



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	Gregg Galecki Environmental Scientist III
Company	Patrick D. Collins Resident Agent

Inspection Report

Permit Number:	C0070012
Inspection Type:	COMPLETE
Inspection Date:	Wednesday, March 31, 2004
Start Date/Time:	03/31/2004 10:00:00 AM
End Date/Time:	03/31/2004 1:30:00 PM
Last Inspection:	Wednesday, February 18, 2004

Inspector: Gregg Galecki, Environmental Scientist III
 Weather: Clear, sunny, strong south winds, ~70 degrees F.
 InspectionID Report Number: 226

Accepted by: dhaddock
 04/08/2004

Permittee: **NEVADA ELECTRIC INVESTMENT CO**
 Operator: **NEVADA ELECTRIC INVESTMENT CO**
 Site: **WELLINGTON PREPARATION PLANT**
 Address: **330 E 400 S STE 6, PO BOX 337 SPRINGVILLE UT 84663**
 County: **CARBON**
 Permit Type: **PERMANENT COAL PROGRAM**
 Permit Status: **ACTIVE**

Current Acreages

1,573.50	Total Permitted
392.00	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:

Inspector's Signature: _____

Date Monday, April 05, 2004

Gregg Galecki, Environmental Scientist III

Inspector ID Number: 48

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 REQUIREMENT

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 type="checkbox"/>
2. Signs and Markers	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Topsoil	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.a Hydrologic Balance: Diversions	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.b Hydrologic Balance: Sediment Ponds and Impoundments	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.c Hydrologic Balance: Other Sediment Control Measures	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.d Hydrologic Balance: Water Monitoring	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.e Hydrologic Balance: Effluent Limitations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
8. Noncoal Waste	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Protection of Fish, Wildlife and Related Environmental Issues	<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 checked="" 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 type="checkbox"/>	<input checked="" 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.a Roads: Construction, Maintenance, Surfacing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16.b Roads: Drainage Controls	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Other Transportation Facilities	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. Support Facilities, Utility Installations	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
19. AVS Check	<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 checked="" type="checkbox"/>	<input type="checkbox"/>
21. Bonding and Insurance	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
22. Other	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

1. Permits, Change, Transfer, Renewal, Sale

No new permits, changes, transfers, renewals, or sales have been submitted since the last inspection. The current DOGM permit term is 10Dec99 through 9Dec04. The current UPDES permit term is 1May03 - 30Apr08.

2. Signs and Markers

Signs were inspected and found to be legible and fulfill the regulatory requirements. The sign located on the West side entrance to the property was re-marked due to fading caused by weather. Markers were spot-checked and found to be in place.

3. Topsoil

Topsoil piles were evaluated; no signs of instability were noted.

4.a Hydrologic Balance: Diversions

Diversions were inspected and found to be functioning as designed. The undisturbed ditch located on the west side of the property had minor indications of erosion. Mr. Collins committed to conducting some minor repairs as part of an annual 'spring cleanup'.

4.b Hydrologic Balance: Sediment Ponds and Impoundments

Sediment Pond inspections were conducted on 23Oct03 for the 4th quarter 2003 and 9Mar04 for the first quarter 2004. Ponds include the Roadside, Auxillary, Dryer, Loadout, Pipeline, Upper Refuse, Lower Refuse, and the Clearwater Ponds.

The MSHA permit was modified to reflect the Operator as NEICO instead of Covol (on the MSHA ponds located on the east side of the property).

4.c Hydrologic Balance: Other Sediment Control Measures

Silt fences were spot-checked and functioning as designed. Straw bales were inspected and functioning as designed. Berms located around the Topsoil piles were inspected and had adequate storage.

4.d Hydrologic Balance: Water Monitoring

Sampling for baseline parameters was conducted during the 1st quarter 2004. The 4th quarter water monitoring data has been submitted electronically to the Division database. 4th quarter water monitoring was conducted 19-20Nov03. All the required information has been submitted.

4.e Hydrologic Balance: Effluent Limitations

No discharges were noted in the 4th quarter 2003 and 1st quarter 2004. Summary sheets were on file that were submitted to DWQ, and the data was submitted electronically to the Division database.

7. Coal Mine Waste, Refuse Piles, Impoundments

Refuse Piles were inspected 23Oct03. Sediment pond inspections were conducted 23Oct03 for the 4th quarter 2003 and 9Mar04 for the 1st quarter 2004.

For added Dust-Suppression control, the operator is planning to smooth out rough edges on the coal fines piles to the point a surfactant can be applied to the surface of the piles with driven equipment. It is anticipated the work will be conducted in April-May. The Operator plans on notifying the Division by letter when the work will be conducted.

8. Noncoal Waste

The site is systematically being cleared of Coal Mine Waste and mining equipment. The last of the remaining buildings located on the East side of the property is being removed.

11. Contemporaneous Reclamation

With the exception of mining equipment being removed from the site, no reclamation activities have been conducted.

16.b Roads: Drainage Controls

Road drainage controls were inspected and found to be functioning as designed.

19. AVS Check

Will be conducted during the 2nd quarter 2004 complete inspection.

20. Air Quality Permit

An air quality permit was initially issued 10May96. A copy of the permit is on site and available for review.

21. Bonding and Insurance

A copy of the current bond insurance was on site; the bonded value is \$4.904 million. A copy of the liability insurance was on site; term is 9Feb04 - 9Feb05.