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January 8, 2004

Utah Coal Program  
 Utah Division of Oil, Gas, and Mining  
 1594 West North Temple, Suite 1210  
 P.O. Box 145801  
 Salt Lake City, Utah 84114-5801

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 1/15/0009 ✓  
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**Re: Response to Deficiencies from OSM on the Legal and Financial Information, for the Cottonwood/Wilberg Mine, C/015/019, Deer Creek Mine, C/015/018, and Des Bee Dove Mine C/015/017, and Trail Mountain Mine C/015/009, Emery County, Utah.**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, hereby resubmits an updated Appendix A (Officer and Director List) of the supplemental volume entitled "Supplemental Volume, Legal and Financial Information" for Division review. OSM reviewed this volume previously submitted and found discrepancies in the information. Other discrepancies or outdated information has also been updated in the General Contents Section and also Appendix G.

Included with this submittal for Division review are seven (7) complete copies of Appendix A, pages 5 and 10 of R645-301-100: General Contents, and the first 2 pages of the Deer Creek permit boundary description in Appendix G. C1/C2 forms are also included. If there are any questions or concerns regarding the submitted information, please feel free to contact myself at (435) 687-4720 or Dennis Oakley at (435) 687-4825.

Sincerely,

Chuck Semborski  
 Geology/Permitting Supervisor

cc Carl Pollastro (EWMC)  
 Scott Child (IMC)  
 File

**RECEIVED**  
**JAN 09 2004**  
 DIV. OF OIL, GAS & MINING

Huntington Office:  
 (435) 687-9821  
 Fax (435) 687-2695  
 Purchasing Fax (435) 687-9092

Deer Creek Mine:  
 (435) 687-2317  
 Fax (435) 687-2285

Trail Mountain Mine:  
 (435) 748-2140  
 Fax (435) 748-5125

# APPLICATION FOR COAL PERMIT PROCESSING

Permit Change  New Permit  Renewal  Exploration  Bond Release  Transfer

Permittee: PacifiCorp

Mine: Deer Creek Mine

Permit Number: C/015/018

Title: Response to Deficiencies from OSM on the Legal and Financial Information, for the Cottonwood/Wilberg Mine, C/015/019, Deer Creek Mine, C015/018, Des Bee Dove Mine, C/015/017, and Trail Mountain Mine, C/015/009, Emery County, Utah

Description, Include reason for application and timing required to implement:

**Instructions:** If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- Yes  No 1. Change in the size of the Permit Area? Acres: \_\_\_\_\_ Disturbed Area: 11.46  increase  decrease.
- Yes  No 2. Is the application submitted as a result of a Division Order? DO#
- Yes  No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- Yes  No 4. Does the application include operations in hydrologic basins other than as currently approved?
- Yes  No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- Yes  No 6. Does the application require or include public notice publication?
- Yes  No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- Yes  No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- Yes  No 9. Is the application submitted as a result of a Violation? NOV #
- Yes  No 10. Is the application submitted as a result of other laws or regulations or policies?
- Explain:* \_\_\_\_\_
- Yes  No 11. Does the application affect the surface landowner or change the post mining land use?
- Yes  No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- Yes  No 13. Does the application require or include collection and reporting of any baseline information?
- Yes  No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- Yes  No 15. Does the application require or include soil removal, storage or placement?
- Yes  No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- Yes  No 17. Does the application require or include construction, modification, or removal of surface facilities?
- Yes  No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- Yes  No 19. Does the application require or include certified designs, maps or calculation?
- Yes  No 20. Does the application require or include subsidence control or monitoring?
- Yes  No 21. Have reclamation costs for bonding been provided?
- Yes  No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- Yes  No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

**Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you.** (These numbers include a copy for the Price Field Office)

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

Charles A. Semborski  
Print Name

Charles A. Semborski

Geology/Permitting Supervisor

1/8/04

Sign Name, Position, Date

Subscribed and sworn to before me this 8<sup>th</sup> day of January, 2004

Lori Ann Anderson  
Notary Public

My commission Expires: 12/22, 2005  
Attest: State of Utah } ss:  
County of Emery



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|-----------------------------|----------------------------------|---|
| <b>For Office Use Only:</b> | <b>Assigned Tracking Number:</b> | <b>Received by Oil, Gas &amp; Mining</b><br><br><b>RECEIVED</b><br><b>JAN 09 2004</b><br><br><b>DIV. OF OIL, GAS &amp; MINING</b> |
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Form DOGM- C1 (Revised March 12, 2002)

