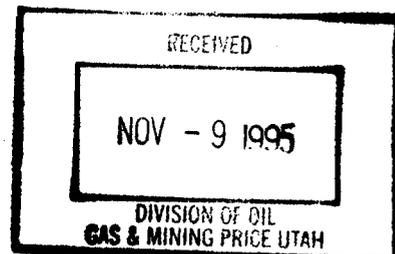


November 8, 1995

Utah Coal Regulatory Program
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203



Attention: Mr. Daron R. Haddock

RE: **DIVISION ORDER #95A, PACIFICORP, TRAIL MOUNTAIN MINE,
ACT/015/009, FOLDER #3, EMERY COUNTY, UTAH**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, hereby submits response to the above referenced matter. The permit deficiencies identified in Division Order #95A are addressed as follows:

1) Descriptions of the measures to be used to maximize the use and conservation of the coal resource are not consistent throughout the Permit Application Package (PAP) and have not been accepted by Bureau of Land Management;

Permit pages 3-14 through 3-20 and Plate 3-2 have been revised to correct inconsistencies and clarify the Operation Plan with regard to conservation of the coal resource. This information is consistent with the Resource Recovery and Protection Plan (R2P2) information, which was submitted to the Bureau of Land Management (BLM) on December 5, 1994.

The Division Order alludes to the fact that the BLM has not accepted the proposed R2P2 minor modification regarding longwall mining at the Trail Mountain Mine. A certain level of acceptance is indicated by BLM's involvement in the following actions.

April 3, 1995 letter to Mr. J. R. Key (PacifiCorp) from Mr. Mark E. Bailey (BLM)... "The 1st East gateroads and 2nd East neckoff development conforms

with the time sequence of the revision as submitted on December 5."..."As an interim determination, BLM does concur with the location and development of 1st East and the 2nd East neckoff and grants approval accordingly."..."The BLM does recognize the importance of panel development and timing, to assure uninterrupted longwall retreat at PacifiCorp's mines."...

June 21, 1995 letter to Mr. J. R. Key from Mr. Mark E. Bailey..."In the interim period, December 7th to the present, a number of meetings were held in regard to the December 5th request, during which time BLM cited general deficiencies, disclosed our concerns with the request and reached an interim agreement with PacifiCorp giving partial approval to allow the day-to-day operation to continue uninterrupted with regard to the newly requested mining sequence."...

Subsequently, on August 30, 1995, Interim approval was granted by BLM "...for the continuation of development of the 3rd East gateroad entries up to, but not including, the proposed setup room..."

BLM, on September 25, 1995, issued a Final Decision denying the December 5, 1994, Trail Mountain R2P2 modification.

PacifiCorp, on October 4, 1995, filed a complaint in Federal District Court against the BLM, with regard to the Final Decision.

PacifiCorp and the BLM, on October 5, 1995, agreed to a stipulation to allow continued operation at Trail Mountain. The stipulation states, in part, "The lessee may continue to develop the 5th Left Mains and to develop and extract longwall panels through the 4th East Longwall Panel as proposed in its modified plan which was denied by the BLM. The lessee will not proceed with development of the 5th East gateroad unless the litigation has resolved the issues, or the parties enter into an agreement to allow for extended temporary relief, or unless otherwise ordered by the court."

2) The subsidence control plan does not provide adequate descriptions of the conditions that affect the likelihood or extent of subsidence and subsidence related damage;

The approved Trail Mountain Mine permit (renewal application submitted October 21, 1994; approved February 21, 1995) includes an updated Subsidence Control Plan. The plan, found in Volume 2, Chapter 11, addresses the change from room and pillar to longwall mining methods, subsidence prediction, subsidence control and subsidence monitoring plan. The reviewer is directed to Chapter 11 as follows:

<u>Section</u>	<u>Page</u>	<u>Subject</u>
11.3	11-2	Mining Method
11.4	11-2	Subsidence Prediction
11.5	11-4	Subsidence Control
11.7	11-4	Subsidence Monitoring Plan

Subsidence information was located in Chapter 12 of the previous Trail Mountain Permit. However, Chapter 12 was deleted during permit renewal and the subsidence information was placed in Chapter 11. Permit pages 3-49 and 3-52 were not revised to reflect the change; therefore, pages 3-49 and 3-52 have been revised and are included herein.

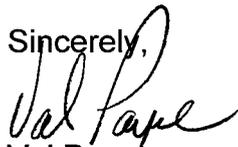
3) The Probable Hydrologic Consequences (PHC) determination is outdated and a new or updated PHC determination must be made;

The PHC document, contained in Appendix 7-10, has been updated to address this deficiency. The updated information is submitted herewith.

Fourteen (14) copies of the updated information are enclosed. Additionally, DOGM Forms C1 and C2 accompany this submittal.

If you have questions regarding the enclosed information, please call me at (801) 687-4722.

Sincerely,



Val Payne
Sr. Environmental Engineer

cc: C. Pollastro
File