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DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing

C0070033

#4259

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July 1, 2013

Mr. Lance C. Lee, Project Manager and Fuel Supply Engineer
Department of Water and Power / City of Los Angeles
406 W. South Jordan Parkway, Suite 440
South Jordan, Utah 84095

Subject: 2012 Annual Report Review Completion, Mine, C/007/033, Task ID #4259

Dear Mr. Lee:

The Division staff has completed the review of the 2012 Annual Report. Enclosed is a copy of the review with each reviewer's comments completed on June 20, 2013.

Thank you for your diligence in completing the Annual Report. If you have any questions, please call me at (801) 538-5350.

Sincerely,

Steve Christensen
Permit Supervisor

SKC/sqs
Enclosure
O:\007033.WCL\WG4259\Wildcat2012ARcomplet.doc

Print Form

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Annual Report

This Annual Report shows information the Division has for your mine. Submit the completed document and any additional information identified in the Appendices to the Division by the date specified in the cover letter. During a complete inspection an inspector will check and verify the information.

GENERAL INFORMATION

Company Name Intermountain Power Agency

Mine Name Wildcat Loadout

Permit Number C/007/0033

Permit expiration Date May 5, 2014

Operator Name AMERICA WEST RESOURCES, INC.

Phone Number +1 (435) 636-0820

Mailing Address 3266 SOUTH 125 WEST

Email kit@emerytelcom.net

City PRICE

State UTAH

Zip Code 84501

DOGM File Location or Annual Report Location

Excess Spoil Piles

- Required
 Not Required

Refuse Piles

- Required
 Not Required

Impoundments

- Required
 Not Required

Other:

REFUSE PILE CERTIFICATION (INCLUDED)
SEDIMENT POND CERTIFICATION (INCLUDED)

OPERATOR COMMENTS

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REVIEWER COMMENTS



Met Requirements



Did Not meet Requirements

Reviewed by Amanda Daniels. The certified refuse pile and sediment pond inspections correspond with what has been seen during monthly inspections throughout the year.

COMMITMENTS AND CONDITIONS

The Permittee is responsible for ensuring annual technical commitments in the Mining and Reclamation Plan and conditions accepted with the permit are completed throughout the year. The Division has identified these commitments below and has provided space for you to report what you have done during the past year for each commitment. If additional written response is required, it should be filed as an attachment to this report.

Title: COAL FINE ACCUMULATION MONITORING

Objective: To minimize coal fine accumulations on undisturbed ground within the disturbed area boundary. This area did not have topsoil salvaged, but was vacuumed, disced, mulched and seeded in September 2010. **Please provide the depth of the new accumulation if present. Please provide the photo locations on a map. Additionally, please create a grid system on a plan view map of the fines recovery area and report the percentage of area covered by fines in each area and the depth of the fines, similar to Figure 1 / Plate 1 in Appendix "P" of the MRP which plotted coal fines depth prior to fines recovery.**

Frequency: Quarterly

Status: Ongoing 2011 commitment was deficient. Please provide details as stated in Objective.

Reports: Monitoring protocol, location of observations, digital photographs and results to be filed with the Annual report.

Citation: MRP, Appendix P, Item 7

Operator Comments

SEE "WILDCAT COAL FINES ISSUE, DIVISION ORDER-04 (WIND BLOWN FINES), ANNUAL MONITORING (INCLUDED)

Reviewer Comments Met Requirements Did Not Meet Requirements

Reviewed by Priscilla Burton on 3/11/2013. Photographs of monitoring locations have been attached to the 2012 Annual Report, however there was no spreadsheet attached with information on percent cover for each monitoring location. The Division completed a review of the Third Quarter 2012 Coal Fines Monitoring report submitted by Mr. Kit Pappas of America West Resources authored by Mr. Tom Paluso, P.E. of Environmental Industrial Services, Helper, Utah on November 23, 2012. That review required six additional fines monitoring protocol to be followed for the future monitoring quarters. They are:

- 1) "...designate the area about each established monitoring point such that the percent cover by soil, vegetation, rock, and coal fines can be determined." The monitoring contractor constructed a 3' X 3' PVC square to have a constant area of 9 square feet about each monitoring area.
- 2) The location of each monitoring point had been GPS ed, so they could be located if the lathe used to identify / locate them was destroyed by weathering. This information was provided in the 4th Quarter 2012 monitoring report.
- 3) The Division required that 5 additional monitoring points be installed east of N1, N6, N8, N5, N4 and N9. In the 4th Quarter 2012 monitoring report they were installed, but they were too close to the aforementioned six points. This was discussed with Mr. Tom Paluso (the monitoring person for EIS) on March 13, 2013. Mr. Paluso agreed to locate the 5 points east of the three strand wire fence, and west of the permit boundary. The 1st Quarter 2013 monitoring report should have data from these five additional monitoring points.
- 4) The Division required that each nine square foot monitoring area be evaluated for the percent area of rock cover, soil cover, vegetative cover, and the percentile of area covered with coal fines and depth, as well as the depth of fines at the location lathe. Each square foot of area was subdivided into 25 squares for percentile determination purposes.
- 5) The Permittee must develop a spreadsheet to track the amount of coal fines at each location for each yearly quarter being monitored. A yearly monitoring report is required to be submitted in each Annual Report to analyze the fines accumulations so cleanup of fines can be addressed on an as needed basis. The spread sheet was submitted in the 4th Quarter 2012 monitoring report (Appendix 2) dated

November 29, 2012.

6) The Permittee was required to update Appendix "P", item 7 in the Wildcat MRP with the five aforementioned monitoring protocol listed above. This was done by reference in Task ID # 4257, and approved / incorporated on March 12, 2013. Analysis of the APPENDIX 2 spread sheet indicates that fines depth of 1 to 2 inches exist at the following points, (N8, N13, N14 and N16). These areas should be cleaned up as soon as spring soil moisture conditions allow. The average percentile of fines covering the areas designated as north monitoring points is 70.38 %. The Permittee has met the MRP requirements established under Task ID #4257 for coal fines monitoring. (PHH, 3/14/2013)

FUTURE COMMITMENTS AND CONDITIONS

The following commitments are not required for the current annual report year, but will be required by the permittee in the future as indicated by the "status" field. These commitments are included for information only, and do not currently require action. If you feel that the commitment is no longer relevant or needs to be revised, please contact the Division.

Title: PROTECTION OF TOPSOIL

Objective: To protect topsoil

Frequency: Prior to construction of Pond G

Status: Future commitment (Prior to construction of Pond G).

Reports: Monitor soil salvage from the "mechanical clean-up area" east of PR 5. Provide an as-built showing dimensions and volume contained in Topsoil Pile A.

Citation: MRP, Section R645-301-212, and Appendix P, Item 2, Item 4 and Figure 2.

OPERATOR COMMENTS (OPTIONAL)

N/A AT THIS TIME

REVIEWER COMMENTS

REPORTING OF OTHER TECHNICAL DATA

Please list other technical data or information that was not included in the form above, but is required under the approved plan, which must be periodically submitted to the Division.

Please list attachments:

Reviewer Comments

MAPS

Copies of mine maps, current and up-to-date, are to be provided to the Division as an attachment to this report in accordance with the requirements of R645-301-525.240. The map copies shall be made in accordance with 30 CFR 75.1200 as required by MSHA. Mine maps are not considered confidential.

Map Name	Map Number	Included		Confidential	
		Yes	No	Yes	No
		<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reviewer Comments Met Requirements Did Not Meet Requirements