

DOGM, Daily Construction Progress Report

Horizon Mine Reclamation

C/007/020

PO 560 180000000000269

NTP issued June 28, 2018. Expected contract completion date Oct. 26, 2018 (120 calendar days from NTP).

Date: October 9, 2018 M **T** W Th F

Crew Size: 0 Supervisor: Phil Beebe

Crew Names: Nelco, Jason and Phil

Equipment: Work is complete, all equipment has been mobilized offsite

General description of work performed, equipment/material deliveries, etc:

I met with Phil and Jason for the final walk through. The contractor completed reclamation at the site according to the Scope of Work. I went over the remaining balances to be paid out, including: File notice of Intent, Topsoil Reclaim, Install Gravel Filter, Place D50-6" Rip Rap, engineered Log Jam Structures, Roughened Reclaimed Area, Apply Seed to Reclaim, Mobilization, Change Order #3 and Retainage. The site looked great. Nelco did and outstanding job with reclamation.

Since my last visit, the riprap had all been placed along the channel lengths and the log jams had been installed. The area south of Jewkes creek had been adequately pocked. Boulders were placed along the edge of the reclaimed area to prevent motorized vehicles from driving into the area. Additional large woody debris was placed in the natural channel just above Portal canyon's hardened channel. The gully on the cut-slope above where the portals sat has been roughened.

I've also attached three close out documents to this report. They are the signed Certification of Final Acceptance for this project, the Unconditional Waiver and Release Upon Final Payment to Waste and Water Logistics the sole sub-contractor at the site, and the Compliance Certification for the Stream Alteration Permit submitted to the Division of Water Rights on Oct 23, 2018.

Temp: **40** 50 60 70 80 90 100 Comments:

Sky: fair pc mc cldy **ovrcst** **rain** snow

Ground: dry **wet** **muddy** snow _____" frozen

Project is COMPLETE

Inspector: Keenan Storrar



ATTACHMENT A – Photos October 9, 2018 site visit



PHOTO 1
Looking up Portal canyon.



PHOTO 2
Looking down Jewkes canyon.



PHOTO 3
Capped, topsoiled, and mulched lower repository.



PHOTO 4
Entrance to Jewkes ck.

ATTACHMENT A – Photos October 9, 2018 site visit



PHOTO 5
Looking up Jewkes channel.



PHOTO 6
Junction of Jewkes and Portal channels.



PHOTO 7
Panorama of Jewkes creek, lower repository pile and staging area.

ATTACHMENT A – Photos October 9, 2018 site visit



PHOTO 9

Pocked and mulched lower staging area. Boulders are placed at edge of staging area along road.



PHOTO 10

Outlet of Jewkes creek.



PHOTO 11

Panorama of Jewkes creek.

Certificate of Final Acceptance

UTAH DIVISION OF OIL, GAS AND MINING

PROJECT: Horizon Mine Final Reclamation Project (C/007/0020)

PO NO.: 560 18000000000269

The WORK performed under the subject CONTRACT has been reviewed on this date and found to be completed.

DEFINITION OF FINAL ACCEPTANCE

The date of final acceptance of a project is the date when the construction is completed in accordance with the Contract Documents, as modified by any change orders agreed to by the parties, so that the OWNER can occupy the project for the use for which it was intended.

Items listed on the Certificate of Substantial Completion, as prepared by the Division of Oil, Gas & Mining, have been completed or corrected and verified by the OWNER as having been completed or corrected.

Division of Oil, Gas & Mining
OWNER

[Signature] 10/9/18
INSPECTOR DATE

[Signature] 10/9/18
CONTRACT REPRESENTATIVE DATE

Neleo Contractors, Inc
CONTRACTOR

AUTHORIZED REPRESENTATIVE DATE

The OWNER accepts the project as complete and will assume full possession of the project or specified area of the project at 4:00 P.M. (time) on Oct. 9, 2018 (date).

Division of Oil, Gas & Mining
OWNER

[Signature] 10/11/18
COAL PROGRAM MANAGER DATE

UNCONDITIONAL WAIVER AND RELEASE UPON FINAL PAYMENT

Project: Horizon Mine Reclamation Project

Project Location: Horizon Mine

To: Waste and Water Logistics

Payment Amount: \$2930

Payment Period: Thru October 10, 2018

To the extent provided below, this document becomes effective to release and the undersigned is considered hereby to waive and notice or right of lien under Utah Code Ann., Title 38, Chapter 1, governing Mechanics' Liens, or any payment bond claim or right under Utah Code Ann., Title 14, Contractors' Bonds, or Section 63-56-504 related to payment rights the undersigned has for labor, materials, equipment or other work or services furnished on the above described property once:

1. the undersigned receives a check in the above referenced payment amount payable to the undersigned;
2. the check is properly endorsed; and
3. the check is paid by the depository institution on which it is drawn.

This waiver and release applies to a FINAL payment for the work, materials, equipment, or a combination of work, materials, and equipment furnished by the undersigned to the property or to the undersigned's customer which are the subject of the invoice or payment above, but only to the extent of the payment amount. This waiver and release may or may not apply to any retention withheld; any items, modification, or changes pending approval; disputed items and claims or items furnished or invoiced after the payment period.

The undersigned warrants that the undersigned either has already paid or will use the money the undersigned receives from this progress payment promptly to pay in full all the undersigned's laborers, subcontractors, materialmen, and suppliers for all work, materials, equipment, or combination of work, materials, and equipment that are the subject of this waiver and release.

Dated:
10/10/2018

Company: Waste & Water Logistics,
LLC

By: Domenic Ibanez

Its: Office
Manager

COMPLIANCE CERTIFICATION

Programmatic General Permit Number: 10

Stream Alteration Number: 18-91-03SA

Corps Project Identification Number: _____

Permittee's Name, Address and Phone Number:

(Corps Use Only)
KEENAN STORRAR (801) 538-5345
DIVISION OF OIL, GAS + MINING - COAL PROGRAM
1594 W. NORTH TEMPLE, SUITE 1210
SALT LAKE CITY, UT 84114-5801

County Location of Permitted Activity: CARBON COUNTY

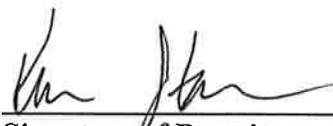
Within 30 days after completion of the activity authorized by this permit, please sign and return this certification to the following address:

U.S. Army Corps of Engineers
Intermountain Regulatory Section
533 West 2600 South, Suite 150
Bountiful, UT 84010

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers' representative. If you fail to comply with the terms and conditions of the permit, your authorization may be suspended, modified or revoked. If you have any questions about this certification, please contact the Corps of Engineers at 801-295-8380.

* * *

I hereby certify that the work authorized by the above-referenced permit, including all the required mitigation, was completed in accordance with the terms and conditions of the permit verification.



Signature of Permittee Date

RECEIVED

OCT 23 2018

WATER RIGHTS
SALT LAKE