



The State of Utah
 Department of
 Natural Resources
 Division of
 Oil, Gas & Mining

ROBERT L. MORGAN
 Executive Director

LOWELL P. BRAXTON
 Division Director

OLENE S. WALKER
 Governor

GAYLE F. McKEACHNIE
 Lieutenant Governor

Representatives Present During the Inspection:

OGM Steve Demczak Environmental Scientist III

Inspection Report

Permit Number:	C0070001
Inspection Type:	PARTIAL
Inspection Date:	Friday, March 12, 2004
Start Date/Time:	03/12/2004 10:00:00 AM
End Date/Time:	03/12/2004 1:00:00 PM
Last Inspection:	Wednesday, February 11, 2004

Inspector: Steve Demczak, Environmental Scientist III

Weather: Sunny, Temperature 40's, Snow Covered.

InspectionID Report Number: 202

Accepted by: pgrubaug
 03/30/2004

Permittee: **LODESTAR ENERGY INC**
 Operator: **LODESTAR ENERGY INC**
 Site: **WHITE OAK MINE**
 Address: **HC 35 BOX 370, HELPER UT 84526**
 County: **CARBON**
 Permit Type: **PERMANENT COAL PROGRAM**
 Permit Status: **ACTIVE**

Current Acreages

3,906.00	Total Permitted
151.10	Total Disturbed
	Phase I
	Phase II
	Phase III

Mineral Ownership

- Federal
- State
- County
- Fee
- Other

Types of Operations

- Underground
- Surface
- Loadout
- Processing
- Reprocessing

Report summary and status for pending enforcement actions, permit conditions, Division Orders, and amendments:

This inspection was conducted for Office of Surface Mining and the Division of OIL, Gas, and Mining (State Of Utah). Henry Austin (OSM) had other obligations and requested that the Division inspector do an inspection at White Oak for the Office of Surface Mining.

Outstanding Violations: OSM- C04-140-116-001, DOGM- FTA C03-39-1-1, FTA C03-42-1-1, C03-42-1-2, FTA C03-42-1-3, C0-51--1-1, C03-50-2-1, FTA C04-39-1-1, C03-39-1-1, C03-42-1-2, C03-42-1-1, C03-42-1-3, C03-51-1-1, N03-46-1-1, and N03-50-1-1.

Inspector's Signature: _____

Date Monday, March 15, 2004

Steve Demczak, Environmental Scientist III

Inspector ID Number: 39

Note: This inspection report does not constitute an affidavit of compliance with the regulatory program of the Division of Oil, Gas and Mining

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REVIEW OF PERMIT, PERFORMANCE STANDARDS PERMIT CONDITION REQUIREMENTS

1. *Substantiate the elements on this inspection by checking the appropriate performance standard.*
 - a. *For COMPLETE inspections provide narrative justification for any elements not fully inspected unless element is not appropriate to the site, in which case check Not Applicable.*
 - b. *For PARTIAL inspections check only the elements evaluated.*
2. *Document any noncompliance situation by reference the NOV issued at the appropriate performance standard listed below.*
3. *Reference any narratives written in conjunction with this inspection at the appropriate performance standard listed below.*
4. *Provide a brief status report for all pending enforcement actions, permit conditions, Divison Orders, and amendments.*

	Evaluated	Not Applicable	Comment	Enforcement
1. Permits, Change, Transfer, Renewal, Sale	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
2. Signs and Markers	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Topsoil	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.a Hydrologic Balance: Diversions	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.b Hydrologic Balance: Sediment Ponds and Impoundments	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.c Hydrologic Balance: Other Sediment Control Measures	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.d Hydrologic Balance: Water Monitoring	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.e Hydrologic Balance: Effluent Limitations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. Explosives	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Disposal of Excess Spoil, Fills, Benches	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Coal Mine Waste, Refuse Piles, Impoundments	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. Noncoal Waste	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9. Protection of Fish, Wildlife and Related Environmental Issue	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. Slides and Other Damage	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. Contemporaneous Reclamation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. Backfilling And Grading	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13. Revegetation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14. Subsidence Control	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15. Cessation of Operations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16.a Roads: Construction, Maintenance, Surfacing	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16.b Roads: Drainage Controls	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
17. Other Transportation Facilities	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. Support Facilities, Utility Installations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
19. AVS Check	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20. Air Quality Permit	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
21. Bonding and Insurance	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
22. Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

1. Permits, Change, Transfer, Renewal, Sale

A Notice of Violation N04-39-2-1 by the State of Utah and a Cessation Order C04-140-116-001 from the Office of Surface Mining were issued on February 12, 2004. This was during a joint inspection conducted by Stephen J. Demczak, Division of Oil, Gas and Mining and Henry Austin, Office of Surface Mining on February 11, 2004. The inspector from DOGM and OSM had to use snowmobiles to access the mine due to snow conditions on the mine road. Snow had accumulated to 36 inches or more on the road. The permittee was issued a Cessation Order (part 1) by OSM for imminent danger to health or safety of the public for failure to completely reclaim highwalls and a Notice of Violation by DOGM for failure to maintain the inlet to undisturbed culvert #C-40-42. The abatements were to reclaim the highwalls, and to uncover (re-open) the inlet to the culvert by March 12, 2004. Gregg Galecki (DOGM) had taken pictures on March 11, 2004 of the White Oak Mine disturbed area. He accessed the mine site by snowmobile from the upper end of the mine above Pit C. There were no abatement actions regarding highwall reclamation or the opening to the plugged culvert. On March 12, 2004, I attempted to inspect the mine site, but, I was unable to gain access due to the snow cover on the mine road. The pre-existing snowmobile tracks from the previous inspection on February 11, 2004 could still be seen in the snow. No other tracks to the mine could be seen, therefore, one could conclude that the abatement of Federal and State violations have not occurred since Gregg Galecki's field visit the day before. The Division will issue Cessation Order C04-39-1-1 for failure to abate Notice of Violation N 04-39-2-1.

The loadout facility was also inspected on March 12, 2004. OSM had issued a Cessation Order C04-140-116-001 (part 2) for imminent danger to the health or safety of the public on February 12, 2004. The loadout facilities has buildings, conveyor belt structures, and a possible partly opened mine portal. The abatement for the Federal Cessation Order was to complete demolition and reclaim the coal loadout area as required in the approved reclamation plan. These facilities can be easily accessed by an adjacent state highway. At the time of the inspection, the permittee had not taken any action on the demolition and reclamation of the coal loadout area.

2. Signs and Markers

Identification sign at the gate to the mine and loadout facilities met the minimum requirements of the R645 Coal Rules.