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Incoming  
C0070035

Suzanne Steab - OSM Concurrence for Sunnyside Refuse and Slurry # 3718  
OK

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**From:** "Shaeffer, Elizabeth A." <eshaeffer@osmre.gov>  
**To:** Daron Haddock <daronhaddock@utah.gov>, Suzanne Steab <suzannesteab@utah...>  
**Date:** 6/2/2011 1:51 PM  
**Subject:** OSM Concurrence for Sunnyside Refuse and Slurry  
**CC:** "Strand, Howard" <HStrand@osmre.gov>  
**Attachments:** Concurrence\_signed.pdf

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Attached is an electronic copy of OSM's concurrence for the Sunnyside Refuse. I sent a hard copy to Daron and John Baza, as well as a copy to the mining company. Please let me know if you need anything else.

Thanks,

Elizabeth Shaeffer  
Environmental Protection Specialist  
Office of Surface Mining  
1999 Broadway Suite 3320  
Denver, CO 80202  
(303) 293-5025



## United States Department of the Interior

OFFICE OF SURFACE MINING  
Reclamation and Enforcement  
Western Region Office  
1999 Broadway, Suite 3320  
Denver, CO 80202-3050



June 1, 2011

John Baza, Director  
Department of Natural Resources  
Division of Oil, Gas, and Mining  
1594 West North Temple, Suite 1210  
P.O. Box 145801  
Salt Lake City, UT 84114-5801

**RE: Partial Phase II, and III Bond Release, Sunnyside Refuse and Slurry Site, Permit No. UT-007-035, DOGM Proposed Decision and Findings of Compliance, May 18, 2011**

Dear Mr. Baza,

This letter acknowledges the Office of Surface Mining (OSM), Denver Field Division's (DFD) receipt and review of the above Phase II, and III Bond Release Proposed Decision document prepared by the Division of Oil, Gas, and Mining dated May 18, 2011. DFD agrees with the findings and decision document and hereby provides OSM concurrence for the above bond release action in accordance with 30 CFR 740.15 (d) (3), and 30 CFR 906.30, Article IX, Section 24, of the State-Federal Cooperative Agreement.

DOGM's Proposed Decision documents the applicant's compliance with the Utah approved regulatory program at Rule R645-301-880.

This Phase II, and III bond release requests applies to 5.35 acres located on the south facing slope of the ridge which borders the south side of excess spoil disposal area No. 1. The reclaimed area was the "Old Coarse Refuse Road" which was constructed by the prior permittee, Sunnyside Coal Company, and was used for hauling refuse material to stabilize the lower bank of the refuse pile. In 1994, use of this road segment was ceased and the site was reclaimed that fall.

OSM participated in the bond release inspection held April 26, 2011. The inspection report is included for your records.

OSM finds that Sunnyside Cogeneration Associates has met or exceeded the requirements for Phase II, and III bond release on the 5.35 acres of land as described above. DOGM currently holds a performance bond in the amount of \$1,609,000.00. This action will release \$40,000.00. DOGM has determined that the remaining bond amount of \$1,569,000 is sufficient to complete all remaining reclamation obligations at this site if the work had to be completed by a third party contractor. OSM concurs with the proposed bond release amount.

Thank you and your staff for coordinating this Federal mine bond release action through the DFD. Please direct any questions concerning this action to Elizabeth Shaeffer, Environmental Protection Specialist at [eshaeffer@osmre.gov](mailto:eshaeffer@osmre.gov) or (303) 293-5025.

Sincerely,

Handwritten signature in blue ink that reads "Elizabeth Shaeffer acting for".

Kenneth Walker, Chief  
Denver Field Division

cc: Daron Haddock, DOGM  
Sunnyside Cogeneration Associates

Attachment