



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

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INSPECTION REPORT

Partial: XX Complete: Exploration
Inspection Date/Time: August 15, 1994/07:40am-01:15pm
Date of Last Inspection: July 19, 1994

Mine Name: Emery Deep County: Emery Permit Number: ACT/015/015
Permittee and/or Operator's Name: Consolidated Coal Company
Business Address: P. O. Box 527, Emery, UT 84522
Type of Mining Activity: Underground XX Surface Prep. Plant Other
Officials(s): State: Peter Hess Company: Steve Behling
Federal Official(s): Weather Conditions: Clear/Hot
Existing Acreage: Permitted-5180 Disturbed-40 Regraded-2.7 Seeded-2.7 Bonded-207
Increased/Decreased: Permitted- Disturbed- Regraded- Seeded- Bonded-
Status: Exploration/ X Active/ Inactive/ Temp 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

Table with 4 columns: Item, Evaluated, N/A, Comments, NOV/ENF. Rows include: 1. PERMITS, CHANGE, TRANSFER, RENEWAL, SALE; 2. SIGNS AND MARKERS; 3. TOPSOIL; 4. HYDROLOGIC BALANCE; 5. EXPLOSIVES; 6. DISPOSAL OF EXCESS SPOIL/FILLS/BENCHES; 7. COAL MINE WASTE/REFUSE PILES/IMPOUNDMENTS; 8. NONCOAL WASTE; 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; 17. OTHER TRANSPORTATION FACILITIES; 18. SUPPORT FACILITIES/UTILITY INSTALLATIONS; 19. AVS CHECK; 20. AIR QUALITY PERMIT; 21. BONDING & INSURANCE.

INSPECTION REPORT
(Continuation sheet)

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PERMIT NUMBER: ACT/015/015

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(Comments are Numbered to Correspond with Topics Listed Above)

4b. HYDROLOGIC BALANCE/Sediment Ponds and Impoundments -

Discussed the removal of the bushes from the inslope embankments of the two active mine water ponds. Mr. Behling informed me that the purchase order has been issued and that the bushes will be sprayed in the near future. Due to the proximity of discharging water, "Rodeo" is to be used to kill the vegetation.

4c. HYDROLOGIC BALANCE/Other Sediment Control Measures -

Discussed the DOGM Coal Regulatory Program Directive concerning Alternative Sediment Control and Small Area Exemptions with Mr. Behling. After reviewing the mining and reclamation plan, Chapter VI.B.3, it appears that the following areas will need to have demonstrations performed in order to comply with the Directive:

- 1) Existing Borehole Pump No. 1
- 2) Existing Borehole Pump No. 2
- 3) Existing Revegetation Test Plot
- 4) Fire Control Area

These areas rely on vegetative filter strips combined with low relief as the sole means of sediment control. A review of Appendix VI-8, Alternative Sediment Control Designs, (Emery Deep Mining and Reclamation Plan, Chapter 6, 2 of 2) does not show any engineering calculations for the four areas listed above.

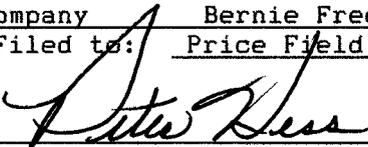
OTHER -

During the July inspection, discussed with Mr. Behling the R645-104-100.120 Protected Activity section of the regulations. Mr. Behling informed me that he has documented verification that all employees at this operation have been informed of their rights under this section, and that this verification is available for review at any time.

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: Consolidated Coal Company Bernie Freeman (OSM)
Given to: Joe Helfrich (DOGM) Filed to: Price Field Office
Date: August 29, 1994

Inspector's Signature and Number:  #46
Peter Hess