

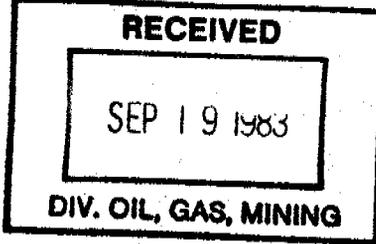
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United States Department of the Interior

OFFICE OF SURFACE MINING
RECLAMATION AND ENFORCEMENT

219 CENTRAL AVENUE, NW
ALBUQUERQUE, NEW MEXICO 87102



Inspection Date: 08/02/83

INSPECTION REPORT DISTRIBUTION

TO:	<u> X </u>	OSM FILE
	<u> X </u>	STATE
	<u> </u>	COMPANY
	<u> X </u>	REGULATORY AND INSPECTION, WASHINGTON
	<u> </u>	OSM ASSESSMENT OFFICE
	<u> X </u>	TECHNICAL CENTER
	<u> </u>	MINERALS MANAGEMENT SERVICE
	<u> </u>	BUREAU OF LAND MANAGEMENT
	<u> </u>	BUREAU OF INDIAN AFFAIRS
	<u> X </u>	U.S. FOREST SERVICE
	<u> </u>	INDIAN TRIBE
	<u> </u>	TEN-DAY NOTICE FILE (Ten-Day Notice # <u> </u>)

FROM: FRANK ATENCIO

Office of Surface Mining
MINE SITE EVALUATION INSPECTION REPORT

INSPECTOR NUMBER _____

INSPECTION DATE 08/02/83

I. MINE SITE

1. Permittee Utah Power and Light

2. Permittee Address
P. O. Box 899
Salt Lake City, UT 84110

3. Location of Mine
a. County EMERY
b. State UTAH

4. Name of Mine DEER CREEK

5. Telephone _____

6. Date of Last State
Inspection 6/16/83 (on file)

7. Permit No. ACT/015/018A

MSHA No. 42-00121

OSM No. _____

8. Status (check one)
a. Active
b. In reclamation
c. Inactive
d. Abandoned

9. Type of Facility
a. Surface
b. Underground
c. Other -
Specify _____

10. Steep Slope
Yes _____
No X

11. Mountain Top Removal
Yes _____
No X

12. Prime Farm Land
Yes _____
No X

II. TYPE OF OSM INSPECTION

A. Complete Inspection: Check appropriate box

1. Statistical Sample Inspection
2. Others (citizen complaint inspections or second phase/
assistance inspections - specify.)

B. Other-Than-Complete-Inspection: Check appropriate box and
reason for inspection.

1. Statistical Sample Follow-up (date of Complete
Inspection _____.)

- (a) 10-Day Notice follow-up (State failed to notify OSM or to take appropriate action).
- (b) Federal NOV follow-up.
- (c) Federal CO follow-up.
- (d) Others - Specify _____

2. Citizen Complaint Inspections

- (a) Citizen's Complaint - imminent hazard or harm to public or to environment.
- (b) Citizen's Complaint - 10-Day Notice follow-up (State failed to notify OSM or take appropriate action).
- (c) Citizen's Complaint - 10-Day Notice follow-up (sample).
- (d) Other - Specify _____

III. COMPLIANCE INFORMATION

Indicate the appropriate number for each performance standard (See instructions for clarification of the numbering system):

- 1. In compliance,
- 2. Not in compliance (State took action),
- 3. Not in compliance (State has not taken action),
- 4. Not in compliance (other),
- 5. Not applicable.

A. Performance standards that limit the effects of surface mining to the permit area:

<u>1</u>	1. Run-off control	<u>1</u>	6. Ground water monitoring
<u>1</u>	2. Surface water monitoring	<u>1</u>	7. Haul road maintenance
<u>1</u>	3. Mining within permit boundaries	<u>5</u>	8. Refuse impoundment
<u>1</u>	4. Blasting procedures	<u>1</u>	9. Signs and markers
<u>1</u>	5. Effluent limits		

B. Performance standards that assure reclamation quality and timeliness:

<u>1</u>	1. Topsoil handling	<u>1</u>	7. Timing of revegetation
<u>1</u>	2. Backfilling & grading		
<u>1</u>	3. Timing of reclamation	<u>1</u>	8. Highwall elimination
<u>1</u>	4. Success of revegetation		
<u>1</u>	5. Disposal of excess spoil	<u>5</u>	9. Downslope spoil disposal
<u>1</u>	6. Handling of acid or toxic materials	<u>1</u>	10. Post mining land use

C. For each standard marked (2), what action(s) has the State taken to cause the violation to be corrected?

D. For each standard marked (3), indicate what action(s) the State should have taken.

E. For each standard marked (4), explain why it is unknown whether or not the State has failed to take appropriate action.

VI. ADMINISTRATION INFORMATION

- 2 hrs 1. Hours travel to and from site
- 20 2. Acreage of permit
- 3 hrs 3. Inspection time (on site)
- 5 hrs 4. Permit review time
- 3 hrs 5. Report-writing time

Frank Atencio

Signature

9/13/83

Date

FRANK ATENCIO

Print Name of Authorized Representative

[Signature]

Reviewed By

9-12-83

Date

GENERAL COMMENTS

Mr. Val Payne and Mr. Bob Willey, engineers for the Emery Mining Company accompanied the OSM inspector when this inspection was performed.

PERMITS

All required permits were available for review at the mine office. A copy of the response to an Apparent Completeness Review, for a Permanent Program Permit Application submitted by UP&L to DOGM on June 1, 1983 was also available.

BONDING

\$36,000 Surety, American Casualty #565-59-58 posted March 30, 1983.

HYDROLOGIC BALANCE

The operator's hydrologic monitoring plan was approved by OSM in a letter dated August 31, 1979.

On June 20, 1983, DOGM State Inspector Ken Wyatt issued NAOC No. 83-7-1-1 to encourage sediment control of the C2 portion of the conveyor system between structures U36 and U37. The inspector discovered that the existing 48 inch culvert does not extend below the conveyor belt area to adequately protect the creek from falling coal sediments. Approximately 6 to 8 feet of additional length needs to be added to the existing culvert. A 30 day deadline was agreed upon for the operator to properly protect Deer Creek from coal fine deposits in the C2 conveyor belt section. The deadline date was July 19, 1983.

At the time of this inspection no corrective action had been taken at this site. Mr. Payne explained that high water run-off in the creek had prevented any work from being performed prior to the deadline date. In a letter dated July 8, 1983, the company reaffirms its commitment to install a 48 inch culvert of sufficient length to protect Deer Creek. At the time of this inspection there was no evidence of contamination to Deer Creek which would constitute a violation. The site appeared accessible at the time of this inspection.

A new culvert had been installed in the C1 portion of the conveyor as called for in NOV 83-4-1-1 (modified 3/29/81). Final filling around the culvert had not taken place because heavy rainfall had prevented heavy equipment from traveling on the access road near the sediment pond. The culvert, however, was functioning properly. NOV 83-4-1-1 was issued January 13, 1983, modified three times. Correspondence received by the Field Office on August 8, 1983 shows this violation as having been terminated June 27, 1983.