

0020



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

INSPECTION REPORT

Michael O. Leavitt
Governor
Ted Stewart
Executive Director
James W. Carter
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340
801-359-3940 (Fax)
801-538-5319 (TDD)

Partial: ___ Complete: X Exploration: ___
Inspection Date & Time: 3/23/95 9 to 1:30
Date of Last Inspection: 2/23/95

Mine Name: Gordon Creek #2, #7 & #8 County: Carbon Permit Number: ACT/007/016
Permittee and/or Operator's Name: Mountain Coal Company
Business Address: P.O. Box 591 Somerset Colorado 81434 (303) 929-5015
Type of Mining Activity: Underground X Surface ___ Prep. Plant ___ Other ___
State Officials(s): Susan White
Company Official(s): Dan Guy
Federal Official(s): None
Weather Conditions: Fair and cool
Existing Acreage: Permitted-2289 Disturbed-17.2 Regraded-0 Seeded-0 Bonded-17.2
Increased/Decreased: Permitted-___ Disturbed-___ Regraded-___ Seeded-___ Bonded-___
Status: ___ Exploration/ X Active/ ___ Inactive/ ___ Temporary Cessation/ ___ Bond Forfeiture
Reclamation (___ Phase I/ ___ Phase II/ ___ Final Bond Release/ ___ Liability ___ Year)

REVIEW OF PERMIT, PERFORMANCE STANDARDS & PERMIT CONDITION REQUIREMENTS

Instructions

- 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 N/A.
b. For partial inspections check only the elements evaluated.
2. Document any noncompliance situation by referencing 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.

Table with 5 columns: Item, EVALUATED, N/A, COMMENTS, NOV/ENF. Rows include categories like PERMITS, CHANGE, TRANSFER, RENEWAL, SALE; SIGNS AND MARKERS; TOPSOIL; HYDROLOGIC BALANCE; EXPLOSIVES; DISPOSAL OF EXCESS SPOIL/FILLS/BENCHES; COAL MINE WASTE/REFUSE PILES/IMPOUNDMENTS; NONCOAL WASTE; PROTECTION OF FISH, WILDLIFE AND RELATED ENVIRONMENTAL VALUES; SLIDES AND OTHER DAMAGE; CONTEMPORANEOUS RECLAMATION; BACKFILLING AND GRADING; REVEGETATION; SUBSIDENCE CONTROL; CESSATION OF OPERATIONS; ROADS; OTHER TRANSPORTATION FACILITIES; SUPPORT FACILITIES/UTILITY INSTALLATIONS; AVS CHECK; AIR QUALITY PERMIT; BONDING & INSURANCE.



INSPECTION REPORT

(Continuation sheet)

Page 2 of 3

PERMIT NUMBER: ACT/007/016

DATE OF INSPECTION: 3/23/95

(Comments are Numbered to Correspond with Topics Listed Above)

1. PERMITS

Ten-Day Notice X94-020-352-003 TV2 was informally appealed to the OSM, Washington D.C. Office on November 28, 1994. The Ten-Day Notice alleged two violations: 1.) failure to provide, in the mine plan, for the elimination of all highwalls, highwall at the #2 mine and 2.) failure to reclaim the mine according to the schedule approved in the permit. On March 24, 1995 the Division received a copy of a Memorandum from Ed Kay to Western Support Center (WSC) and Albuquerque Field Office remanding the subject case back to them. They are to work with DOGM to conduct an on-site technical review of the highwall and visit other Utah site with AOC issues. Utah has sent WSC information to assist them in their efforts.

The reclamation only permit is effective August 28, 1994 through August 28, 1999. No stipulations are attached to the permit.

The operator submitted updates of Company Officers, this was input into the AVS system effective February 24, 1995.

UPDES permit is effective through 4/30/98.

4. HYDROLOGIC BALANCE:

- a. Diversions - Diversions were mostly snow covered.
- b. Sediment Ponds and Impoundments - The fourth quarter pond inspections were completed for the three ponds on 11/22/94 by David Steed. No problems were noted. The annual pond inspections were completed on 11/16/94 and certified by Dan Guy, No. 154168. The two sediment ponds were determined, after surveying, to have adequate volume. At the time of inspection Sweets Pond was ice covered, 2 Pond contained water and 7A Pond was snow covered.
- c. Other Sediment Control Measures- A small portion of the silt fence at the base of the Old Fan Portal Area required maintenance.
- d. Water Monitoring - The water monitoring data was observed and in order. All stations for the fourth quarter reporting period were either dry or not accessible.
- e. Effluent Limitations - No discharge was reported for the fourth quarter of 1994 from the UPDES point. Monthly reports had been completed as required.

15. CESSATION OF OPERATIONS

INSPECTION REPORT

(Continuation sheet)

Page 3 of 3

PERMIT NUMBER: ACT/007/016

DATE OF INSPECTION: 3/23/95

Mining ceased at this site in December 1990. All demolition of surface facilities have been completed and portals have been sealed. The review of the reclamation plan by the Division is currently in process in light of the recent DOGM Directive Tech-002, Approximate Original Contour Requirements. The operator will conduct reclamation activities in 1995 provided approvals from DOGM and OSM.

21. BONDING & INSURANCE

Liability Insurance is held with CIGNA, Insurance Company of North America and is in effect 1/1/93 to 1/1/96. Coverage is \$500,000 per occurrence/aggregate.

The surety bond No. U-629965 is held by United Pacific Insurance Company for \$641,443. The acreage stated is 17.2 acres.

Copy of this Report:

Mailed to: Tom Ehmett (OSM), Paige Beville (MCC)

Given to: Joe Helfrich (DOGM)

Inspector's Signature: Susan M. White #305 Date: 4/6/95