



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

James W. Carter
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340
801-359-3940 (Fax)
801-538-5319 (TDD)

INSPECTION REPORT

Partial: Complete: Exploration:
Inspection Date & Time: November 26, 1996 10:00 ap to 4:30 pm
Date of Last Inspection: 09/27/96

Mine Name: Emery Deep Mine County: Carbon Permit Number: ACT/015/015
Permittee and/or Operator's Name: Consolidation Coal Company
Business Address: P.O. Box 527, Emery, Utah 81434
Type of Mining Activity: Underground Surface Prep. Plant Other
State Official(s): David W. Darby
Company Official(s): Guard on Duty
Federal Official(s): none
Weather Conditions: Cold, Cloudy
Existing Acreage: Permitted-5180 Disturbed-40 Regraded-2.7 Seeded-2.7 Bonded-270
Increased/Decreased: Permitted- Disturbed- Regraded- Seeded- Bonded-
Status: Exploration/ 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

- Substantiate the elements on this inspection by checking the appropriate performance standard.
 - 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.
 - For partial inspections check only the elements evaluated.
- Document any noncompliance situation by referencing the NOV issued at the appropriate performance standard listed below.
- Reference any narratives written in conjunction with this inspection at the appropriate performance standard listed below.
- 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	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. SIGNS AND MARKERS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. TOPSOIL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4. HYDROLOGIC BALANCE:				
a. DIVERSIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. SEDIMENT PONDS AND IMPOUNDMENTS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. OTHER SEDIMENT CONTROL MEASURES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. WATER MONITORING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. EFFLUENT LIMITATIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. EXPLOSIVES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. DISPOSAL OF EXCESS SPOIL/FILLS/BENCHES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. COAL MINE WASTE/REFUSE PILES/IMPOUNDMENTS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. NONCOAL WASTE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9. PROTECTION OF FISH, WILDLIFE AND RELATED ENVIRONMENTAL VALUES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. SLIDES AND OTHER DAMAGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. CONTEMPORANEOUS RECLAMATION	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. BACKFILLING AND GRADING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13. REVEGETATION	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14. SUBSIDENCE CONTROL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15. CESSATION OF OPERATIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16. ROADS:				
a. CONSTRUCTION/MAINTENANCE/SURFACING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. DRAINAGE CONTROLS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
17. OTHER TRANSPORTATION FACILITIES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. SUPPORT FACILITIES/UTILITY INSTALLATIONS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
19. AVS CHECK (4th Quarter-April, May, June) _____ (date)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20. AIR QUALITY PERMIT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
21. BONDING & INSURANCE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>



INSPECTION REPORT

(Continuation sheet)

Page 2 of 3

PERMIT NUMBER: ACT/015/015

DATE OF INSPECTION: 11/26/96

(Comments are Numbered to Correspond with Topics Listed Above)

General Comments

The operation is still inactive. The last inspection was conducted on September 27, 1996. No inspection was conducted in October since an inspection was conducted in late September and regulations require one quarterly complete inspection for inactive mines. Consolidated Coal Company (Consol) previously submitted an amendment to their mine plan on September 14, 1995. The amendment was requested by DOGM because of changes in ownership and the fact that portions of the plan contained designs that were never implemented.

On November 21, 1995 a copy of the MRP Amendment was sent out to review agencies. DOGM received comments from the Bureau of Land Management (BLM) on March 6, 1996 identifying that the Resource Recovery and Protection Plan (R2P2) needed to be revised.. Deficiencies were sent to Consol on May 14, 1996.

Consolidated Coal Company (Consol) submitted revisions of the Amendment to DOGM on October 9, 1996. which contained changes to the Legal and Financial Sections and the R2P2. Consol had sent a copy of the R2P2 revision to the BLM in late September as indicated in a letter addressed to Mr. Mark Bailey, showing a date of September 16, 1996.

Tim Kirschbaum called the DOGM office on November 27, 1996 to check the status of the Amendment. I told him that the BLM was still reviewing the amendment and had not contacted me or submitted anything . I called the BLM Price Office to check the status of the review. I was not able to contact anyone until December 9, 1996 because they were at training throughout the week. I contacted Mark Bailey on December 3, 1996 to check on the review. He told me I have to talk to George Tetreault, since he was conducting the review.

I contacted George December 10, he stated that Emery Deep review was on hold because the BLM, Price was waiting for rule changes on Logical Mining Units (LMU), which would likely require changes to Emery Deep's R2P2. He also stated that because the Emery Deep Mine was in suspended operations that there was not a priority in conducting the review. I tried to contact Alan Rabinoff in the Salt Lake Office to get some information on LMU's and when the rule making process would be finalized. Allen was on vacation until January 2, 1997 and could not be contacted.

2. Signs and Markers

All signs and markers are properly posted at the site.

4. Hydrologic Balance

4a. Diversions

All the diversion structures were checked to ensure proper flow conditions, all were functioning properly. No water was flowing off of the disturbed areas of the minesite.

4b. Sedimentation Pond

All sedimentation ponds designed to collect surface runoff were dry. Pond 001 and 003, the large mine water discharge ponds were discharging.

Annual pond inspections and certifications were conducted on ponds December 20, 1996. The third and fourth quarter pond inspections were conducted on September 5, 1996 and December 2, 1996.

Copy of this Report:

Mailed to: James Fulton (OSM, Denver), Tim Kirshbaum (Consol), Steve Behling (Emery Deep Mine)

Given to: Joe Helfrich (DOGM)

Inspector's Signature: David W. Darby David W. Darby #47 Date: 01-04-96

INSPECTION REPORT

(Continuation sheet)

Page 3 of 3

PERMIT NUMBER: ACT/015/015

DATE OF INSPECTION: 11/26/96

4d. Water Monitoring

Water monitoring had been conducted for all months during the forth quarter. Sampling was conducted on December 4 and 5, 1996. Results have not been received back from the lab.

4 e. Effluent Limitations

All monthly site sampling was completed by the operator. No UPDES discharges exceeded their limits during the forth quarter. UPDES sampling is conducted two times each month. The third quarter sampling was conducted on July 1 and 16, 1996, August 1 and 19, 1996 and September 3 and 16, 1996. The forth quarter sampling was conducted on October 2 and 15, 1996, November 5 and 19, 1996 and December 2 and 16, 1996. The analyses have not been received for December.

7. Coal Mine Waste/ Refuse Piles/ Impoundments

The coal refuse pile was inspected on September 5 and December 3, 1996. No problems were evident.

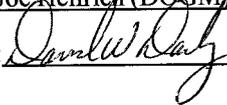
21. Bonding and Insurance

Bonding and insurance verification was conducted during the September inspection. They are in force and updated.

Copy of this Report:

Mailed to: James Fulton (OSM, Denver), Tim Kirshbaum (Consol), Steve Behling (Emery Deep Mine)

Given to: Joe Helfrich (DOGM)

Inspector's Signature:  David W. Darby #47 Date: 01-04-96