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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Inspection Report

Permit Number:	C0070013
Inspection Type:	PARTIAL
Inspection Date:	Tuesday, May 24, 2011
Start Date/Time:	5/24/2011 8:33:00 AM
End Date/Time:	5/25/2011 10:05:00 AM
Last Inspection:	Wednesday, May 18, 2011

Representatives Present During the Inspection:
OGM Pete Hess

Inspector: Pete Hess

Weather: Partly sunny, cool. 60's F.

InspectionID Report Number: 2756

Accepted by: jhelfric
6/1/2011

Permittee: **UTAHAMERICAN ENERGY INC**
Operator: **UTAHAMERICAN ENERGY INC**
Site: **HORSE CANYON MINE**
Address: **PO BOX 910, EAST CARBON UT 84520-0910**
County: **CARBON**
Permit Type: **PERMANENT COAL PROGRAM**
Permit Status: **ACTIVE**

Current Acreages

5,992.07	Total Permitted
42.60	Total Disturbed
51.56	Phase I
51.56	Phase II
74.26	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:

Mr. Jay Marshall, General Manager, was not available for today's inspection.
Mr. Jared Childs, General Foreman, represented the Permittee at the inspection closeout.
A raptor nest monitoring and protection partial oversight evaluation was conducted by Mrs. Ingrid Campbell and Mr. Joe Helfrich from the Division and Ms. Elizabeth Shaeffer and Mr. Howard Strand of the OSMRE Denver Field Division on May 18, 2011. Poor weather conditions prevailed during the site visit; fog prevented observation of the nest in the left fork which was a concern during the development of the rock tunnel portals. Finalization of this inspection report is pending, and a followup by the Division and OSM may be necessary.

Inspector's Signature:

Pete Hess

Date

Tuesday, May 24, 2011

Pete Hess,

Inspector ID Number: 46

Note: This inspection report was prepared and submitted in compliance with the regulatory program of the Division of Oil, Gas and Mining.
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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 checked="" type="checkbox"/>	<input type="checkbox"/>
4.a Hydrologic Balance: Diversions	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Disposal of Excess Spoil, Fills, Benches	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Coal Mine Waste, Refuse Piles, Impoundments	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input type="checkbox"/>
10. Slides and Other Damage	<input type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" 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"/>

3. Topsoil

Two topsoil storage signs are located on the main storage pile. The mounting of the signs is inadequate. The Division asked the Permittee to re-mount the signs on "T" posts. The north and east side of the main topsoil storage pile is showing a significant amount of new spring growth. The Division confirmed on May 25, 2011 that the "topsoil storage" signs located on the main pile had been re-installed.

4.b Hydrologic Balance: Sediment Ponds and Impoundments

The site received rain fall on 5/23, and both ponds had received flow. Pond #2 had a puddle adjacent to the two spillway risers. No compliance issues were identified.

4.d Hydrologic Balance: Water Monitoring

Although the site had recently received rain, neither fork of Lila Creek was flowing.

8. Noncoal Waste

Accumulations of non-coal waste were identified in two areas. The first area was between the NE corner of the topsoil pile and the SW corner of the new substation. Pieces of electrical conduit, bolts, anchor rods, paper, etc., were observed from the construction of the substation. The second area was behind the mine office / safety office, bath house, and communications building. Reels of electrical cable, brattice, 2 X 4's, particle board, a paper cup, and other assorted materials were observed in a dis-sheveled fashion. Both areas were discussed with Mr. Childs; no violation was written at this time. However, the Permittee was given 24 hours to address both areas. The Division confirmed that both areas were cleaned up on the morning of May 25, 2011. No compliance action was necessary.

9. Protection of Fish, Wildlife and Related Environmental Issues

No wildlife was observed during today's inspection.

14. Subsidence Control

During the raptor monitoring oversight evaluation, the development of the underground workings was discussed with representatives from the Division as well as representatives of the Office of Surface Mining (May 18, 2011). To date only first mining is occurring. No subsidence affects have been observed or reported by the Permittee.