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

INSPECTION REPORT

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Partial: XXX Complete: Exploration:
Inspection Date & Time: 9/9/98 / 1:30p.m.-3:00p.m.
Date of Last Inspection: 8/24/98

Mine Name: Banning Siding Loadout County: Carbon Permit Number: ACT/007/034
Permittee and/or Operator's Name: Canyon Fuel Company
Business Address: P.O. Box 1029, Wellington, Utah 84542
Type of Mining Activity: Underground Surface Prep. Plant XXX Other
Company Official(s): None
State Officials(s): Steve Demczak, Jim Smith Federal Official(s): None
Weather Conditions: Overcast, 70's
Existing Acreage: Permitted- 36 Disturbed- 21.6 Regraded- 0 Seeded- 0 Bonded- 21.6
Increased/Decreased: Permitted- Disturbed- Regraded- Seeded- Bonded-
Status: Exploration/ XXX 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.
4. Provide a brief status report for all pending enforcement actions, permit conditions, Division Orders, and amendments.

Table with 5 columns: EVALUATED, N/A, COMMENTS, NOV/ENF. Rows include: PERMITS, CHANGE, TRANSFER, RENEWAL, SALE; SIGNS AND MARKERS; TOPSOIL; HYDROLOGIC BALANCE; DIVERSIONS; SEDIMENT PONDS AND IMPOUNDMENTS; OTHER SEDIMENT CONTROL MEASURES; WATER MONITORING; EFFLUENT LIMITATIONS; 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; CONSTRUCTION/MAINTENANCE/SURFACING; DRAINAGE CONTROLS; OTHER TRANSPORTATION FACILITIES; SUPPORT FACILITIES/UTILITY INSTALLATIONS; AVS CHECK (4th Quarter-April, May, June) (date); AIR QUALITY PERMIT; BONDING & INSURANCE.



INSPECTION REPORT
(Continuation sheet)

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PERMIT NUMBER: ACT/007/034

DATE OF INSPECTION: 9/9/98

(Comments are Numbered to Correspond with Topics Listed Above)

1. PERMIT-

There is one minor amendment being reviewed by the Division as of 09/07/98 as indicated on the tracking sheet. This amendment is requesting the temporary storage of development waste from the Dugout Mine to be stored at Banning. The material (development waste) would be moved to a permanent site at Dugout prior to reclamation at Banning Loadout. The mid-term will be reviewed 2.5 years from the new five year renewal date.

Coal is occasionally being loaded out by rail at the Banning site. It is projected, by the permittee, that 82,000 tons of coal are at Banning Loadout. Banning has received coal this week making this the first time in 1998. The permittee will be submitting a new chapter 1 for permit transfer.

2. SIGNS AND MARKERS -

Identification signs meet the requirement of the R645 Coal Rules. The perimeter markers were spot-checked and are located around the perimeter of the disturbed area.

4A. DIVERSIONS -

The diversions were spot-checked for performance standards. It was determined that these diversions complied with the requirements of the Mining and Reclamation Plan and the R645 Coal Rules. No water was flowing within the diversions during the inspection.

4B. SEDIMENT PONDS -

The sediment pond was not discharging during the inspection. It is highly unlikely that a discharge of water will occur in the near future. This sediment pond did contain a small amount of water. The Banning sediment pond has never discharged.

There were no signs of any hazardous conditions occurring to the sediment ponds during the inspection. This is an incised pond.

4C. OTHER SEDIMENT CONTROL MEASURES -

The Banning Loadout facility uses silt fences as it's alternate sediment control measures. These areas were spot-inspected and complied with the R645 Coal Rules.

8. NON-COAL WASTE -

The area was clear of non-coal waste material.

Note: This inspection report does not constitute an affidavit of compliance with the regulatory program of the Division of Oil, Gas, and Mining.

Copy of this Report:

Mailed to: Dave Spillman (Soldier Canyon) Henry Austin (OSM)

Given to: Joe Helfrich (DOGM) Filed to: Price Field Office

Date: September 10, 1998

Inspector's Signature:  #39
Stephen J. Demczak