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State of Utah

Department of Natural Resources

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas & Mining

JOHN R. BAZA
Division Director

JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

Representatives Present During the Inspection:	
Company	Patrick D. Collins Resident Agent
OGM	Pete Hess Environmental Scientist III

Inspection Report

Permit Number:	C0070012
Inspection Type:	PARTIAL
Inspection Date:	Friday, April 27, 2007
Start Date/Time:	4/27/2007 9:40:00 AM
End Date/Time:	4/27/2007 11:05:00 AM
Last Inspection:	Friday, March 30, 2007

Inspector: Pete Hess, Environmental Scientist III

Weather: Partly sunny, warm

InspectionID Report Number: 1284

Accepted by: whedberg *OK*

5/1/2007

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:

The Permittee is current relative to the required quarterly surface and ground water monitoring information for the Wellington permit area. The requirement to submit this information in an electronic fashion to the Division web site (Special Condition, Attachment "A" of the current State permit) is being met.

There are no pending compliance actions.

There is no activity occurring at the site.

Inspector's Signature: _____

Pete Hess, Environmental Scientist III

Inspector ID Number: 46

Date

Monday, April 30, 2007

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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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 type="checkbox"/>	<input type="checkbox"/>	<input 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.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 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 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 checked="" 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 Issues	<input 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 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 checked="" 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 checked="" 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"/>

4.a Hydrologic Balance: Diversions

The Permittee needs to perform the needed maintenance on ditch UD-1, which lies SW of the dismantled wash plant area, adjacent to the disturbed area boundary. Soil moisture is diminishing, due to the warmer temperatures which the County has seen over the past few days.

4.b Hydrologic Balance: Sediment Ponds and Impoundments

The clear water pond contained water in two locations; neither ponded location appeared very deep. The County has received numerous precipitation events in the two week period prior to today's inspection. The annual inspection and certification reports for the following ponds were contained in the 2006 Annual Report; upper refuse pond, lower refuse pond, clear water pond, roadside pond, auxiliary pond, dryer pond, loadout sediment pond, pipeline pond. All inspections and certifications were performed on December 19, 2006 by Mr. Dan Guy, Utah registered professional engineer.

4.d Hydrologic Balance: Water Monitoring

The Division notified the Permittee on April 24, 2007 that the all of the required surface and ground water monitoring information for the fourth quarter of 2006 (with necessary parameters) had been uploaded to the Division permanent data base. It is the Permittee's intent to submit a modification to the ground water and surface water monitoring plans for sites GW-4, GW-5, SW-4, and SW-5 in order to remove the following monitoring parameters; benzene, toluene, ethylbenzene, xylene, naphthalene, and propylene glycol. These additional parameters were required by the Division and the Utah Division of Water Quality when NEICO was allowing an outside operator to run a coal washing facility within the Wellington permit area. That coal washing facility no longer exists at this site; hence, the Permittee would like to remove these additional water monitoring parameters. Dr. Collins has discussed this with the assigned Division hydrologist, and is in the process of preparing an official submittal. All water monitoring data collected to date, (relative to these parameters) have reported a "no detection" result.

7. Coal Mine Waste, Refuse Piles, Impoundments

Neither the upper or lower refuse basin contained visible water on their surfaces.