IMPOUNDMENT INSPECTION AND CERTIFIED REPORT			Page 1 of 2
Permit Number	*C/007/034*	**Report Date**	*09/26/15*
Mine Name	*Banning Loadout*		
Company Name	*Canyon Fuel Company, LLC*		
Impoundment Identification	**Impoundment Name**	*Banning Loadout Sedimentation Pond*	
	Impoundment Number	*None*	
	UPDES Permit Number	*UTG040011*	
	MSHA ID Number	*Impoundment -None (Loadout - 42-01756)*	

IMPOUNDMENT INSPECTION

Inspection Date	*07/30/15 & 08/25/15*
Inspected By	*David G. Spillman 7/30/15 & 8/25/15, Bill King 8/25/15*
Reason for Inspection (Annual, Quarterly or Other Periodic Inspection, Critical Installation, or Completion of Construction)	*Routine Quarterly Inspection & Annual Certification*

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

There were no signs of instability, structural weakness or other hazardous conditions observed during this inspection.

Required for an impoundment which functions as a SEDIMENTATION POND.

2. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and, estimated average elevation of existing sediment.

Sediment Storage Capacity - 100% = 0.27 acre-feet @ an elevation of 5,487.8 feet

- 60% = 0.16 acre-feet @ an elevation of 5,486.6 feet

The existing sediment level was measured on 8/25/15 and found to be at an average elevation of 5,486.1 feet or 44% of the design capacity.

3. Principle and emergency spillway elevations.

Principal Spillway Elevation - 5,494.2 feet

Emergency Spillway Elevation - 5,495.1 feet

4. Field Information. Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/instrumentation information, inlet/outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/repairs, monitoring information, vegetation on outslopes of embankments, etc.

At the time of the inspection, the pond did not contain any impounded water.

To date, there has been no discharge from this pond.

5. Field Evaluation. Describe any changes in the geometry of the impounding structure, average and maximum depths and elevations of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period.

The tamarisk trees that had become established growth within the bottom of the pond were removed in 2013. Most of these tamarisk seemed to be regrowing from the remaining root systems and plans are being made to remove them again.

Qualification Statement

I hereby certify that; I am experienced in the construction of impoundments; I am qualified and authorized under the direction of a Registered Professional Engineer to inspect the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved design and meet or exceed the minimum design requirements under all applicable federal, state and local regulations; and, that inspections and inspection reports are made by myself and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability.

Signature: _____ **Date:** _____

CERTIFIED REPORT

IMPOUNDMENT EVALUATION (If NO, explain under Comments)	YES	NO
1. Is impoundment designed and constructed in accordance with the approved plan?	X	
2. Is impoundment free of instability, structural weakness, or any other hazardous condition?	X	
3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection?	X	

COMMENTS AND OTHER INFORMATION

Certification Statement:

I hereby certify that; I am experienced in the construction of impoundments; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved design and meet or exceed the minimum design requirements under all applicable federal, state and local regulations; and, that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

[PE Cert. Stamp]

LICENSED PROFESSIONAL ENGINEER
No. 151610
DAVID G. SPILLMAN
STATE OF UTAH

By: *David G. Spillman, Technical Services Manager*
(Full Name and Title)

Signature: *David G. Spillman* **Date:** *09/26/15*

P.E. Number & State: *No. 151610, State of Utah*