

Sunnyside Cogeneration Associates

P.O. Box 10, East Carbon, Utah 84520 • (435) 888-4476 • Fax (435) 888-2538

Dr. [unclear]
cc: Daron w/o

October 26, 2000

Division of Oil Gas and Mining
Attn Daron R. Haddock
1594 W. North Temple
Suite 1210
Salt Lake City UT 84114

RE: Sunnyside Cogeneration Associates
BTCA Areas Update – DOGM Midterm Review ACT/007/035 – MT00

Dear Mr. Haddock,

Enclosed is a permit amendment package (BTCA Areas Update) to address updates to the permit based on the findings in the Midterm Review ACT/007/035 – MT00 as discussed in our conference call with the Division on October 17, 2000. The deficient findings listed in the review are addressed as follows:

Operation Plan – Hydrologic Information

Findings: R645-301-742.231, Two of the three areas which have been reported as BTCA areas have not had sufficient analyses performed (design and treatment analysis) to qualify them as such. Although the area of BTCA #3 is shown on PE certified sheet number 7-1B, the area is not designated as a BTCA. No sediment analysis can be found for the designated BTCA area which is adjacent to the clear water pond. The only sediment analysis which can be found in the current plan is for the Old Coarse Refuse Haul Road Reclamation, which has been generally referred to in this document as BTCA #2. Problems exist with BTCA #2 as current field conditions do not match what is shown in the MRP, (i.e., silt fence locations). This fact voids the P.E. certification of sheet numbers 7-1A and 7-1C.

This amendment includes the following items intended to address each of the above items concerning the three BTCA areas:

- BTCA Area #1 (North of Clear Water Pond) - Updated drawings to show flow arrows, provide copies of sediment analysis packet from existing Permit Appendix 7-7. Replaced straw bales in the field to more efficiently control sediments.
- BTCA Area #2 (Old Coarse Refuse Road Reclaimed Area) – Updated drawings to call out “Approximate” location of alternate sediment controls, included photos of actual site with silt fences.

- BTCA Area #3 (Toe of Coarse Refuse Pile near RR Culvert) – Updated drawings to include hatching, and arrow to alternate sediment control locations. Prepared sediment analysis packet to be included into Permit Appendix 7-7.
- Prepared a new drawing identifying various types of Alternate Sediment Controls (silt fences, straw bales, water bars, sediment check dams, etc) which can be used on the permit site.
- Prepared permit text amendments to reflect adjustments as needed for the above.

Findings: R645-301-742.400, The road going to the rail cut pond is in need of maintenance. It was the DOGM recommendation that water bars be installed and the interior ditch be repaired.

- SCA has performed the described maintenance and the site is available for inspection by DOGM.

Findings: R645-301-743, The clear water sediment pond is in need of repair. The inlet has eroded. The suggested repair was to install a gradation of angular riprap and grout the inlet with concrete.

- SCA has performed the described maintenance and the site is available for inspection by DOGM.

Should you have any questions, please contact Rusty Netz at (435) 888-4476.

Sincerely,

Agent For
Sunnyside Cogeneration Associates



Randy J. Scott
Plant Manager

Enclosure

c.c. Bill Malencik/Peter Hess, DOGM (Price Field Office)
Kendall Reed, ACI (w/o Attachments)
Rusty Netz, COSI
Plant File

APPLICATION FOR PERMIT PROCESSING

Permit Change <input checked="" type="checkbox"/>	New Permit <input type="checkbox"/>	Renewal <input type="checkbox"/>	Transfer <input type="checkbox"/>	Exploration <input type="checkbox"/>	Bond Release <input type="checkbox"/>	Permit Number: ACT/007/035
Title of Proposal: BTCA Areas, updated permit data						Mine: SUNNYSIDE REFUSE/SLURRY
						Permittee: SUNNYSIDE COGEN.

Description, include reason for application and timing required to implement:

In response to findings from the DOGM Midterm permit review (ACT/007/035 - MT00), SCA is updating permit drawings and adding additional analysis to describe existing conditions of sediment controls associated with three BTCA areas within the permit boundaries.

Instructions: If you answer yes to any of the first 8 questions (gray), submit the application to the Salt Lake Office. Otherwise, you may submit it to your reclamation

<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	1. Change in the size of the Permit Area? _____ acres Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	2. Is the application submitted as a result of a Division Order? DO #
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	3. Does application include operations outside a previously identified Cumulative Hydrologic Impact Area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	4. Does application include operations in hydrologic basins other than as currently approved?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	5. Does application result from cancellation, reduction or increase of insurance or reclamation bond?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	6. Does the application require or include public notice/publication?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	7. Does the application require or include ownership, control, right-of-entry, or compliance information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	9. Is the application submitted as a result of a Violation? NOV #
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	10. Is the application submitted as a result of other laws or regulations or policies? Explain:
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	11. Does the application affect the surface landowner or change the post mining land use?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2?)
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	13. Does the application require or include collection and reporting of any baseline information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	15. Does application require or include soil removal, storage or placement?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	16. Does the application require or include vegetation monitoring, removal or revegetation activities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	17. Does the application require or include construction, modification, or removal of surface facilities?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	18. Does the application require or include water monitoring, sediment or drainage control measures?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	19. Does the application require or include certified designs, maps, or calculations?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	20. Does the application require or include subsidence control or monitoring?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	21. Have reclamation costs for bonding been provided for?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	22. Does application involve a perennial stream, a stream buffer zone or discharges to a stream?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	23. Does the application affect permits issued by other agencies or permits issued to other entities?
<input checked="" type="checkbox"/> Attach <u>3</u> complete copies of the application.		

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 respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein. (R-645-301-123)

Randy J. Scott, Randy J. Scott, Plant Manager

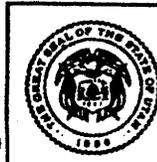
Signed - Name - Position - Date

10-20-00

Subscribed and sworn to before me this 20 day of Oct, 2000.

Terri L. Allred

Notary Public
My Commission Expires: 08-19, 2002



TERRI L. ALLRED
NOTARY PUBLIC - STATE OF UTAH
1321 SOUTH 600 WEST
PRICE, UT 84501
COMM. EXP 8-19-2002

STATE OF UTAH

COUNTY OF CARBON

Received by Oil, Gas & Mining

ASSIGNED TRACKING NUMBER

Application for Permit Processing

Detailed Schedule of Changes to the MRP

Title of Application: BTCA Areas, updated permit data	Permit Number: ACT/007/035
	Mine: SUNNYSIDE REFUSE/SLURRY
	Permittee: SUNNYSIDE COGEN.

Provide a detailed listing of all changes to the mining and reclamation plan which will be required as a result of this proposed permit application. Individually list all maps and drawings which are to be added, replaced, or removed from the plan. Include changes of the table of contents, section of the plan, pages, or other information as needed to specifically locate, identify and revise the existing mining and reclamation plan. Include page, section and drawing numbers as part of the description.

			DESCRIPTION OF MAP, TEXT, OR MATERIALS TO BE CHANGED
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Permit Drawing 7-1
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Permit Drawing 7-1A
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Permit Drawing 7-1B
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Permit Drawing 7-1C
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Permit Drawing 7-1D
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Permit Drawing 7-1E
<input checked="" type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Permit Drawing 7-20
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Permit Text Chapter 7
<input checked="" type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Permit Appendix 7-7
<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	
<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	
<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	
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<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	
<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	

Any other specific or special instructions required for insertion of this proposal into the Mining and Reclamation Plan?