AML EMERGENCY INVESTIGATION

Type of Problem: Reported by:Subsidence
Sylvin Brunsell

Address: 1579 41st Avenue, PO 821, Garrison, ND 58540

Telephone: 701-463-2955 **Date Complaint Received**: July 7, 2006

Person Notified of Complaint: Bill Dodd - AML Division

Address of Complaint: same as above

City:GarrisonCounty:McLeanState:North Dakota

SITE INVESTIGATION

Date: July 10, 2006 **Time**: 10:45 AM

Name of State Investigators: Bill Dodd, AML Division

OSM Representative(s) Present: None

Others Present: Sylvin and Linda Brunsell

Name of others contacted (Local, State, Federal, Insurance Agencies, Utilities, etc.):

Alan Boehms - OSM, was contacted on July 10, 2006

LOCATION OF SITES

Directions of location (Describe Route):

South Garrison Addition in the NE1/4 Section 18, T148N, R84W, immediately south of the city of Garrison, North Dakota (see map).

USGS Quadrangle Name: Garrison, N. Dakota

Coordinates: 47.64362N, 101.42072W

MINE INFORMATION

Type of Mining:

Mined by:

Duration of Mining:

Rupp Mine and Kunkel Mine

From 1920 Until: 1926 (Rupp)

From 1912 Until: 1924 (Kunkel)

Underground, room and pillar

Seam Name: unknown Thickness of Seam: 5-8 feet

CONTINUING RECLAMATION RESPONSIBILITY

Permitted Operation: No Permit Number(s): N/A Bond Status: Returned, Forfeited, Available N/A

Amount: N/A Date: N/A

PRESENT OWNER(S)

Surface Owner's Name: Sylvin Brunsell

Address: 1579 41st Avenue, PO 821

City: Garrison State: North Dakota

Zip Code: 58540

Telephone: (701)463-2955

Were the Property Owners Involved in the Mining: No If yes, explain: N/A

Date Property Acquired by Owner: 2004
If Potential Subsidence, Do Owners Have Insurance: No

If yes, Agency: Agent: Address:

Phone Number:

Mineral Owner's Name: Unknown

AFFECTED PARTIES

Present owners, the general public and anyone using this property

SITE INFORMATION

Date that problem began or was first noticed:

The subsidence occurred July 6 and was reported July 7, 2006 **Is there any active mining or related activities in or around the area:** YES

Several surface mines are located within 50 miles but have no effect on this site

Name of Operator(s):

Falkirk Mining Company, Coteau Properties Co., Dakota Westmoreland Mining Corp.

Nature of problem: Source of problem:

Void, Shafts, Slope, Entries, etc. Underground Mine

Potentially Affecting:

Persons Estimated Number 10+

Housing none **Building** none

Estimated acres affected: 1

PROBLEM DESCRIPTION

Describe the problem (Detail: size, shape: Is problem spreading, expanding: first noticed, etc.

On July 7, 2006 Sylvin Brunsell reported a sinkhole had occurred on the front yard of his home in South Garrison Addition. This sinkhole was inspected on the July 10, 2005 and found to be approximately 6 feet in diameter and 1-2 feet deep. This is in an area known to be undermined by abandoned underground coal mines. A pressurized grout remote backfilling project was conducted at and near this property in 2004. The Brunsells were concerned that the subsidence may become worse. This subsidence feature is on a residential property and near a street and is a hazard to the property owner and the public.

OTHER INFORMATION

Describe any other information available and its location (i.e., maps, inspections, reports, etc.)

Mine specific information and mine maps of underground mines near Garrison are available at the North Dakota State Historical Library and are on file with the AML Division. Several previous reclamation projects have been conducted at this site.

ELIGIBILITY

Declaration of eligibility from State:

Name: William W. Binek, Chief Counsel

Address: Public Service Commission, State Capitol

City: Bismarck
State: North Dakota
Zip Code: 58505-0480
Telephone: (701) 328-2400

Oral Date Written X Date July 11, 2006

Eligible: YES X (an eligible site must be mine related, abandoned with

inadequate reclamation prior to August 3, 1977, and no continuing reclamation

responsibility.)

REMARKS

The North Dakota SHPO has been contacted concerning potential cultural or historical resources.

ADDED VALUE

It is doubtful that reclamation of this sinkhole will add significant value to the property. However, remedial action to eliminate the hazard will be a help to the property owners.

PROPOSED REMEDIAL ACTION:

- Remove all available topsoil from around the sinkholes
- Excavate the sinkhole to a depth of at least 10 feet with a backhoe
- Fill the excavated sinkholes with fill dirt and compact to the best extent possible
- Regrade the areas to re-establish drainage
- Respread topsoil over the areas
- Reseed the disturbed areas

ESTIMATED COST \$2000

re:

Address: State Capitol
City: Bismarck
State: North Dakota
Zip code: 58505-0480
Telephone (701) 328-4101

Project Title: 2006 Garrison Emergency 2

Number: AM-528-06