



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

1594 West North Temple, Suite 1210  
PO Box 145801  
Salt Lake City, Utah 84114-5801

Michael O. Leavitt  
Governor  
Lowell P. Braxton  
Division Director

801-538-5340  
801-359-3940 (Fax)  
801-538-7223 (TDD)

## INSPECTION REPORT

Partial:  Complete:  Exploration:

Inspection Date & Time: September 17, 1998, 1:00 to 3:30 PM

Date of Last Inspection: August 27, 1998

Mine Name: Wellington Preparation Plant County: Carbon Permit Number: ACT/007/012

Permittee and/or Operator's Name: Nevada Electric Investment Company (NEICO)

Business Address: c/o Earthco, 1179 East Main #104, Price, Utah 84501

Type of Mining Activity: Underground Surface Prep. Plant  Other

State Official(s): Paul Baker

Company Official(s): Patrick Collins, Mike Gipson, Jerry Carter

Federal Official(s): None

Weather Conditions: Mostly Clear, 80's

Existing Acreage: Permitted- 1720 Disturbed- 356 Regraded- 1.5 Seeded- 1.5 Bonded- 177

Increased/Decreased: Permitted- 0 Disturbed- 0 Regraded- 0 Seeded- 0 Bonded- 0

Status: Exploration /  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.

	EVALUATED	N/A	COMMENTS	NOV/ENF
1. PERMITS, CHANGE, TRANSFER, RENEWAL, SALE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. SIGNS AND MARKERS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. TOPSOIL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4. HYDROLOGIC BALANCE:				
a. DIVERSIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. SEDIMENT PONDS AND IMPOUNDMENTS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. OTHER SEDIMENT CONTROL MEASURES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. WATER MONITORING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. EFFLUENT LIMITATIONS	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. COAL MINE WASTE/REFUSE PILES/IMPOUNDMENTS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. NONCOAL WASTE	<input checked="" 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 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. BACKFILLING AND GRADING	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13. REVEGETATION	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14. SUBSIDENCE CONTROL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15. CESSATION OF OPERATIONS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16. ROADS:				
a. CONSTRUCTION/MAINTENANCE/SURFACING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. DRAINAGE CONTROLS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
17. OTHER TRANSPORTATION FACILITIES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. SUPPORT FACILITIES/UTILITY INSTALLATIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
19. AVS CHECK (4th Quarter-April, May, June)_(date)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. AIR QUALITY PERMIT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
21. BONDING & INSURANCE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

gph

## INSPECTION REPORT

(Continuation sheet)

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PERMIT NUMBER: ACT/007/004

DATE OF INSPECTION: September 17, 1998

(Comments are Numbered to Correspond with Topics Listed Above)

### 1. Permits, Change, Transfer, Renewal, Sale

On September 16, 1998, the Division approved amendment 98D which changes the resident agent from Steve Traweek to Patrick Collins. Also, there were some differences in Chapter 1 between the various copies of the operation and reclamation plan, and this amendment should take care of that problem. Earthco will remain the operator.

### 4. Hydrologic Balance

#### a. Diversions

The break in the ditch on the south side of the slurry pipeline road has been repaired. Also, culverts at the inlet to the auxiliary pond and near the plant sediment pond have been cleared.

A small ditch has been dug through the dirt that was blocking the inlet to the roadside pond. The dirt blocking this inlet needs to be cleared better, but the small ditch allowed most of the water to drain into the pond.

#### c. Other Sediment Control Measures

The silt fences along the slurry pipeline road have been repaired.

There are a few places along the ditch by the Siaperas Ditch where water has piped under the silt fence. Also, there has been some piping under the straw bales where the Siaperas Ditch intersects the county road. These are relatively minor, but they need to be repaired.

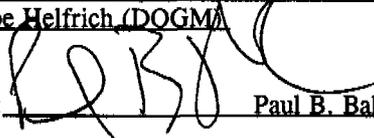
### 19. AVS Check

On September 29, 1998, I received a telephone call from Allen Miller of OSM who indicated he was planning to audit Covol's records to see whether they owed AML fees. He indicated he expected they would need to pay this fee.

### Copy of this Report:

Mailed to: James Fulton (OSM), Patrick Collins (NEICO/Mt. Nebo Scientific), Steve Traweek (Earthco)

Given to: Joe Helfrich (DOGMA)

Inspector's Signature:  Paul B. Baker #41 Date: September 29, 1998



# State of Utah

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Michael O. Leavitt  
Governor

Lowell P. Braxton  
Division Director

## INSPECTION REPORT

Partial: X Complete:    Exploration:   

Inspection Date & Time: August 27, 1998, 10:00 AM to 1:00 PM

Date of Last Inspection: July 29, 1998

Mine Name: Wellington Preparation Plant County: Carbon Permit Number: ACT/007/012

Permittee and/or Operator's Name: Nevada Electric Investment Company (NEICO)

Business Address: c/o Earthco, 1179 East Main #104, Price, Utah 84501

Type of Mining Activity: Underground Surface Prep. Plant X Other

State Official(s): Paul Baker

Company Official(s): Patrick Collins (Mt. Nebo/NEICO), Mike Gipson and Jerry Carter (Covol)

Federal Official(s): None

Weather Conditions: Clear, 80's, evidence of recent rain

Existing Acreage: Permitted- 1720 Disturbed- 356 Regraded- 1.5 Seeded- 1.5 Bonded- 177

Increased/Decreased: Permitted- 0 Disturbed- 0 Regraded- 0 Seeded- 0 Bonded- 0

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

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INSPECTION REPORT

(Continuation sheet)

Page 2 of 2

PERMIT NUMBER: ACT/007/004

DATE OF INSPECTION: August 27, 1998

(Comments are Numbered to Correspond with Topics Listed Above)

1. Permits, Change, Transfer, Renewal, Sale

The Division has been informed verbally that the agreement between the permittee and the operator has been terminated. If this is true, the permittee probably needs to designate a new resident agent, and the plan should be amended as quickly as possible to show that Earthco is no longer the operator.

2. Signs and Markers

Signs for the clearwater pond, the lower refuse pond, and at the entrance to the disturbed area near the clearwater pond have been replaced.

4. Hydrologic Balance

a. Diversions

The ditch to the south of the slurry pipeline road still needs to be fixed. This must be done before the next inspection.

North of the plant pond is a ditch that parallels the railroad tracks. Where a road goes over the ditch, there is a culvert that needs to be cleaned.

b. Sediment Ponds and Impoundments

The inlet to the roadside pond needs to be cleared. While this has not caused major problems, it has caused water to pond near the inlet without being able to enter the pond.

There is a culvert connecting the roadside pond with the auxiliary pond. The report for the July inspection said the outlet to this culvert was mostly plugged, but there appears to have been water running through the culvert that washed some of the material from the culvert into the auxiliary pond. The culvert still needs to be cleaned, though.

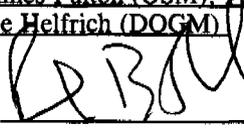
c. Other Sediment Control Measures

There are two silt fences south of the slurry pipeline road that need to be maintained.

Copy of this Report:

Mailed to: James Fulton (OSM), Patrick Collins (NEICO/Mt. Nebo Scientific), Steve Traweek (Earthco)

Given to: Joe Helfrich (DOGM)

Inspector's Signature:  Paul B. Baker #41 Date: September 3, 1998