



STATE OF
COLORADO

Ridley - DNR, Hunter <hunter.ridley@state.co.us>

Hayden Gulch Loadout Inspection Report

Ridley - DNR, Hunter <hunter.ridley@state.co.us> Thu, Feb 9, 2023 at 1:18 PM
To: mkawcak@peabodyenergy.com

Miranda,

Please see the attached inspection report for the Hayden Gulch Loadout, C- 1992- 081. If you have any questions, feel free to contact me.

Kind regards,
Hunter Ridley
Environmental Protection Specialist

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PERMIT INFORMATION

| | |
|--|--|
| Permit Number: C-1992-081 Mine Name: Hayden Gulch Loadout Operator: Hayden Gulch Terminal, LLC Operator Address: Ms Miranda Kawcak P.O. Box 670 Hayden, CO 81639 | County: Routt Operation Type: Loadout Permit Status: Active Ownership: Private Operator Representative Present: None |
| Operator Representative Signature: (Field Issuance Only) | |

INSPECTION INFORMATION

| | | | |
|--|--|---|------------------------------------|
| Inspection Start Date: February 7, 2023 Inspection Start Time: 13:00 Inspection End Date: February 7, 2023 Inspection End Time: 13:30 | | Inspection Type: Coal Complete Inspection Inspection Reason: Normal I&E Program Weather: Clear | |
| Joint Inspection Agency: None | | Joint Inspection Contacts: | |
| Post Inspection Agency: None | | Post Inspection Contacts: | |
| Inspector(s): Hunter Ridley, Michael Cunningham | Inspector's Signature:  | | Signature Date: 2/9/2023 |

Inspection Topic Summary

NOTE: Y=Inspected N=Not Inspected R=Comments Noted V=Violation Issued NA=Not Applicable

Y - Air Resource Protection

R - Availability of Records

Y - Backfill & Grading

NA - Excess Spoil and Dev. Waste

NA - Explosives

Y - Fish & Wildlife

NA - Hydrologic Balance

N - Gen. Compliance With Mine Plan

N - Other

N - Processing Waste

R - Roads

R - Reclamation Success

Y - Revegetation

NA - Subsidence

NA - Slides and Other Damage

NA - Support Facilities On-site

Y - Signs and Markers

NA - Support Facilities Not On-site

NA - Special Categories Of Mining

Y - Topsoil

COMMENTS

This was a complete inspection of the Hayden Gulch Loadout; DRMS Permit No. C-1992-081, operated by Hayden Gulch Terminal, LLC. No activity was occurring on site at the time of inspection.

Permit Revision No. 2 (PR-2) and Bond Release No.2 (SL-2) have been approved and issued by the Division. PR-2 modified the approved reclamation plan and post-mining land use for the major portion of the Hayden Gulch Loadout, consistent with the transfer of former rail spur areas to the Town of Hayden (Hayden) for recreational use. The former rail spur area has been converted to a recreational trail for the use of residents and visitors to Hayden under a locally managed "Tracks-to-Trails" program (Photo 2).

Areas not phase III bond released in the permit include the former haul road, maintained by Routt County. The haul road and associated areas includes 214.1 acres, of which 96.6 are disturbed. Technical Revision No. 12 (TR-12) was submitted on November 11, 2022 and will allow permanent retention of this haul road once it is issued. The other remaining, not yet bond released area is directly north and south of Hwy 40, to be reclaimed to agricultural use. This includes 6.8 acres of which 2.3 are disturbed. (Photo 3) Permit Renewal, RN-06, is currently in processing with the Division. The decision date is set for **March 28, 2023**.

AVAILABILITY OF RECORDS – Rule 5.02.4(1):

Records were checked at the Foidel Creek Mine office. Details can be found at the end of this report.

ROADS – Rule 4.03

Construction 4.03.1(3)/4.03.2(3), Drainage 4.03.1(4)/4.03.2(4), Surfacing and Maintenance 4.03.1(5) and (6)/4.03.2(5) and (6), Reclamation 4.03.1(7)/4.03.2(7):

The haul road was well maintained and no issues were noted. (Photo 4)

RECLAMATION SUCCESS - Rule 4.15, Rule 3:

The remaining permit area North of Hwy 40 was snow covered and unable to be fully inspected. This portion of the permit is planned to be incorporated into adjacent hay fields. Inspection contact stated they are aiming to release this final area in the coming year.

Number of Partial Inspection this Fiscal Year: 5

Number of Complete Inspections this Fiscal Year: 3

ENFORCEMENT ACTIONS/COMPLIANCE

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

PHOTOGRAPHS

Photo 1: Mine sign and site identification located on the side of the haul road

Number of Partial Inspection this Fiscal Year: 5

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Photo 1: Tracks-to-Trails recreational loop released under SL2



Photo 3: Snow-covered hay fields North of Highway 40.



Photo 4: Haul road which will remain under TR-12

Number of Partial Inspection this Fiscal Year: 5

Number of Complete Inspections this Fiscal Year: 3

AVAILABILITY OF RECORDS**PERMIT RECORDS**

DRMS Permit

Exp 5/22/2023

Permit Application w/Revisions

RN-05

Findings Document

RN-05

Insurance Certificate

Exp 8/1/2023

Bond Document

No. 104674392
Feb 2022

Phased Bond Release

SL-02

Documents/Findings

Terminated

Air Emission Permits

Terminated

County Special Use Permits

NA

UG Mining Landowner Notification

NA

Subsidence Monitoring Reports

NA

Subsidence Monitoring Data

Sep 2016 last on
file

Rill & Gully Survey

NA

Vegetation Monitoring Data

NA

Specific Variance Approvals

2021

Annual Reclamation Reports

MT-06

Midterm Review Documents

Feb 2022

DRMS/OSM Inspection

Reports/Enforcement Actions (3
Years)

NA

Transfers/Succession of Operator

NA

Temporary Cessation Notification

RN-05

Reclamation Cost Estimate

CERTIFICATIONS

Pond Certifications

NA

Annual Certifications for

NA, Released

Impoundments

Fill Certifications for Excess Spoil or

NA

Underground Development Waste

• Quarterly Inspections

NA

• Compaction Testing

NA

• Final Certification

NA

Coal Processing Waste Banks

NA

Haul Road Certifications

Permit

Access Road Certifications

Permit

HYDROLOGIC RECORDS

NPDES Permit

COG85008 in
Review

NPDES Records

DMRs online

Stormwater Management Plan

2012 current

SPCC Plan

NA

MSHA Pond Inspections

NA

State Engineer's Pond Inspection

NA

Quarterly Pond Inspections

NA

Annual Hydrology Reports

2021

• Ground Water Monitoring

AHR

• Surface Water Monitoring

AHR

• Spring & Seep Monitoring

AHR

• Mine Water Discharge
Monitoring

NA

• Mine Inflow Study

NA

• Water Consumption Records

NA

Well Permits

NA

BLASTING RECORDS

Blasting Publication

NA

Blasting Records (3 years)

NA

ATFE Explosives Permit

NA

Blasting Variances

NA

Pre-Blast Surveys

NA

**ADDITIONAL RECORDS
(specify)****COMMENTS:**Number of Partial Inspection this Fiscal Year: 5Number of Complete Inspections this Fiscal Year: 3