box 351 Barberton, OH 44203 Phone: (330) 860-6794
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112.220 Information Regarding Resident Agent

Sunnyside Cogeneration Associates
Attn: General Manager
P.O. Box 10, East Carbon, Utah 84520 (mailing address)
#1 Power Plant Road, Sunnyside, Utah 84539 (street address)
Telephone: (801) 888-4476
EIN: 84-1027564

112.230 Information Regarding Abandoned Mine Land Reclamation Fee:

On July 27, 1994 the Office of Surface Mining found that the waste material located within the SCA Permit Area has no value and is not subject to reclamation fees. Correspondence relating to this matter is included in Appendix 1-1. OSM-1 to be filed.

112.300-330 Information Regarding "Owners" and "Controllers"

The Applicant, SCA, is a Utah joint venture. SCA holds the contracts, property, and permits for the project in its name. Because the joint venture is essentially a partnership between NRG Sunnyside and B&W Sunnyside, SCA has no corporate information of its own. Therefore, the information required under §330 is provided for the joint venture partners, NRG Sunnyside and B&W Sunnyside, and their parent or controlling corporations. The information relevant to B&W Sunnyside traces to the parentage of the McDermott entities. The information relevant to NRG Sunnyside traces to the parentage of the Northern States Power entities. Please, therefore, note the following:

APPLICATION FOR PERMIT CHANGE

Title of Change: **SUNNYSIDE COGENERATION ASSOCIATES**

Permit submittal to appoint the SCA General Manager as the Resident Agent

Permit Number: **ACT/007/035**

Mine: **Sunnyside Cogen. Assoc.**

Permittee: **Sunnyside Cogen. Assoc.**

Description - include reason for change and timing required to implement: **Permit submittal to appoint the SCA General Manager as the Resident Agent**

- | | | |
|------------------------------|--|---|
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease. |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 2. Change in the size of the Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease. |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 3. Will permit change include operations outside the Cumulative Hydrologic Impact Area? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 4. Will permit change include operations in hydrologic basins other than currently approved? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 6. Does permit change require or include public notice publication? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 7. Permit change as a result of a Violation? Violation # _____ |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 8. Permit change as a result of a Division Order? D.O. # _____ |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 9. Permit change as a result of other laws or regulations? Explain: _____ |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 10. Does permit change require or include ownership, control, right-of-entry, or compliance information? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 11. Does the permit change affect the surface landowner or change the post mining land use? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 12. Does permit change require or include collection and reporting of any baseline information? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 13. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 14. Does permit change require or include soil removal, storage or placement? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 15. Does permit change require or include vegetation monitoring, removal or revegetation activities? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 16. Does permit change require or include construction, modification, or removal of surface facilities? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 17. Does permit change require or include water monitoring, sediment or drainage control measures? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 18. Does permit change require or include certified designs, maps, or calculations? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 19. Does permit change require or include underground design or mine sequence and timing? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 20. Does permit change require or include subsidence control or monitoring? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 21. Have reclamation costs for bonding been provided or revised for any change in the reclamation plan? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 23. Is this permit change coal exploration activity <input type="checkbox"/> inside <input type="checkbox"/> outside of the permit area? N/A |

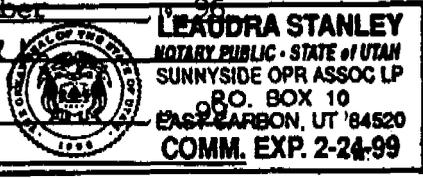
Attached **3** complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all aspects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

Walter R. Atkinson
 Authorized Member 11/20/96
 Signed - Name Position - Date

Subscribed and sworn to before me this 20th day of November 1996

Leandra Stanley
 Notary Public



My Commission Expires: 2/24

Attest: STATE OF Utah
 COUNTY OF Carbon

Received by Oil, Gas & Mining

ASSIGNED PERMIT CHANGE NUMBER

