



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:	Thursday, December 23, 2004
Start Date/Time:	12/23/2004 9:00:00 AM
End Date/Time:	12/23/2004 12:30:00 PM
Last Inspection:	Tuesday, November 30, 2004

Inspector: Gregg Galecki, Environmental Scientist III

Weather: Clear, cold, ~15 deg. F.

InspectionID Report Number: 498

Accepted by: whedberg
 1/24/2005

Permitee: **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:

Complete inspection was conducted. The surface facility was inspected as part of the field inspection; a review of the MRP and other documentation was conducted following the field inspection.

Inspector's Signature

Gregg Galecki
 Gregg Galecki, Environmental Scientist III
 Inspector ID Number: 48

Date Tuesday, December 28, 2004

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

Permit Number: C0070012
 Inspection Type: COMPLETE
 Inspection Date: Thursday, December 23, 2004

Inspection Continuation Sheet

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 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 checked="" type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.a Roads: Construction, Maintenance, Surfacing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

1. Permits, Change, Transfer, Renewal, Sale

DOGMA permit renewal was approved December 10, 2004. Additional Ownership and Control modifications will be updated by February 2005 for the annual report.

2. Signs and Markers

Signs at the entrances were inspected and found to be legible and contain all the pertinent information. Markers outlining the permit boundary were spot-checked and found to be in good condition.

3. Topsoil

Topsoil piles were inspected and found to be stable. An in-depth inspection of the topsoil piles was conducted during the November 2004 inspection with the assistance of Ms. Priscilla Burton.

4.a Hydrologic Balance: Diversions

Diversions were spot-checked and found to be functioning as designed.

4.b Hydrologic Balance: Sediment Ponds and Impoundments

All the sediment ponds were PE-certified as being stable on September 14, 2004. No discharges were noted during the 3rd quarter. Due to unseasonably heavy rains in October, some of the ponds that are historically dry still had minor standing water during the December inspection.

4.c Hydrologic Balance: Other Sediment Control Measures

Silt fences and straw bales were inspected and found to be functioning as designed.

4.d Hydrologic Balance: Water Monitoring

Water monitoring for the 3rd quarter 2004 was conducted on August 24, 2004. The required Information was submitted for the sites.

4.e Hydrologic Balance: Effluent Limitations

No discharges were noted during the 3rd quarter 2004.

7. Coal Mine Waste, Refuse Piles, Impoundments

Both the Pond Refuse and Plant Refuse piles were in P.E. certified by Mr. Dan Guy on 31Aug04. Spotty snow cover existed throughout the area from storms received since the November inspection. A thorough inspection of the leeward side of the Siaperas Ditch and the private property located north of the ditch were inspected for airborne coal fines. No evidence of coal fines were noted in either the snow cover or bare ground in the Siaperas ditch or the private property located north of the permit boundary.

8. Noncoal Waste

All noncoal waste has been removed from the eastern portion of the property, with the exception of two (2) electrical transformers that will apparently be picked up in the near future.

11. Contemporaneous Reclamation

Reclamation of the facilities area and the pumphouse area, both located east of the river, were conducted during the 3rd and 4th quarter. Grading is complete, and seeding of the area will be conducted in the near future.

12. Backfilling And Grading

Grading of the surface facilities located east of the Price River was conducted during the 3rd and 4th quarter.

16.a Roads: Construction, Maintenance, Surfacing

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

16.b Roads: Drainage Controls

Road ditches were inspected and found to be functioning as designed.

18. Support Facilities, Utility Installations

The majority of Utility installations have been removed from the site.

19. AVS Check

An AVS Check will be conducted as part of the 2nd quarter 2005 inspection.

20. Air Quality Permit

Air Quality Permit (AO) DAQE-997-92 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 available for review. The bonded value is for \$4.904 million. A copy of the liability insurance was also available; term is 9Feb04 - 9Feb05. Each occurrence is listed as \$300,000; general aggregate is \$600,000.