

INCOMING
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CONSOL ENERGY

Emery Mine
P.O. Box 527
Emery, Utah 84522
Phone: (435) 286-2301

September 9, 2004

Mr. Wayne Hedburg, Permit Supervisor
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

RE: Emery Temporary Stockpile Inspection Report For 3rd Quarter 2004
I.D. No. 1211-UT-09-00079-01

Dear Mr. Haddock:

Please find enclosed the 3rd Quarter Inspection form for the Temporary Coal Stockpile at the ConsolEnergy's Emery Mine. The Temporary Refuse Pile has been inspected and certified by Quinn Healy a certified P.E. in the State of Utah.

If you have any questions or concerns please feel free to contact me at (435) 286-3512.

Sincerely,

Seth McCourt
Mine Engineer

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SEP 14 2004
DIV. OF OIL, GAS & MINING

INSPECTION FORM

COAL REFUSE PILES AND COAL WASTE IMPOUNDMENTS

Name Quinn Healy Title PE
 Date 8/30/04 Date last inspected 5/18/04
 Site Name Emery Temp. Coal Stockpile Mine Name Emery
 Refuse Facility ID # 1211-UT-09-00079-01

Refuse piles---Part A only
 Impoundments---Part A and Part B

Part A

- | | | | | |
|--|--|-------------------------------------|------------------------------|--|
| 1. Foundation preparation (vegetation, topsoil removal?)---- | | <u>NA</u> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 2. Lift Thickness (inches)----- | | | | |
| 3. Compaction (4 to 6 complete passes)----- | | <input checked="" type="checkbox"/> | Yes | <input type="checkbox"/> No |
| 4. Burning* (specify extent and location)----- | | | Yes | <input checked="" type="checkbox"/> No |
| 5. Angle of Slope (degrees)----- | | <u>2:1</u> | | |
| 6. Seepage* (specify location, color, & appr. volume)----- | | | Yes | <input checked="" type="checkbox"/> No |
| 7. Cracks or scarps* (location, size)----- | | | Yes | <input checked="" type="checkbox"/> No |
| 8. Major erosion problems* (location and extent)----- | | | Yes | <input checked="" type="checkbox"/> No |
| 9. Water impounding against toe* ----- | | | Yes | <input checked="" type="checkbox"/> No |

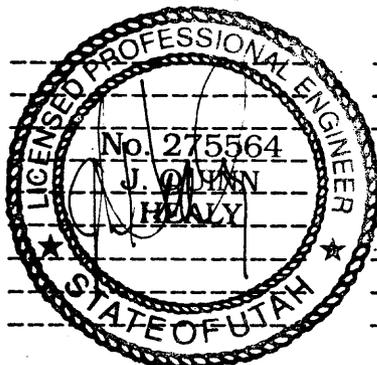
Part B

- | | | | | |
|--|--|--|-----|-----------------------------|
| 10. Embankment freeboard (feet)----- | | | | |
| 11. <u> </u> Increase <u> </u> Decrease in water level (feet)----- | | | Yes | <input type="checkbox"/> No |
| 12. Sumps or sinkholes in slurry surface----- | | | Yes | <input type="checkbox"/> No |
| 13. Clogging* (pipes, ditches, spillway)----- | | | Yes | <input type="checkbox"/> No |
| 14. Trash racks clear and in place----- | | | Yes | <input type="checkbox"/> No |

* Adverse conditions noted in these items should be described (extent, location, volume, etc.) in the space provided. Major adverse changes could cause instability.

Inspection
Category

Comments



Inspected refuse pile on 8/30/04. No new refuse has been added. All recommendations noted in past inspection have been addressed. The drainage impoundment ditches are intact. There are no visible instabilities or other hazardous conditions.