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NOV

State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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Michael O. Leavitt
Governor

Lowell P. Braxton
Division Director

INSPECTION REPORT

Partial: XXX Complete:__ Exploration:__
Inspection Date & Time: 4/12/99 / 11:00a.m.-12:00p.m.
Date of Last Inspection: 3/4/99

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 Federal Official(s): None
Weather Conditions: Warm, 50'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.

		EVALUATED	N/A	COMMENTS	NOV/ENF
1.	PERMITS, CHANGE, TRANSFER, RENEWAL, SALE	[ ]	[ ]	[ ]	[ ]
2.	SIGNS AND MARKERS	[XX]	[ ]	[XX]	[ ]
3.	TOPSOIL	[ ]	[ ]	[ ]	[ ]
4.	HYDROLOGIC BALANCE:				
a.	DIVERSIONS	[XX]	[ ]	[XX]	[ ]
b.	SEDIMENT PONDS AND IMPOUNDMENTS	[XX]	[ ]	[XX]	[ ]
c.	OTHER SEDIMENT CONTROL MEASURES	[XX]	[ ]	[XX]	[ ]
d.	WATER MONITORING	[ ]	[ ]	[ ]	[ ]
e.	EFFLUENT LIMITATIONS	[ ]	[ ]	[ ]	[ ]
5.	EXPLOSIVES	[XX]	[ ]	[XX]	[ ]
6.	DISPOSAL OF EXCESS SPOIL/FILLS/BENCHES	[ ]	[ ]	[ ]	[ ]
7.	COAL MINE WASTE/REFUSE PILES/IMPOUNDMENTS	[XX]	[ ]	[XX]	[ ]
8.	NONCOAL WASTE	[XX]	[ ]	[XX]	[ ]
9.	PROTECTION OF FISH, WILDLIFE AND RELATED ENVIRONMENTAL VALUES	[ ]	[ ]	[ ]	[ ]
10.	SLIDES AND OTHER DAMAGE	[ ]	[ ]	[ ]	[ ]
11.	CONTEMPORANEOUS RECLAMATION	[ ]	[ ]	[ ]	[ ]
12.	BACKFILLING AND GRADING	[ ]	[ ]	[ ]	[ ]
13.	REVEGETATION	[ ]	[ ]	[ ]	[ ]
14.	SUBSIDENCE CONTROL	[ ]	[ ]	[ ]	[ ]
15.	CESSATION OF OPERATIONS	[ ]	[ ]	[ ]	[ ]
16.	ROADS:				
a.	CONSTRUCTION/MAINTENANCE/SURFACING	[ ]	[ ]	[ ]	[ ]
b.	DRAINAGE CONTROLS	[ ]	[ ]	[ ]	[ ]
17.	OTHER TRANSPORTATION FACILITIES	[ ]	[ ]	[ ]	[ ]
18.	SUPPORT FACILITIES/UTILITY INSTALLATIONS	[XX]	[ ]	[XX]	[ ]
19.	AVS CHECK (4th Quarter-April, May, June) 4/14/99 (date)	[XX]	[ ]	[XX]	[ ]
20.	AIR QUALITY PERMIT	[ ]	[ ]	[ ]	[ ]
21.	BONDING & INSURANCE	[ ]	[ ]	[ ]	[ ]

PERMIT NUMBER: **ACT/007/034** DATE OF INSPECTION: 4/12/99

(Comments are Numbered to Correspond with Topics Listed Above)

Note: Coal is occasionally being loaded out by rail at the Banning site permittee. The site is nearly depleted of coal. Thus, this site may soon be eligible for quarterly inspections.

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 comply 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 not contain 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 and straw bales on Figure 7-1 and 7-2 as its alternate sediment control measures, as approved by the Division. These areas were spot-inspected and complied with the R645 Coal Rules.

5. EXPLOSIVES -

No explosives boxes are on the property.

INSPECTION REPORT
(Continuation sheet)

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7. REFUSE PILES -

The permittee has submitted an amendment for storing waste rock, temporarily, from the Dugout Mine.

8. NON-COAL WASTE -

The area was clear of non-coal waste material.

18. SUPPORT FACILITIES -

No new surface facilities were installed.

19. AVS -

An AVS check was made with no new changes to the Mining and Reclamation Plan. The I.D. sign at the gate is correct. The permittee reported no changes in the AVS by means of the annual report.

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: April 15, 1999

Inspector's Signature: #39
Stephen J. Demczak