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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*

# Inspection Report

| Representatives Present During the Inspection: | |
|---|---|
| Company | Patrick D. Collins Resident Agent |
| OGM | Steve Demczak Environmental Scientist III |

| | |
|---|---|
| Permit Number: | C0070012 |
| Inspection Type: | PARTIAL |
| Inspection Date: | Friday, January 18, 2008 |
| Start Date/Time: | 1/18/2008 10:00:00 AM |
| End Date/Time: | 1/18/2008 2:00:00 PM |
| Last Inspection: | Sunday, December 14, 2008 |

Inspector: Steve Demczak, Environmental Scientist III

Weather: Sunny, 20's, Snow Covered

InspectionID Report Number: 1533

Accepted by: dhaddock
2/1/2008

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
- [x] Fee
- [ ] Other

**Types of Operations**

- [ ] Underground
- [ ] Surface
- [x] Loadout
- [x] Processing
- [ ] Reprocessing

**Report summary and status for pending enforcement actions, permit conditions, Division Orders, and amendments:**

No violations were issued.

Permittee has received approval to conduct slurry pond inspections on a monthly basis instead of weekly.

**Inspector's Signature:** Stephen J Demczak

Steve Demczak, Environmental Scientist III
Inspector ID Number: 39

**Date** Wednesday, January 23, 2008

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

1594 West North Temple, Suite 1210, PO Box 145801, Salt Lake City, UT 84114-5801
telephone (801) 538-5340 • facsimile (801) 359-3940 • TTY (801) 538-7458 • *www.ogm.utah.gov*

***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 performace 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 | ☑ | ☐ | ☑ | ☐ |
| 2. Signs and Markers | ☑ | ☐ | ☐ | ☐ |
| 3. Topsoil | ☑ | ☐ | ☑ | ☐ |
| 4.a Hydrologic Balance: Diversions | ☑ | ☐ | ☑ | ☐ |
| 4.b Hydrologic Balance: Sediment Ponds and Impoundments | ☑ | ☐ | ☑ | ☐ |
| 4.c Hydrologic Balance: Other Sediment Control Measures | ☐ | ☐ | ☐ | ☐ |
| 4.d Hydrologic Balance: Water Monitoring | ☑ | ☐ | ☑ | ☐ |
| 4.e Hydrologic Balance: Effluent Limitations | ☑ | ☐ | ☑ | ☐ |
| 5. Explosives | ☐ | ☑ | ☐ | ☐ |
| 6. Disposal of Excess Spoil, Fills, Benches | ☐ | ☐ | ☐ | ☐ |
| 7. Coal Mine Waste, Refuse Piles, Impoundments | ☑ | ☐ | ☑ | ☐ |
| 8. Noncoal Waste | ☐ | ☐ | ☐ | ☐ |
| 9. Protection of Fish, Wildlife and Related Environmental Issues | ☐ | ☐ | ☐ | ☐ |
| 10. Slides and Other Damage | ☐ | ☐ | ☐ | ☐ |
| 11. Contemporaneous Reclamation | ☐ | ☐ | ☐ | ☐ |
| 12. Backfilling And Grading | ☐ | ☐ | ☐ | ☐ |
| 13. Revegetation | ☐ | ☐ | ☐ | ☐ |
| 14. Subsidence Control | ☐ | ☐ | ☐ | ☐ |
| 15. Cessation of Operations | ☐ | ☑ | ☐ | ☐ |
| 16.a Roads: Construction, Maintenance, Surfacing | ☐ | ☐ | ☐ | ☐ |
| 16.b Roads: Drainage Controls | ☐ | ☐ | ☐ | ☐ |
| 17. Other Transportation Facilities | ☐ | ☐ | ☐ | ☐ |
| 18. Support Facilities, Utility Installations | ☑ | ☐ | ☑ | ☐ |
| 19. AVS Check | ☐ | ☐ | ☐ | ☐ |
| 20. Air Quality Permit | ☐ | ☐ | ☐ | ☐ |
| 21. Bonding and Insurance | ☐ | ☐ | ☐ | ☐ |
| 22. Other | ☐ | ☐ | ☐ | ☐ |

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

No new permitting action submitted to the Division since the last inspection.

**3. Topsoil**

Topsoil piles are snow covered. There are no signs of wind or water erosion.

**4.a Hydrologic Balance: Diversions**

Diversions are snow covered.

**4.b Hydrologic Balance: Sediment Ponds and Impoundments**

Sediment ponds are snow covered. Ponds contain little or no water.

**4.d Hydrologic Balance: Water Monitoring**

Water sample was taken for the fourth quarter of 2007.

**4.e Hydrologic Balance: Effluent Limitations**

There was no discharge for the fourth quarter.

**7. Coal Mine Waste, Refuse Piles, Impoundments**

I inspected the refuse piles with no signs of hazardous conditions.

**18. Support Facilities, Utility Installations**

No new supports facilities are at the site.