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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

INSPECTION REPORT

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

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Division Director

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Partial:___ Complete: x___ Exploration:___

Inspection Date & Time: Oct. 28, 1993 / 12:00 am - 1:30 pm

Date of Last Inspection: Sept. 15, 1993

Mine Name: Summit #1 County: Summit Permit Number: **INA/043/001**

Permittee and/or Operator's Name: Summit Minerals, Inc.

Business Address: 221 W. 2100 So. Salt Lake City, Utah 84115

Type of Mining Activity: Underground x Surface___ Prep. Plant___ Other___

State Officials(s): Wayne Western

Company Official(s): none

Federal Official(s): none

Weather Conditions: overcast temperatures in 40's

Existing Acreage: Permitted- 0 Disturbed- 16 Regraded- 0 Seeded- 0 Bonded- 16

Increased/Decreased: Permitted-___ Disturbed-___ Regraded-___ Seeded-___ Bonded-___

Status: __Exploration/__Active/__Inactive/__Temporary Cessation/ x 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
1. PERMITS, CHANGE, TRANSFER, RENEWAL, SALE	[ ]	[x]	[ ]	[ ]
2. SIGNS AND MARKERS	[x]	[ ]	[ ]	[ ]
3. TOPSOIL	[x]	[ ]	[ ]	[ ]
4. HYDROLOGIC BALANCE:				
a. DIVERSIONS	[x]	[ ]	[ ]	[ ]
b. SEDIMENT PONDS AND IMPOUNDMENTS	[x]	[ ]	[ ]	[ ]
c. OTHER SEDIMENT CONTROL MEASURES	[x]	[ ]	[ ]	[ ]
d. WATER MONITORING	[ ]	[x]	[ ]	[ ]
e. EFFLUENT LIMITATIONS	[ ]	[x]	[ ]	[ ]
5. EXPLOSIVES	[x]	[ ]	[x]	[ ]
6. DISPOSAL OF EXCESS SPOIL/FILLS/BENCHES	[x]	[ ]	[ ]	[ ]
7. COAL MINE WASTE/REFUSE PILES/IMPOUNDMENTS	[x]	[ ]	[ ]	[ ]
8. NONCOAL WASTE	[x]	[ ]	[ ]	[ ]
9. PROTECTION OF FISH, WILDLIFE AND RELATED ENVIRONMENTAL VALUES	[x]	[ ]	[x]	[ ]
10. SLIDES AND OTHER DAMAGE	[x]	[ ]	[ ]	[ ]
11. CONTEMPORANEOUS RECLAMATION	[x]	[ ]	[ ]	[ ]
12. BACKFILLING AND GRADING	[x]	[ ]	[ ]	[ ]
13. REVEGETATION	[x]	[ ]	[ ]	[ ]
14. SUBSIDENCE CONTROL	[x]	[ ]	[x]	[ ]
15. CESSATION OF OPERATIONS	[ ]	[x]	[ ]	[ ]
16. ROADS:				
a. CONSTRUCTION/MAINTENANCE/SURFACING	[x]	[ ]	[x]	[ ]
b. DRAINAGE CONTROLS	[ ]	[ ]	[ ]	[ ]
17. OTHER TRANSPORTATION FACILITIES	[x]	[ ]	[x]	[ ]
18. SUPPORT FACILITIES/UTILITY INSTALLATIONS	[x]	[ ]	[ ]	[ ]
19. AVS CHECK (4th Quarter-April, May, June)_____(date)	[ ]	[x]	[ ]	[ ]
20. AIR QUALITY PERMIT	[ ]	[x]	[ ]	[ ]
21. BONDING & INSURANCE	[ ]	[x]	[ ]	[ ]

(Comments are Numbered to Correspond with Topics Listed Above)

GENERAL COMMENTS

The Division has awarded the hazardous mitigation contract to VCM Construction. The contract calls for removal of the bridge that spans Chalk Creek and filling of a sinkhole near sealed portals.

The contractor began removing the planking on bridge on October 26, 1993. At the end of the day Bill Boyer, a neighboring landowner who has a right-of-way that included the area where the bridge is located, visited the site. Mr. Boyer informed the contractor of the right-of-way agreement and requested that bridge demolition cease.

At 10:00 a.m. on October 27, 1993 I visited the site to see how the work was progressing. Mr. Boyer arrived approximately 15 minutes later and informed me that Lowell Braxton had suspended further demolition work until Mr. Boyer and others who used the bridge had an opportunity to present their case. Mr. Boyer contends that he and other neighboring landowners need the bridge for access to their property on the south side of Chalk Creek.

Mr. Boyer met with Jim Carter, Lowell Braxton, Daron Haddock and Wayne Western on October 27, 1993 in the early afternoon at Division headquarters. Mr. Boyer restated his position that his right-of-way included the area where the bridge is located and that removal of the bridge would deny him access to his property. Mr. Boyer acknowledged that the bridge was in disrepair. Mr. Carter agreed to suspend further demolition work until he could meet with the Director of Natural Resources and all interested landowners. The decision of whether or not to proceed with the demolition should be made by the first week of November.

The stream alteration permit originally stated that no work could be done in the stream from November 1, 1993 to February 1994 because of the spawning migration of the German brown trout. I contacted Jim Wells, who originally granted the permit, and he agreed to extend the time that work could be conducted in the stream until November 12, 1993.

During my inspection on October 28, 1993 I inspected the sinkhole behind the portals. The contractor had partially filled the sinkhole by hand and then quit for lunch. During the inspection the contractor returned and stated that rest of the sinkhole would be filled in by the end of the day.

9. PROTECTION OF FISH, WILDLIFE AND RELATED ENVIRONMENTAL VALUES

The Division of Wildlife Resources has been contacted about the bridge removal delays. DWR is concerned that stream disturbances will interfere with the German brown trout spawning migration. They originally requested that all work in the stream be completed by November 1. When I explained the delays they agreed to extend the work period for a few days.

INSPECTION REPORT

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PERMIT NUMBER: INA/043/001 DATE OF INSPECTION: October 28, 1993

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14. SUBSIDENCE CONTROL

The sinkhole behind the portals is in the process of being fill by the contractor. The sinkhole was a danger because it provided access to the mine workings in addition to the hole itself.

Copy of this Report:
Mailed to: Bernie Freeman (OSM)
Given to: Joe Helfrich (DOGM)

Inspector's Signature: Wayne H. Western # Date: Nov 3, 1993