

007/007/007
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State of Utah
 DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF OIL, GAS AND MINING

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INSPECTION REPORT

Partial: X Complete: Exploration:
 Inspection Date & Time: Date June 6, 1995, Time: 8:00am to 12:00 noon
 Date of Last Inspection: 5/10/95

Mine Name: Sunnyside Coal Mine County: Carbon Permit Number: ACT/007/007
 Permittee and/or Operator's Name: Sunnyside Coal Company (SCC)
 Business Address: PO Box 99, Sunnyside, Utah 84539
 Type of Mining Activity: Underground X Surface Prep. Plant Other
 State Officials(s): Henry Sauer
 Company Official(s): Jim Simborsky (SCC)
 Existing Acreage: Permitted-14475 Disturbed-310 Regraded-0 Seeded-0 Bonded-310
 Increased/Decreased: Permitted- Disturbed- Regraded- Seeded- Bonded-
 Status: Exploration/ X Active/ Inactive/ Temporary Cessation/ Bond Forfeiture
 Reclamation (Phase I/ Phase II/ Final Bond Release/ Liability Year)

REVIEW OF PERMIT, PERFORMANCE STANDARDS & PERMIT CONDITION REQUIREMENTS

Instructions

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 N/A.
 - b. For partial inspections check only the elements evaluated.
2. Document any noncompliance situation by referencing 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, Division Orders, and amendments.

	<u>EVALUATED</u>	<u>N/A</u>	<u>COMMENTS</u>	<u>NOV/ENF</u>
1. PERMITS, CHANGE, TRANSFER, RENEWAL, SALE	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2. SIGNS AND MARKERS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. TOPSOIL	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4. HYDROLOGIC BALANCE:				
a. DIVERSIONS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. SEDIMENT PONDS AND IMPOUNDMENTS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. OTHER SEDIMENT CONTROL MEASURES	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. WATER MONITORING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. EFFLUENT LIMITATIONS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. EXPLOSIVES	<input type="checkbox"/>	<input checked="" 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 VALUES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. SLIDES AND OTHER DAMAGE	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
15. CESSATION OF OPERATIONS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16. ROADS:				
a. CONSTRUCTION/MAINTENANCE/SURFACING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. AVS CHECK (4th Quarter-April, May, June)_____ (date)	<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 & INSURANCE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>



INSPECTION REPORT

(Continuation sheet)

Page 2 of 3

PERMIT NUMBER: ACT/007/007

DATE OF INSPECTION: 6/6/95

(Comments are Numbered to Correspond with Topics Listed Above)

GENERAL COMMENTS: As of June 23, 1995 Sunnyside Coal Company is bankrupt as defined by Chapter 7 of the U.S. Bankruptcy Code. Information in regards to the court appointed trustee is as follows:

Ken Rushton
99 West Main, #202
P.O. Box 212
Lehi, Utah 84043
Phone (801)768-8416
Fax (801)768-4353

4. HYDROLOGIC BALANCE:

b. SEDIMENT PONDS AND IMPOUNDMENTS

The first quarter impoundment inspections were reviewed. John S. Huefner P.E. License # 144842 certified that no hazardous conditions and/or signs of instability were observed. The Twinshafts, Old Whitmore (#002A) and the Surface Facilities pond had water in them.

d. WATER MONITORING

The DMR's for the first quarter of 1995 were reviewed. According to these documents no discharge from SCC's UPDES discharge outfalls occurred during the first quarter of 1995.

14. SUBSIDENCE CONTROL

Mr. Semborski informed me that the Sunnyside Coal Company (SCC) Annual Report, submitted by JME Consultants (permittee representative), reveals that the annual subsidence survey for 1994 has not been performed. This writer has been unable to locate the 1994 SCC Annual Report. Based on the admission of Mr. Simborski NOV 95-32-2-1 was written for "Failure to comply with the terms and agreements of the approved mining and reclamation plan. Failure to perform annual subsidence survey". The abatement requirement is as follows: "Perform subsidence survey during 1995 and submit results and summary of results to the Division of Oil Gas, and Mining."

16. ROADS:

a. CONSTRUCTION/MAINTENANCE/SURFACING

The main entrance gate bridge is impassable. A five foot diameter hole was observed in the middle of the bridge. The area has been fenced off to prevent access.

INSPECTION REPORT

(Continuation sheet)

Page 3 of 3

PERMIT NUMBER: ACT/007/007 DATE OF INSPECTION: 6/6/95

18. SUPPORT FACILITIES/UTILITY INSTALLATIONS

The SCA Pipeline is currently under construction. A grizzly and staging area has been erected where the Rock Dust Bin is located.

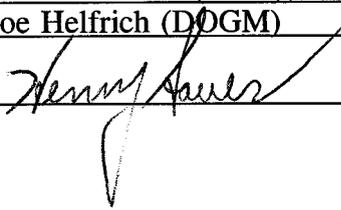
The Whitmore Fan shaft and the Pole Canyon Exhaust Air Shaft has been capped with concrete in a six inch I-beam frame, reinforced with 1/2 inch rebar on two foot centers, backed with landing mat and chain link fencing.

21. BONDING & INSURANCE

Insurance documents were reviewed. The following information was noted: General Liability Insurance Policy # -DAG 0222295SCC, Effective Dates- 2/22/1995 through 2/22/1996; Automobile Liability Policy # CA 53545420, Effective Dates- 2/22/1995 through 2/22/1996.

Copy of this Report:

1. Mailed to: Donna Griffen (OSM), Ken Rushton (SCC-Trustee)
2. Given to: Joe Helfrich (DOGGM)

Inspector's Signature:  #32 Date: 6/27/95