




COLORADO DIVISION OF RECLAMATION, MINING AND SAFETY COAL PROGRAM INSPECTION REPORT



PERMIT INFORMATION

Permit Number: C-1983-059 Mine Name: Terror Creek Loadout Operator: Terror Creek LLC Operator Address: Mr James A Kiger P.O. Box 535 3737 Highway 133 Somerset, CO 81434	County: Delta Operation Type: Loadout Permit Status: Active Ownership: Private
	Operator Representative Present: Jim Kiger and Mike Ludlow
Operator Representative Signature: (Field Issuance Only) N/A – Report Issued from Denver Office	

INSPECTION INFORMATION

Inspection Start Date: March 28, 2013 Inspection Start Time: 09:00 Inspection End Date: March 28, 2013 Inspection End Time: 09:15		Inspection Type: Coal Partial Inspection Inspection Reason: Normal I&E Program Weather: Clear	
Joint Inspection Agency: None		Joint Inspection Contacts: None	
Post Inspection Agency: None		Post Inspection Contacts: None	
Inspector(s): James R. Stark	Inspector's Signature:  Signature Date: 5 April 2013		

Inspection Topic Summary

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

N - Air Resource Protection

N - Availability of Records

N - Backfill & Grading

N - Excess Spoil and Dev. Waste

N - Explosives

N - Fish & Wildlife

N - Hydrologic Balance

N - Gen. Compliance With Mine Plan

N - Other

N - Processing Waste

R - Roads

N - Reclamation Success

N - Revegetation

N - Subsidence

N - Slides and Other Damage

N - Support Facilities On-site

N - Signs and Markers

N - Support Facilities Not On-site

N - Special Categories Of Mining

N - Topsoil

COMMENTS

This was a partial Inspection of the Terror Creek Loadout conducted by Jim Stark of the Colorado Division of Reclamation, Mining and Safety. Jim Kiger and Mike Ludlow of Terror Creek, LLC were both present at the inspection. The main reason for being on site was to conduct an informal conference, which was requested in conjunction with the Permit Renewal 06 application. Also in attendance were Julie Murphy, from the Attorney General's Office representing the Division, Colin Hutto, an objecting landowner, Alan Hassler, an attorney representing Mr. Hutto and the Margie E. Nelson Trust and Mike Dawson, an attorney representing Terror Creek, LLC. A recorded record of the proceedings of the informal conference are in the Terror Creek Loadout Permit Renewal 06 file. The inspection was conducted to verify whether or not the loadout's security gate was within the loadout's permit boundary. The weather was warm and sunny and the ground was dry at the time of the inspection.

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):

- As stated in the introduction above, the main reason for the on-the-ground inspection was to determine if the Terror Creek Loadout's security gate was inside the approved permit boundary. The loadout's permit boundary was loaded onto a Trimble Yuma GPS. The permit boundary was then opened as a background file in the Terrasync software. Upon driving into the mine site I stopped my vehicle at the security gate and observed my location on the GPS. The gate location was approximately 75 feet inside the permit boundary. The Division determined that the Terror Creek Loadout's security gate is within the approved permit boundary. This information was conveyed to Mr. Hassler and the other attendees at the informal conference.

DOCUMENTS RECEIVED: None

This completes the 28 March 2013 inspection report for the Terror Creek Loadout.

Number of Partial Inspection this Fiscal Year: 7

Number of Complete Inspections this Fiscal Year: 3

ENFORCEMENT ACTIONS/COMPLIANCE

There are no outstanding enforcement actions at the Terror Creek Loadout and none were issued as a result of the 28 March 2013 partial inspection.

Number of Partial Inspection this Fiscal Year: 7

Number of Complete Inspections this Fiscal Year: 3