

**West Elk Mine Complete Oversight Inspection Report**

Mountain Coal Company, LLC  
300 West Arrington Suites 200  
5174 HWY 133  
Somerset, CO 81434

**Date:**

September 7, 2016

**Participants:**

Spencer Shumate, Office of Surface Mining Reclamation and Enforcement (OSMRE) Badge #541  
Leigh Simmons, Division of Reclamation, Mining and Safety (DRMS)  
Kathy Welt, Mountain Coal Company, LLC (MCC)  
Jessica Wilczek, Mountain Coal Company, LLC (MCC)

**Weather:**

Clear

**Records: Rule 5.02.4(1)**

- DRMS Permit expires 7/31/16
- Insurance Certificate expires 7/31/2017
- Current Bond Document set at \$15M
- SL-07 findings and SL-08 decision bond release documents on file
- Air Emission Permits on file
- Underground Mining Landowner Notification Letter on file
- Special Variance Approvals for SBZ on file
- Subsidence Monitoring on file
- Vegetation monitoring data on file
- 2015 Annual Reclamation Report on file
- Pond certifications current and on file
- Inspection Reports (Through 6/16 on file
- Transfers/Succession of Operator Status on file
- Reclamation Cost Estimate current as of RN-06 and on file
- Road Certifications (haul road and ancillary) on file
- Quarterly inspections/Compaction Testing for Excess Spoil current and on file
- NPDES Permit on file is expired as of 5/21/2009 \*NOTE\* Due to back log at State permitting office
- NPDES Records current through 2<sup>nd</sup> QTR 2016 and on file
- SWMP on file and updated 3/16
- SPCC Plan on file
- Quarterly Pond Inspections current through 2<sup>nd</sup> Quarter 2016 and on file
- 2015 Annual Hydrology Report on file
- Ground Water, Surface Water, Spring and Seep, and Mine Water Discharge Monitoring on file

- Mine Inflow Study, Well Permits, and Water Consumption Records on file
- ATFE Explosives Permit is valid through 6/1/2018 and is on file

**Hydrologic Balance: Rule 4.05***RPE and MB-5E Double Cell Pond*

Recent cleanout/maintenance is evident. Both cells were holding water but no discharge was observed. No issues or concerns were identified.

*NSSA Pond*

The pond was dry and there were no issues or concerns identified.

*SG-1 Pond*

Minimal water was being retained at the time of inspection. No issues or concerns were identified.

*MB-3 Pond*

Recent cleanout of the pond was noted. No issues or concerns were identified.

**Facilities: Rule 4.04**

MVB pads E6-13 and E614 were both inspected. Appropriate signage and backfilling of mud pits have yet to take place. Straw wattles at perimeter of pad need repair. No issues or concerns were identified at any other pads inspected.

**Topsoil: Rule 4.06**

All topsoil stockpiles were adequately vegetated and marked with appropriate signage.

**Processing Waste-Coal Mine Waste Piles: Rule 4.10 and 4.11**

Maintenance on the RPEE slope was underway to repair recent erosion.

**Maintenance Items:**

No maintenance items were reported.

**Enforcement Actions / Programmatic Compliance:**

No enforcement actions were taken as a result of this inspection, nor are any pending.