C/007/035 Incoming
CC: Karl

Sunnyside Cogeneration Associates

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

January 30, 2014

Daron Haddock
Division of Oil, Gas & Mining
1594 W. North Temple, Suite 1210
Salt Lake City, Utah 84116

RE: Annual 2013 Inspection Report
Sunnyside Refuse and Slurry C/007/035

Dear Mr. Haddock:

Please find enclosed a copy of the Annual 2013 Inspection Report for the Sunnyside refuse pile, impoundments, and excess spoil areas.

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

Thank You,

Gerald Hascall

Gerald Hascall (Acting Plant Manager)
Agent For
Sunnyside Cogeneration Associates

c.c. Rusty Netz
Plant File

RECEIVED
FEB 03 2014
DIV. OF OIL, GAS & MINING

ANNUAL INSPECTION FORM – IMPOUNDMENT

Permit Number:	C/007/035	Inspection Date:	December 19, 2013
Mine Name:	Sunnyside Refuse and Slurry		Annual - 2013
Mine Operator (Permittee):	Sunnyside Cogeneration Associates	Inspector:	Rusty Netz
MSHA ID Number:	N/A	Signature:	Rusty Netz
Impoundment Name:	**RailCut Sediment Pond #007**		
UPDES Permit Number:	UT024759		

IMPOUNDMENT INSPECTION

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

None

a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Total Pond Volume = 4.8 Acre-feet
Pond bottom elevation = 6206.0
100% Sediment Storage Volume = 0.34 acre-feet at Elevation 6209
60% Sediment Storage Volume = 0.2 acre feet at Elevation = 6207.7
Existing Sediment Elevation = 6207.3 +/-

b. Principle and emergency spillway elevations.

Primary Dewatering Pipe = 6209.07
Emergency Spillway Elevation = 6212.34

2. Field Information

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on outslopes of embankments, etc.

Pond had no water. No samples were taken Pond did not require decanting
Sediment levels were good
Embankment conditions were good. Vegetation on outslopes was adequate.
Inlet / Outlet conditions were good. No structural or hazardous conditions were observed.

3. Field Evaluation.

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No recent changes in the geometry of the structure have been observed
No water was impounded
No other aspects of the impounding structure were observed that could affect its stability or functionality.

ANNUAL INSPECTION FORM – IMPOUNDMENT

Rail Cut Sediment Pond

CERTIFIED REPORT
IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

1. Is impoundment designed and constructed in accordance with the approved plan? YES
2. Is impoundment free of instability, structural weakness, or any other hazardous conditions? YES
3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? YES

COMMENTS/ OTHER INFORMATION

None

CERTIFICATION STATEMENT:

I hereby certify that: I am experienced in the construction of impoundments; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

By: S. Scott Carlson, PE, Twin Peaks, P.C.
P.E. Number & State: 187727 UTAH

Affix Signature, Stamp and Date

ANNUAL INSPECTION FORM – IMPOUNDMENT

Permit Number:	C/007/035	Inspection Date:	December 19, 2013
Mine Name:	Sunnyside Refuse and Slurry		Annual - 2013
Mine Operator (Permittee):	Sunnyside Cogeneration Associates	Inspector:	Rusty Netz
MSHA ID Number:	N/A	Signature:	Rusty Netz
Impoundment Name:	**Old Coarse Refuse Road Sediment Pond #008**		
UPDES Permit Number:	UT024759		

IMPOUNDMENT INSPECTION

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

None

a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Total Pond Volume = 0.9 Acre-feet
Pond bottom elevation = 6394.0
100% Sediment Storage Volume = 0.08 acre-feet at Elevation 6395.1
60% Sediment Storage Volume = 0.05 acre feet at Elevation = 6394.75
Existing Sediment Elevation = 6394.4 +/-

b. Principle and emergency spillway elevations.

Primary Dewatering Pipe = 6395.75
Emergency Spillway Elevation = 6399.4

2. Field Information

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on outslopes of embankments, etc.

Pond had no standing water. No samples were taken Pond did not require decanting.
Sediment level was good.
Embankment conditions were good. Vegetation on outslopes was adequate.
Inlet / Outlet conditions were good. No structural or hazardous conditions were observed.

3. Field Evaluation.

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No recent changes in the geometry of the structure have been observed
No water was impounded Sediment level was good.
No other aspects of the impounding structure were observed that could affect its stability or functionality.

ANNUAL INSPECTION FORM – IMPOUNDMENT

Old Coarse Refuse Road Sediment Pond

CERTIFIED REPORT
IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

1. Is impoundment designed and constructed in accordance with the approved plan? YES
2. Is impoundment free of instability, structural weakness, or any other hazardous conditions? YES
3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? YES

COMMENTS/ OTHER INFORMATION

None

CERTIFICATION STATEMENT:

I hereby certify that: I am experienced in the construction of impoundments; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

By: S. Scott Carlson, PE, Twin Peaks, P.C.
P.E. Number & State: 187727 UTAH

Affix Signature, Stamp and Date

ANNUAL INSPECTION FORM – IMPOUNDMENT

Permit Number:	C/007/035	Inspection Date:	December 19, 2013
Mine Name:	Sunnyside Refuse and Slurry		Annual - 2013
Mine Operator (Permittee):	Sunnyside Cogeneration Associates	Inspector:	Rusty Netz
MSHA ID Number:	N/A	Signature:	Rusty Netz
Impoundment Name:	**Pasture Sediment Pond #009**		
UPDES Permit Number:	UT024759		

IMPOUNDMENT INSPECTION

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

None

a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Total Pond Volume = 3.2 Acre-feet
Pond bottom elevation = 6484.5
100% Sediment Storage Volume = 0.42 acre-feet at Elevation 6486.2
60% Sediment Storage Volume = 0.25 acre feet at Elevation = 6485.5
Existing Sediment Elevation = 6485.2 +/-

b. Principle and emergency spillway elevations.

Primary Dewatering Pipe = 6486.6
Emergency Spillway Elevation = 6490.6

2. Field Information

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on outslopes of embankments, etc.

Pond had no water. No samples were taken Pond did not require decanting.
Sediment level was good
Embankment conditions were good. Vegetation on outslopes was adequate.
Inlet / Outlet conditions were good. No structural or hazardous conditions were observed.

3. Field Evaluation.

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No recent changes in the geometry of the structure were observed.
No water was impounded Sediment level was good.
No other aspects of the impounding structure were observed that could affect its stability or functionality.

ANNUAL INSPECTION FORM – IMPOUNDMENT

Pasture Sediment Pond

CERTIFIED REPORT
IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

1. Is impoundment designed and constructed in accordance with the approved plan? YES
2. Is impoundment free of instability, structural weakness, or any other hazardous conditions? YES
3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? YES

COMMENTS/ OTHER INFORMATION

None

CERTIFICATION STATEMENT:

I hereby certify that: I am experienced in the construction of impoundments; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

By: S. Scott Carlson, PE, Twin Peaks, P.C.
P.E. Number & State: 187727 UTAH

Affix Signature, Stamp and Date

ANNUAL INSPECTION FORM – IMPOUNDMENT

Permit Number:	C/007/035	Inspection Date:	December 19, 2013
Mine Name:	Sunnyside Refuse and Slurry		Annual - 2013
Mine Operator (Permittee):	Sunnyside Cogeneration Associates	Inspector:	Rusty Netz
MSHA ID Number:	N/A	Signature:	Rusty Netz
Impoundment Name:	**Coarse Refuse Toe Sediment Pond #012**		
UPDES Permit Number:	UT024759		

IMPOUNDMENT INSPECTION

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

None

a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Total Pond Volume = 1.6 Acre-feet
Pond bottom elevation = 6176.0
100% Sediment Storage Volume = 0.07 acre-feet at Elevation 6177.8
60% sediment Storage Volume = 0.03 acre feet at Elevation = 6177.0
Existing Sediment Elevation = 6176.6 +/-

b. Principle and emergency spillway elevations.

Primary Dewatering Pipe = 6178.2
Emergency Spillway Elevation = 6183.63

2. Field Information

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on outslopes of embankments, etc.

Pond had no standing water. No samples were taken Pond did not require decanting
Sediment level was good
Embankment conditions were good. Vegetation on outslopes was adequate.
Inlet / Outlet conditions were good. No structural or hazardous conditions were observed.

3. Field Evaluation.

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No recent changes in the geometry of the structure have been observed
No water was impounded Sediment level was good.
No other aspects of the impounding structure were observed that could affect its stability or functionality.

ANNUAL INSPECTION FORM – IMPOUNDMENT

Coarse Refuse Toe Sediment Pond

CERTIFIED REPORT
IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

1. Is impoundment designed and constructed in accordance with the approved plan? YES
2. Is impoundment free of instability, structural weakness, or any other hazardous conditions? YES
3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? YES

COMMENTS/ OTHER INFORMATION

None

CERTIFICATION STATEMENT:

I hereby certify that: I am experienced in the construction of impoundments; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

By: S. Scott Carlson, PE, Twin Peaks, P.C.
P.E. Number & State: 187727 UTAH

Affix Signature, Stamp and Date

ANNUAL INSPECTION FORM – IMPOUNDMENT

Permit Number:	C/007/035	Inspection Date:	December 19, 2013
Mine Name:	Sunnyside Refuse and Slurry		Annual - 2013
Mine Operator (Permittee):	Sunnyside Cogeneration Associates	Inspector:	Rusty Netz
MSHA ID Number:	N/A	Signature:	Rusty Netz
Impoundment Name:	**Coal Pile Sediment Pond #014**		
UPDES Permit Number:	UT024759		

IMPOUNDMENT INSPECTION

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

None

a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Total Pond Volume = 1.5 Acre-feet
Pond bottom elevation = 6473.0
100% Sediment Storage Volume = 0.5 acre-feet at Elevation 6476.0
60% Sediment Storage Volume = 0.3 acre feet at Elevation = 6474.7
Existing Sediment Elevation = 6474 +/-

b. Principle and emergency spillway elevations.

Primary Dewatering Pipe = 6476.0
Secondary Dewatering Orifice = 6477.2
Primary Spillway Elevation = 6477.9
Emergency Spillway Elevation = 6479.0

2. Field Information

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on outslopes of embankments, etc.

Pond had no water. No samples were taken Pond did not require decanting.
Sediment level was good.
Embankment conditions were good. Vegetation on outslopes was adequate.
Inlet / Outlet conditions were good. No structural or hazardous conditions were observed.

3. Field Evaluation.

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No recent changes in the geometry of the structure have been observed
No water was impounded Sediment level was good. No other aspects of the impounding structure were observed that could affect its stability or functionality.

ANNUAL INSPECTION FORM – IMPOUNDMENT

Coal Pile Sediment Pond

CERTIFIED REPORT
IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

1. Is impoundment designed and constructed in accordance with the approved plan? YES
2. Is impoundment free of instability, structural weakness, or any other hazardous conditions? YES
3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? YES

COMMENTS/ OTHER INFORMATION

None

CERTIFICATION STATEMENT:

I hereby certify that: I am experienced in the construction of impoundments; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

By: S. Scott Carlson, PE, Twin Peaks, P.C.
P.E. Number & State: 187727 UTAH

Affix Signature, Stamp and Date

ANNUAL INSPECTION FORM – IMPOUNDMENT

Permit Number: C/007/035
Mine Name: Sunnyside Refuse and Slurry
Mine Operator (Permittee): Sunnyside Cogeneration Associates
MSHA ID Number: N/A
Impoundment Name: **Borrow Area Sediment Pond #016**
UPDES Permit Number: UT024759

Inspection Date: December 19, 2013
Annual - 2013
Inspector: Rusty Netz
Signature: Rusty Netz

IMPOUNDMENT INSPECTION

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

None

a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Total Pond Volume = 8.3 Acre-feet
Pond bottom elevation = 6510.0
100% Sediment Storage Volume = 2.3 acre-feet at Elevation 6514.3
60% Sediment Storage Volume = 1.4 acre feet at Elevation = 6513.3
Existing Sediment Elevation = 6510 +/-

b. Principle and emergency spillway elevations.

Primary Dewatering Pipe = 6514.3
Emergency Spillway Elevation = 6517.03

2. Field Information

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on outslopes of embankments, etc.

Pond had no standing water. No samples were taken
Sediment level was good. Pond did not require decanting.
Embankment conditions were good. Vegetation on outslopes was adequate.
Inlet / Outlet conditions were good. No structural or hazardous conditions were observed.

3. Field Evaluation.

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No recent changes in the geometry of the structure have been observed
No water was impounded Sediment level was good.
No other aspects of the impounding structure were observed that could affect its stability or functionality.

ANNUAL INSPECTION FORM – IMPOUNDMENT

Borrow Area Sediment Pond

CERTIFIED REPORT
IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

1. Is impoundment designed and constructed in accordance with the approved plan? YES
2. Is impoundment free of instability, structural weakness, or any other hazardous conditions? YES
3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? YES

COMMENTS/ OTHER INFORMATION

None

CERTIFICATION STATEMENT:

I hereby certify that: I am experienced in the construction of impoundments; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

By: S. Scott Carlson, PE, Twin Peaks, P.C.
P.E. Number & State: 187727 UTAH

Affix Signature, Stamp and Date

ANNUAL INSPECTION FORM – REFUSE PILE

Permit Number:	C/007/035	Inspection Date:	December 19, 2013
Mine Name:	Sunnyside Refuse and Slurry		Annual - 2013
Mine Operator (Permittee):	Sunnyside Cogeneration Associates	Inspector:	Rusty Netz
MSHA ID Number:	1211-UT-09-02093-01	Signature:	Rusty Netz
Facility Name:	**Coarse Refuse Pile**		

1. Describe any changes in the geometry of the structure (as well as instrumentation, if any, used to monitor changes): **Refuse material is actively being excavated and removed from various locations across the top of the pile**
2. Lift Height / Thickness Avg **15** Maximum **25** Elevation of Active Benches: **approximately 6430, 6450, 6465**
3. Vertical angle of outslope(s) / Location(s) where measured **max 2:1 NW face**
4. Current estimated volume: **approx 3.5-3.7 Million Tons** Volume removed during year: **2012: approx. 63,342 tons**
5. Describe foundation preparation, (including the removal of vegetation, stumps, topsoil, and all organic material): **NA**
6. Describe Placement and compaction of fill materials (including an explanation of how compaction is confirmed): **N/A - Activities occurring at this time are associated with removal of refuse material**
7. Is there any evidence of fires or burning on the structure? (if Yes, specify extent, location , and abatement / extinguishment of such fires): **No evidence of fires observed**
8. Describe placement of underdrains and protective filter systems, and final surface drainage systems (report any seepage, including location, color, flow): **No underdrains exist. Current surface drainage is in place. No seepage is visible**
9. Describe any appearances of instability, structural weakness, and other hazardous conditions **No aspects of the Fill structure were observed that could affect its stability or functionality or which indicated hazardous conditions**
10. Please provide any other information pertaining to the stability of the structure (attach any photos taken during the inspection)
    a. Are there any cracks or scarps in crest? **NO** **none observed**
    b. Is there any detectable sloughing or bulging? **NO** **none observed**
    c. Do slope erosion problems exist? **NO** **erosion conditions are minimal**
    d. Cracks or scarps in slope? **NO** **none observed**
    e. Surface movements? (valley bottom, hillsides) **NO** **none observed**
    f. Erosion of Toe? **NO** **none observed**
    g. Water impounded by structure? **NO** **none observed**
    h. Are diversion ditches stable? **YES** **appears reasonable**
    i. Is drainage positive? **YES** **surface runoff flows to collection ditches**
    j. Could failure of structure create an impoundment (provide description)? **No surface water flows exist in the vicinity**
    k. Are design standards established within the mining and reclamation plan for the disposal facility being met? **Yes**
    l. Proctor Determination: **none required**

I hereby certify that: I am experienced in the construction of earth and rock fills; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of earth and rock fills in accordance with the certified and approved designs for this structure; that the fill structure has been maintained in accordance with the approved design and meets or exceeds the minimum design requirements under all applicable federal, state, and local regulations; and, that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability.

By: S. Scott Carlson, PE, Twin Peaks, P.C.
P.E. Number & State: 187727 UTAH

Affix Signature, Stamp and Date

ANNUAL INSPECTION FORM – EXCESS SPOIL DISPOSAL AREA

Permit Number: C/007/035
Mine Name: Sunnyside Refuse and Slurry
Mine Operator (Permittee): Sunnyside Cogeneration Associates
MSHA ID Number: 1211-UT-09-02093-04
Facility Name: **Excess Spoil Disposal Area #1**

Inspection Date: December 19, 2013
Annual - 2013
Inspector: Rusty Netz
Signature: Rusty Netz

1. Describe any changes in the geometry of the structure (as well as instrumentation, if any, used to monitor changes): **No material was placed in this disposal area during the quarter**
2. Lift Height / Thickness Avg **25-35 ft** Maximum **35 ft** Elevation of Active Benches: **approx 6500-6520**
3. Vertical angle of outslope(s) / Location(s) where measured **max 2.5:1 North face**
4. Total storage capacity: **400K-500K cuyd** Remaining storage capacity **estimated 50K-100K cuyd** Volume placed during year: **2013: none**
5. Describe foundation preparation, (including the removal of vegetation, stumps, topsoil, and all organic material): **Organic material was removed. No topsoil existed since this was a previously disturbed location**
6. Describe Placement and compaction of fill materials (including an explanation of how compaction is confirmed): **Material is generally granular by nature so it is placed, spread by dozer and compacted by wheel rolling**
7. Is there any evidence of fires or burning on the structure? (if Yes, specify extent, location , and abatement / extinguishment of such fires): **No evidence of fires observed**
8. Describe placement of underdrains and protective filter systems, and final surface drainage systems (report any seepage, including location, color, flow): **No underdrains exist. Surface drainage is collected on terrace ditches and diverted off of pile. No seepage is visible**
9. Describe any appearances of instability, structural weakness, and other hazardous conditions **No aspects of the Fill structure were observed that could affect its stability or functionality or which indicated hazardous conditions**
10. Please provide any other information pertaining to the stability of the structure (attach any photos taken during the inspection)
    a. Are there any cracks or scarps in crest? **NO** **none observed**
    b. Is there any detectable sloughing or bulging? **NO** **none observed**
    c. Do slope erosion problems exist? **NO** **erosion conditions are minimal**
    d. Cracks or scarps in slope? **NO** **none observed**
    e. Surface movements? (valley bottom, hillsides) **NO** **none observed**
    f. Erosion of Toe? **NO** **none observed**
    g. Water impounded by structure? **NO** **none observed**
    h. Are diversion ditches stable? **YES** **appears reasonable**
    i. Is drainage positive? **YES** **surface runoff flows to collection ditches**
    j. Could failure of structure create an impoundment (provide description)? **No surface water flows exist in the vicinity**
    k. Are design standards established within the mining and reclamation plan for the disposal facility being met? **Yes**
    l. Proctor Determination: **none required**
11. Provide copies of sample analysis for material placed in the fill. **Sample analysis was provided in December 2012 for most recent material placed in fill.**

I hereby certify that: I am experienced in the construction of earth and rock fills; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of earth and rock fills in accordance with the certified and approved designs for this structure; that the fill structure has been maintained in accordance with the approved design and meets or exceeds the minimum design requirements under all applicable federal, state, and local regulations; and, that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability.

By: S. Scott Carlson, PE, Twin Peaks, P.C.
P.E. Number & State: 187727 UTAH

Affix Signature, Stamp and Date

REGISTERED PROFESSIONAL ENGINEER
187727
S. SCOTT
CARLSON
1/2014
STATE OF UTAH

ANNUAL INSPECTION FORM – EXCESS SPOIL DISPOSAL AREA

Permit Number: C/007/035
Mine Name: Sunnyside Refuse and Slurry
Mine Operator (Permittee): Sunnyside Cogeneration Associates
MSHA ID Number: 1211-UT-09-02093-05
Facility Name: **Excess Spoil Disposal Area #2**

Inspection Date: December 19, 2013
Annual - 2013
Inspector: Rusty Netz
Signature: Rusty Netz

1. Describe any changes in the geometry of the structure (as well as instrumentation, if any, used to monitor changes): **Approximately 85,505 tons of material placed in the Phase II area during the year**
2. Lift Height / Thickness Avg **50 ft** Maximum **50 ft** Elevation of Active Benches: **approximately 6550**
3. Vertical angle of outslope(s) / Location(s) where measured **approx. 5:1**
4. Total storage capacity Phase II Area: **350K-400K cuyd** Remaining storage capacity **estimated 280K-330K cuyd**
   Volume placed during year: **2013: 85,505 tons**
5. Describe foundation preparation, (including the removal of vegetation, stumps, topsoil, and all organic material): **Organic material was removed. Subsoil was removed for reclamation on Phase 1 area.**
6. Describe Placement and compaction of fill materials (including an explanation of how compaction is confirmed): **Material is generally granular by nature so it is placed, spread by dozer and compacted by wheel rolling**
7. Is there any evidence of fires or burning on the structure? (if Yes, specify extent, location , and abatement / extinguishment of such fires): **No evidence of fires observed**
8. Describe placement of underdrains and protective filter systems, and final surface drainage systems (report any seepage, including location, color, flow): **No underdrains exist. A permanent culvert will be installed at a later date. Surface drainage is collected in perimeter ditches and diverted to sediment pond. No seepage is visible**
9. Describe any appearances of instability, structural weakness, and other hazardous conditions **No aspects of the Fill structure were observed that could affect its stability or functionality or which indicated hazardous conditions**
10. Please provide any other information pertaining to the stability of the structure (attach any photos taken during the inspection)
    a. Are there any cracks or scarps in crest? **NO** **none observed**
    b. Is there any detectable sloughing or bulging? **NO** **none observed**
    c. Do slope erosion problems exist? **NO** **erosion conditions are minimal**
    d. Cracks or scarps in slope? **NO** **none observed**
    e. Surface movements? (valley bottom, hillsides) **NO** **none observed**
    f. Erosion of Toe? **NO** **none observed**
    g. Water impounded by structure? **NO** **none observed**
    h. Are diversion ditches stable? **YES** **appears reasonable**
    i. Is drainage positive? **YES** **surface runoff flows to collection ditches**
    j. Could failure of structure create an impoundment (provide description)? **No surface water flows exist in the vicinity**
    k. Are design standards established within the mining and reclamation plan for the disposal facility being met? **Yes**
    l. Proctor Determination: **none required**
11. Provide copies of sample analysis for material placed in the fill. **Sample analyses were provided for Phase 1 area materials. Samples will be taken later for 2013.**

I hereby certify that: I am experienced in the construction of earth and rock fills; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of earth and rock fills in accordance with the certified and approved designs for this structure; that the fill structure has been maintained in accordance with the approved design and meets or exceeds the minimum design requirements under all applicable federal, state, and local regulations; and, that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability.

By: S. Scott Carlson, PE, Twin Peaks, P.C.
P.E. Number & State: 187727 UTAH

Affix Signature, Stamp and Date

REGISTERED PROFESSIONAL ENGINEER
187727
S. SCOTT CARLSON
1/2014
STATE OF UTAH