

2004 Annual Report Review

Permittee: Consolidation Coal Co.
Mine Name: Emery Deep Mine
Permit Number: C/015/0015
Date Report Received: April 1, 2005

Assigned Reviewers:	Date Completed
David Darby	December 24, 2005
Jerriann Ernsten, Biologist	October 28, 2005
Stephen Demczak <i>SD</i>	March 10, 2006

Instructions: The assigned staff will review their respective portions of the Annual report and provide a written determination (findings) on how the mine has or has not met the permit requirements for reporting. If the report is deficient or remedial action is required to obtain compliance, this should be noted and the inspector notified. Once all reviewers have completed the report, they should initial it and a copy will be filed in the Mine Internal File.

Assignments:

- Inspectors:** Review each cover sheet, AVS Legal/Financial, Mine Sequence Maps.
- Hydrologists:** Review Water Monitoring Data, Precipitation and Climatological Data, Non-Coal Waste
- Biologists:** Review Vegetation/Revegetation Success Monitoring, Raptor Survey
- Engineers:** Review Subsidence Monitoring Data, Annual Impoundment Certification, Annual Overburden, Spoils, Refuse, Floor, etc.

SECTIONS TO REVIEW	SUBMITTED		FINDINGS
	YES	NO	
Cover Sheet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
AVS; Legal/ Financial Update	<input checked="" type="checkbox"/>	<input type="checkbox"/>	The ownership and control documents in Appendix C2 do not follow the Division's requirement of submitting such documents as confidential. The Permittee must relocated Appendix C2 to the confidential records (Incoming) in the SLC Office Pic room. The Permittee must proved relocation page for the Annual Report.
Mine Sequence Map	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Water Monitoring Data	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Water monitoring data has been input into the Division's water quality database.
Precipitation & Climatological Data	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Climatological was submitted in a disc, in the annual report.
Non-Coal Waste report	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Disposal of non-coal waste is described in the MRP. NCW is stored on site and picked up by contract for disposal at certified disposal site.
Subsidence Monitoring Data	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Annual Impoundment Certification	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Annual Overburden, Spoil, Refuse, Floor, etc.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Information is in SLC DOGM

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	YES	NO	
Vegetation Data	<input type="checkbox"/>	x <input type="checkbox"/>	<p>Not required or submitted as indicated in Annual Report 2004 cover sheet.</p> <p>Emery Deep Mine is committed to follow a four-phase vegetation study (Chapter III, Page 4b of the MRP).</p> <p>The Permittee submitted the scope of work for Phase I of this study on April 1, 2003 and the results of the Phase I study in the 2003 Annual Report.</p> <p>The Permittee intended on initiating Phase II of this study after reopening sometime in 2004. The Division biologist has no correspondence of proof that the Permittee has begun Phase II and III as of 10/28/05.</p>
Revegetation Success Monitoring	<input type="checkbox"/>	x <input type="checkbox"/>	Not required or submitted as indicated in Annual Report 2004 cover sheet.
Raptor Survey	<input type="checkbox"/>	x <input type="checkbox"/>	<p>Not required or submitted as indicated in Annual Report 2004 cover sheet.</p> <p>The Division and DWR discussed (February 5, 2004) the requirement to survey raptors (MRP, Ch. 8, pg. 5). We decided that the Permittee is not required to conduct raptor surveys unless they disturb new areas. The road extension east of the 4th east portal was considered as existing disturbance.</p>
Other Information	<input type="checkbox"/>	x <input type="checkbox"/>	<p>Macroinvertebrate survey not required or submitted as indicated in Annual Report 2004 cover sheet.</p> <p>Coal fine control evaluation not conducted or submitted. The Division intended to wait on approval of the effectiveness of the abatement strategies until:</p> <ul style="list-style-type: none"> · Coal operations are up to the activity and capacity levels prior to the closing of operations at the 4th east portal in summer/fall 2003. · Coal stockpile is built up to a size similar to the size that existed prior to CONSOL relocating the coal pile in the summer/fall of 2003. <p>The Division biologist has no correspondence of proof that evaluations of the effectiveness of the abatement strategies have been conducted as of 10/28/05.</p>

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