



GARY R. HERBERT
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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

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Inspection Report

Permit Number:	C0070033
Inspection Type:	COMPLETE
Inspection Date:	Wednesday, April 14, 2010
Start Date/Time:	4/14/2010 10:00:00 AM
End Date/Time:	4/14/2010 11:45:00 AM
Last Inspection:	Wednesday, March 03, 2010

Representatives Present During the Inspection:	
OGM	Pete Hess Environmental Scientist III
Company	David Shaver Manager

Inspector: Pete Hess, Environmental Scientist III

Weather: Sunny, warm, 40's F.

InspectionID Report Number: 2325

Accepted by: jhelfric

5/6/2010

Permitee: **ANDALEX RESOURCES INC TOWER DIVISION**

Operator: **ANDALEX RESOURCES INC TOWER DIVISION**

Site: **WILDCAT LOADOUT**

Address: **6750 AIRPORT RD, PO BOX 902 PRICE UT 84501**

County: **CARBON**

Permit Type: **PERMANENT COAL PROGRAM**

Permit Status: **ACTIVE**

Current Acreages

100.00	Total Permitted
78.45	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:

Inspector's Signature:

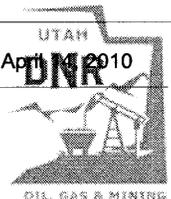
Date

Wednesday, April 14, 2010

Pete Hess, Environmental Scientist III

Inspector ID Number: 46

Note: This inspection report does not constitute an affidavit of compliance with the regulatory program of the Division of Oil, Gas and Mining. 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 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. Backfilling And Grading	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13. Revegetation	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
17. Other Transportation Facilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. Support Facilities, Utility Installations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
19. AVS Check	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Air Quality Permit	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
21. Bonding and Insurance	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
22. Other	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

1. Permits, Change, Transfer, Renewal, Sale

The Division understands that UtahAmerican Energy, Inc. will be idling the Wildcat loadout facility in the near future. It is not known how this will affect the agreement with the Intermountain Power Agency. The stockpiles at the site will be shipped prior to closure. Division Order DO-04 remains pending.

4.b Hydrologic Balance: Sediment Ponds and Impoundments

All ponds except "C" were dry. No compliance issues were noted this day. The Permittee (Mr. Dave Shaver) completed the first quarter of 2010 impoundment inspections for the six sediment ponds, the permanent impoundment and the depression area on February 16, 2010. No compliance issues were noted by the Permittee's qualified representative.

4.d Hydrologic Balance: Water Monitoring

The Division has uploaded the 4th Quarter 2009 surface water monitoring data for the Wildcat Loadout permit area into the permanent data base records. The Permittee continues to meet this Special Condition of the State issued R645 permit. 4th quarter water monitoring field notes and discharge monitoring reports for the months of October, november and December were reviewed. None of the six permitted UPDES outfalls discharged during the fourth quarter of 2009. Surface monitoring points WCW-1, 2, 3 and 4 were reported as "no flow" situations on 10/28 and 12/10/2010.

4.e Hydrologic Balance: Effluent Limitations

The current UPDES permit remains in effect through April 30, 2013. None of the ponds have discharged since 2007.

7. Coal Mine Waste, Refuse Piles, Impoundments

Mr. David Hibbs, P.E., and President / CEO of UtahAmerican Energy, Inc. inspected the Wildcat waste rock disposal site on March 17, 2010. The first quarter 2010 inspection did not note any compliance issues relative to identified hazards or instability. The P.E. certification of the inspection document was completed on the same day.

15. Cessation of Operations

See comment under section 1.

16.b Roads: Drainage Controls

Ditches have been redefined as part of the normal spring maintenance duties.

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19. AVS Check

Mr. Shaver was asked to provide the current ownership and control information for insertion into the PFO copy of the MRP. Mr. Shaver indicated that it is his intent to submit one volume for O & C to cover all of the UtahAmerican sites in Utah. The Permittee provided the requested updated information on April 19, 2010; review is pending.

21. Bonding and Insurance

The current general liability insurance remains in effect through June 1, 2010.

22. Other

The Permittee submitted the 2009 Annual Report for the Wildcat site on April 5; the Division completed the review of this submitted information on April 12, 2010.