



October 18, 2004

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

*Heaving*  
*C/015/0009*

Subj: Permit Renewal for the 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 submits an application for permit renewal for the Trail Mountain Coal Mine, permit number C/015/009, for the new upcoming five year term. The existing term expires February 21, 2005.

The application requirements and procedures will follow Utah Coal Regulations R645-303-230 through R645-303-232.500. The Trail Mountain Mine is currently in temporary cessation and has been in this condition since May, 2001. There have been no significant permit changes made to the MRP since the mid-term review in July, 2002 with the exception of the Officers and Directors list (updates submitted at the beginning of each year). These changes were included with the submittal of the Supplemental Volume - Legal and Financial Section (Approved April 20, 2004).

Included with this submittal are evidence of liability insurance, evidence of current performance bond, and a copy of the proposed newspaper notice. If you have any questions or concerns regarding this application submittal, please contact Dennis Oakley at 435-687-4825.

Sincerely,

*Charles D. Semborski*

Chuck Semborski  
Manager Geology/Permitting

enclosures

cc Steve Demczak - PFO  
Douglas Johnson - EWMC  
File

RECEIVED

OCT 21 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

**PacifiCorp**  
**Energy West Mining Company**  
**C/015/009**

**Permit Renewal Application**

**Liability Insurance Certification**

One Utah Center  
201 South Main, Suite 2100  
Salt Lake City, Utah 84140-0021  
(801) 220-4140 • FAX (801) 220-4725



*A Subsidiary of PacifiCorp*

**HAND DELIVERED**

March 30, 2004

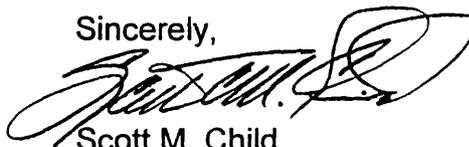
Ms. Pamela Grubaugh-Littig  
Permit Supervisor  
Division of Oil, Gas & Mining  
Utah Department of Natural Resources  
1594 West North Temple - Suite 1210  
P.O. Box 145801  
Salt Lake City, Utah 84114-145801

**RE: Certificates of Liability Insurance, Policy No. \_\_\_\_\_ Policy  
Period from 4-1-2004 to 4-1-2005; Des-Bee-Dove Mine C/015/017, Deer  
Creek Mine C/015/018, Cottonwood Mine C/015/019 and the Trail  
Mountain Mine C/015/009, Folder #2, Emery County, Utah**

Dear Pam:

Enclosed are certificates of liability insurance for the referenced coal mine operations for the policy period of 4-1-2004 to 4-1-2005. Should you have any questions or need any additional information, please feel free to contact me at 801-220-4612.

Sincerely,



Scott M. Child  
Manager, Lands & Regulatory Affairs

Enclosures

SMC\EnergyWest\UDOGM2004-02.wpd

cc: D.W. Jense, B. King, C.Pollastro - IMC w/copy encl.  
D. Johnson, C. Semborski - EWMC w/copy encl.  
K. Reinhart - LCT 1800 w/copy

RECEIVED  
MAR 30 2004  
DIV. OF OIL, GAS & MINING

**ASSOCIATED ELECTRIC & GAS INSURANCE SERVICES LIMITED**  
Hamilton, Bermuda

**CERTIFICATE OF INSURANCE**  
(Excess Liability)

This Certificate is furnished to the Certificate Holder named below as a matter of information only. Neither this Certificate nor the issuance hereof modifies the policy of insurance identified below (the "Policy") in any manner. The Policy terms are solely as stated in the Policy or in any endorsement thereto. Any amendment, change or extension of the Policy can only be effected by a specific endorsement issued by the Company and attached to the Policy.

The undersigned hereby certifies that the Policy has been issued by Associated Electric & Gas Insurance Services Limited (the "Company") to the Named Insured identified below for the coverage described and for the policy period specified.

Notwithstanding any requirements, terms or conditions of any contract or other document with respect to which this Certificate may be issued or to which it may pertain, the insurance afforded by the Policy is subject to all of the terms of the Policy.

NAME OF INSURED	PacifiCorp dba Pacific Power & Light and dba Utah Power & Light		
PRINCIPAL ADDRESS	825 NE Multnomah, #1800, Portland, Oregon 97232		
POLICY NUMBER	_____	POLICY PERIOD	From: 04/01/2004 To: 04/01/2005

DESCRIPTION OF COVERAGE: Excess Liability Policy covering claims for Bodily Injury, Property Damage and Personal Injury arising from the operations described below.

LIMIT OF LIABILITY: \$20,000,000 per occurrence and in the aggregate, where applicable.

ADDITIONAL INSURED: The Certificate Holder is an Additional Insured under the Policy but only (i) to such extent and for such Limits of Liability (subject always to the terms and Limits of Liability of the Policy) as the Named Insured has agreed to provide insurance for the Certificate Holder under the following contract:  
**Trail Mountain Mine: C/015/009**  
And (ii) with respect to the following operations:

**Damage to explosion and subsidence is covered. Insurance Company will notify State of Utah of any changes or cancellation.**

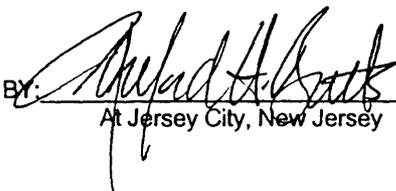
Should the Policy be cancelled, assigned or changed in a manner that is materially adverse to the Insured(s) under the Policy, the undersigned will endeavor to give 45 days advance written notice thereof to the Certificate Holder, but failure to give such notice will impose no obligation or liability of any kind upon the Company, the undersigned or any agent or representative of either.

DATE: March 31, 2004

Certificate Holder

ISSUED TO: The State of Utah, Dept. of Natural Resources,  
ADDRESS: Division of Oil, Gas & Mining  
1594 West North Temple, Suite 1210  
Salt Lake City, UT 84114-5801

AEGIS INSURANCE SERVICES, INC.

BY:   
At Jersey City, New Jersey

# MARSH

# CERTIFICATE OF INSURANCE

CERTIFICATE NUMBER  
SEA-000321090-08

**PRODUCER**

MARSH USA INC.  
111 SW COLUMBIA, STE 500  
PORTLAND, OR 97201  
Attn: Sandra J. Carter (503) 248-1244

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER OTHER THAN THOSE PROVIDED IN THE POLICY. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES DESCRIBED HEREIN.

**COMPANIES AFFORDING COVERAGE**

COMPANY <b>A</b>	ASSOC ELEC & GAS INS SVCS LTD
COMPANY <b>B</b>	
COMPANY <b>C</b>	
COMPANY <b>D</b>	

900140-CAS-2002

**INSURED**

PacifiCorp dba Pacific Power  
& Light and dba Utah Power  
& Light  
825 NE Multnomah, #1800  
Portland, OR 97232

**COVERAGES**

This certificate supersedes and replaces any previously issued certificate for the policy period noted below.

THIS IS TO CERTIFY THAT POLICIES OF INSURANCE DESCRIBED HEREIN HAVE BEEN ISSUED TO THE INSURED NAMED HEREIN FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THE CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, CONDITIONS AND EXCLUSIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
A	GENERAL LIABILITY		04/01/04	04/01/05	GENERAL AGGREGATE	\$ 2,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY				PRODUCTS - COMP/OP AGG	\$
	<input checked="" type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR				PERSONAL & ADV INJURY	\$
	<input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT				EACH OCCURRENCE	\$ 2,000,000
					FIRE DAMAGE (Any one fire)	\$
					MED EXP (Any one person)	\$
	AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT	\$
	<input type="checkbox"/> ANY AUTO				BODILY INJURY (Per person)	\$
	<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident)	\$
	<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE	\$
	<input type="checkbox"/> HIRED AUTOS					
	<input type="checkbox"/> NON-OWNED AUTOS					
	GARAGE LIABILITY				AUTO ONLY - EA ACCIDENT	\$
	<input type="checkbox"/> ANY AUTO				OTHER THAN AUTO ONLY:	\$
					EACH ACCIDENT	\$
					AGGREGATE	\$
A	EXCESS LIABILITY		04/01/04	04/01/05	EACH OCCURRENCE	\$ 20,000,000
	<input type="checkbox"/> UMBRELLA FORM				AGGREGATE	\$ 20,000,000
	<input checked="" type="checkbox"/> OTHER THAN UMBRELLA FORM					\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY				WC STATUTORY LIMITS	OTHER
	THE PROPRIETOR/PARTNERS/EXECUTIVE OFFICERS ARE:	<input type="checkbox"/> INCL <input type="checkbox"/> EXCL			EL EACH ACCIDENT	\$
					EL DISEASE-POLICY LIMIT	\$
					EL DISEASE-EACH EMPLOYEE	\$
	OTHER					

**DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS**

Damage due to explosion and subsidence is covered. Insurance Company will notify the State of Utah of any changes or cancellation.  
Trail Mountain Mine: C/015/009

**CERTIFICATE HOLDER**

State of Utah, Dept. of  
Natural Resources, Division of  
356 W North Temple  
Salt Lake City, UT 84180-1203

**CANCELLATION**

SHOULD ANY OF THE POLICIES DESCRIBED HEREIN BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE INSURER AFFORDING COVERAGE WILL ENDORSE BY MAIL 45 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED HEREIN.

MARSH USA INC

BY: *[Signature]*  
MM1(3/02)

VALID AS OF: 04/01/04



- C. The policy shall include a rider requiring that the insurer notify the Division whenever substantive changes are made in the policy including any termination or failure to renew.

**IN ACCORDANCE WITH THE ABOVE TERMS AND CONDITIONS**, and the Utah Code Annotated 40-10-1 et seq., the Insurance Company hereby attests to the fact that coverage for said Permit Application is in accordance with the requirements of the State of Utah and agrees to notify the Division of Oil, Gas and Mining in writing of any substantive changes, including cancellation, failure to renew, or other material change. No change shall be effective until at least thirty (30) days after such notice is received by the Division. Any change unauthorized by the Division is considered breach of the RECLAMATION AGREEMENT and the Division may pursue remedies thereunder.

UNDERWRITING AGENT:

Melford A. Butts

(Agent's Name)

201 521 4658

(Phone)

AEGIS Insurance Services

(Company Agent's Name)

10 Exchange Place

(Mailing Address)

Jersey City, New Jersey 07302

(City, State, Zip Code)

The undersigned affirms that the above information is true and complete to the best of his/her knowledge and belief, and that he or she is an authorized representative of the above-named insurance company. (An Affidavit of Qualification must be completed and attached to this form for each authorized agent or officer.)

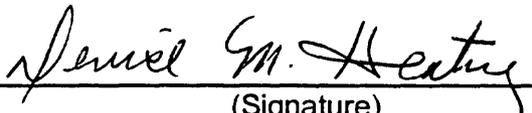
  
\_\_\_\_\_

(Date, Signature and Title of Authorized Agent of Insurance Company)

Signed and sworn before me by

Melford Butts

this 29 day of March, 2004

  
\_\_\_\_\_

(Signature)

My commission Expires:

DENISE M. KEATING

NOTARY PUBLIC OF NEW JERSEY  
(Date)  
MY COMMISSION EXPIRES JUNE 14, 2008

**PacifiCorp**  
**Energy West Mining Company**  
**C/015/009**

**Permit Renewal Application**

**Performance Bond Certification**

One Utah Center  
201 South Main, Suite 2100  
Salt Lake City, Utah 84140-0021  
(801) 220-4140 • FAX (801) 220-4725



A Subsidiary of PacifiCorp

**HAND DELIVERED**

November 27, 2002

Ms. Pamela Grubaugh-Littig  
Permit Supervisor  
Utah Department of Natural Resources  
Division of Oil, Gas and Mining  
1594 West North Temple, Suite 1210  
P.O. Box 145801  
Salt Lake City, Utah 84114-5801

**RE: Replacement Bonds for Des-Bee-Dove Mine C/015/017, Deer Creek Mine C/015/018, Cottonwood/Wilberg Mine C/015/019 and Trail Mountain Mine C/015/009 - Emery County, Utah**

Dear Pam:

As we've previously discussed, PacifiCorp has been in the process of securing replacement bonds for its company-wide operations given the recent change in business by its present surety St. Paul Fire and Marine Insurance Company. St. Paul has elected to phase itself out of the surety bond business. Therefore, over the past few months, PacifiCorp has entered into an agreement with Travelers Casualty and Surety Company of America to provide replacement surety bonds for its operations and it becomes necessary to replace the existing reclamation bonds for all four (4) referenced coal mines.

Enclosed are four (4) original replacement bonds issued by Travelers which are intended to replace the respective St. Paul bonds listed in the table below. Each new replacement bond has been prepared on DOGM's Exhibit "B" form and each is accompanied with (1) the Surety's Power of Attorney, (2) a Certificate by PacifiCorp's Assistant Secretary, and (3) Affidavits of Qualification by both the Surety and Permittee. The Trail Mountain Mine bond has been increased to reflect the required bond amount per the Midterm Review letter dated September 5, 2002.

MINE NAME	MINE NUMBER	EXISTING BOND NO.'s	REPLACEMENT BOND NO.'s	AMOUNT
		ST. PAUL FIRE & MARINE INSURANCE COMPANY	TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA	
Des-Bee-Dove	C/015/017			\$1,837,712
Deer Creek	C/015/018			\$3,000,000
Cottonwood/Wilberg	C/015/019			\$3,082,587
Trail Mountain	C/015/009			\$1,254,000

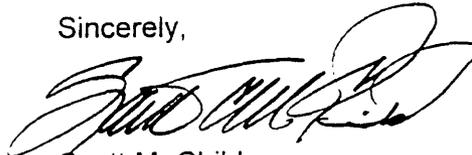
Ms. Pamela Grubaugh-Littig  
November 27, 2002  
Page 2

In addition, also enclosed is an Exhibit "D" for each Mine Reclamation Agreement which explains the purpose of the changes.

Upon your acceptance of these new replacement bonds, would you please (1) return one copy each of the completely endorsed bonds, and (2) return the previously issued St. Paul bonds to me at the above address. Once this matter has all been completed, Chuck Semborski of Energy West Mining Company will coordinate the updating of each mine's MRP and Reclamation Agreements with copies of Exhibits "B" and "D".

Your help in this matter is greatly appreciated. Should you have any questions or need additional information, please feel free to contact me at 220-4612.

Sincerely,



Scott M. Child  
Manager, Lands and Regulatory Affairs

Enclosures

SMC\EnergyWest\UDOGM2002-06.wpd

cc: D.W. Jense, B. King - Interwest w/o copy encl.  
C. Pollastro, C. Semborski - EVMC w/copy encl.  
Margaret Reed - NTO Room 220 w/copy encl. (B-SUR-747, 748, 749, 750)  
Muriel van Veen - Marsh USA Inc. w/copy encl. (B-SUR-747, 748, 749, 750)  
111 S.W. Columbia, Suite 500  
Portland, OR 97201

*4/015/009*  
*Orig. Fireproof*  
*Copy Inking: P.A.*

**EXHIBIT "B"**

**Surety Bond**  
**Trail Mountain Mine**  
**(Federal Coal)**

Surety Bond Number \_\_\_\_\_  
Mine Name Trail Mountain  
Permit Number C/015/009

Exhibit "B"  
Federal Surety Bond  
Federal

B-SUR-750

**SURETY BOND  
(FEDERAL COAL)  
--ooOOoo--**

*REPLACES ST. PAUL FIRE & MARINE BOND 400 JV 3710 EFFECTIVE 7/01/02*

**THIS SURETY BOND** entered into and by and between the undersigned **PERMITTEE/PRINCIPAL PACIFICORP**, and **SURETY TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA**, hereby jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns unto the State of Utah, Division of Oil, Gas and Mining (hereafter referred to as the "**DIVISION**"), and the U.S. Department of the Interior, Office of Surface Mining Reclamation and Enforcement (hereafter referred to as "**OSM**") in the penal sum of **ONE MILLION TWO HUNDRED FIFTY-FOUR THOUSAND AND NO/100 DOLLARS (\$1,254,000.00)** (Surety Bond Amount) for the timely performance of reclamation responsibilities of the Permittee in the Permit Area described in Exhibit "A" of that certain **RECLAMATION AGREEMENT**, dated the 27th day of February, 1990 by and between the **DIVISION** and the **PERMITTEE/PRINCIPAL**.

This **SURETY BOND** shall remain in effect until all of the **PERMITTEE'S/PRINCIPAL'S** reclamation obligations have been met and released by the **DIVISION** with the concurrence of **OSM** and is conditioned upon faithful performance of all of the requirements of the Utah Coal Mining Reclamation Act, Utah Code Ad. §40-12-2 et. seq. (the **ACT**), the Surface Mine Control and Reclamation Act ("**SMCRA**"), and all lawful regulation adopted under the authority of those statutes, and the approved Permit (which is based upon the approved Permit Application Package).

The **SURETY** will not cancel this bond at any time for any reason, including non-payment of premium or bankruptcy of the **PERMITTEE/PRINCIPAL** during the period of liability.

The **SURETY** and their successors and assigns, agree to guarantee the obligation and to indemnify, defend, and hold harmless the **DIVISION** and **OSM** from any and all expenses which the **DIVISION** may sustain as a result of the **PERMITTEE'S/PRINCIPAL'S** failure to comply with the condition(s) of the reclamation obligation.

The **SURETY** will give prompt notice to the **PERMITTEE/PRINCIPAL**, the **DIVISION** and **OSM** of any notice received or action alleging the insolvency or bankruptcy of the **SURETY**, or alleging any violations or regulatory requirements which could result in suspension or revocation of the **SURETY'S** license.

Upon incapacity of the **SURETY** by reason of bankruptcy, or suspension or revocation of license, the **PERMITTEE/PRINCIPAL** shall be deemed to be without Bond coverage in violation of state and federal law and subject to enforcement in accordance with **SMCRA**, the **ACT**, and the applicable regulations.

Surety Bond Number \_\_\_\_\_  
Mine Name Trail Mountain  
Permit Number C/015/009

Exhibit "B"  
Federal Surety Bond  
Federal

B-SUR-750

The terms for release of this **BOND** are as written and agreed to by the **DIVISION** and the **PERMITTEE/PRINCIPAL** in the **RECLAMATION AGREEMENT**, incorporated by reference herein, to which this **SURETY AGREEMENT** has been attached as Exhibit "B".

In the event the Utah Cooperative Agreement is terminated, this **SURETY BOND** shall be payable only to the OSM to the extent that lands covered by the Federal Lands Program are involved and otherwise to the **DIVISION**.

IN WITNESS WHEREOF, the **PERMITTEE/PRINCIPAL** has hereunto set its signature and seal this 18<sup>th</sup> day of November, 2002.

PACIFICORP  
PERMITTEE/PRINCIPAL  
By: [Signature]  
Title: President & CEO

IN WITNESS WHEREOF, the **SURETY** has hereunto set its signature and seal this 7th day of November, 2002.

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA  
SURETY

By: [Signature]

Muriel M. van Veen  
Title: Attorney-in-Fact

**SURETY BONDING AGREEMENT ACCEPTED BY THE STATE OF UTAH:**

[Signature]  
Director  
Division of Oil, Gas and Mining

**NOTE:** An **Affidavit of Qualification** must be completed and attached to this form for each authorized agent/or officer. Where one signs by virtue of Power of Attorney for a company, such Power of Attorney must be filed with the Agreement. If the **PERMITTEE** is a corporation, the Agreement shall be executed by its duly authorized officer.

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA  
TRAVELERS CASUALTY AND SURETY COMPANY  
FARMINGTON CASUALTY COMPANY  
Hartford, Connecticut 06183-9062

**POWER OF ATTORNEY AND CERTIFICATE OF AUTHORITY OF ATTORNEY(S)-IN-FACT**

KNOW ALL PERSONS BY THESE PRESENTS, THAT TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, corporations duly organized under the laws of the State of Connecticut, and having their principal offices in the City of Hartford, County of Hartford, State of Connecticut, (hereinafter the "Companies") hath made, constituted and appointed, and do by these presents make, constitute and appoint: Edward M. Thompson, Jennifer Keene, Muriel M. van Veen, Richard A. Stevens, Charlene Eason, Gail A. Flynn, of Portland, Oregon, their true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any place within the United States, the following instrument(s): by his/her sole signature and act, any and all bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto and to bind the Companies, thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Companies, and all the acts of said Attorney(s)-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This appointment is made under and by authority of the following Standing Resolutions of said Companies, which Resolutions are now in full force and effect:

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her.

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary.

VOTED: That any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary, or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority.

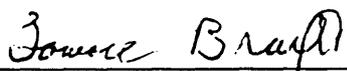
This Power of Attorney and Certificate of Authority is signed and sealed by facsimile (mechanical or printed) under and by authority of the following Standing Resolution voted by the Boards of Directors of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, which Resolution is now in full force and effect:

VOTED: That the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

**AFFIDAVITS  
OF  
QUALIFICATION**

**AFFIDAVIT OF QUALIFICATION  
DIRECTOR  
--ooOOoo--**

Lowell Braxton, being first duly sworn under oath, deposes and says that he is the Director for the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah; and that he is duly authorized to execute and deliver the foregoing obligations; and that said Director is authorized to execute the same by authority of laws on behalf of the State of Utah.

  
\_\_\_\_\_  
Lowell Braxton, Director  
Division of Oil, Gas and Mining

Subscribed and sworn to before me this 12 day of December 2006.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:

April 26, 2006.

Attest:

STATE OF Utah )

COUNTY OF Salt Lake )

) ss:

AFFIDAVIT OF QUALIFICATION  
PERMITTEE

--ooOOoo--

I, JUDI JOHANSEN, being first duly sworn under oath, deposes and says that ~~he~~/she is

the (officer or agent) PRESIDENT AND C.E.O. of PACIFICOP;

and that he/she is duly authorized to execute and deliver the foregoing obligations; and that said PERMITTEE is authorized to execute the same and has complied in all respects with the laws of Utah in reference to commitments, undertakings and obligations herein.

Judi Johansen  
(Signed) President & CEO  
Name - Position

Subscribed and sworn to before me this 18<sup>th</sup> day of November, 2002.



Julie L. Hensel  
Notary Public

My Commission Expires:

November 2, 2003.

Attest:

STATE OF Oregon )

COUNTY OF Multnomah )

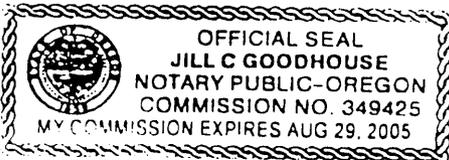
ss:

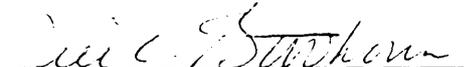
**AFFIDAVIT OF QUALIFICATION  
SURETY COMPANY  
--ooOOoo--**

Muriel M. van Veen, being first duly sworn under oath, deposes and says that he/she is the (officer or agent) Attorney-in-Fact of Travelers Casualty and Surety Company of America; and that he/she is duly authorized to execute and deliver the foregoing obligations; and that said SURETY COMPANY is authorized to execute the same and has complied in all respects with the laws of Utah in reference to becoming sole surety upon bonds, undertakings and obligations herein.

  
(Signed) Muriel M. van Veen  
Attorney-in-Fact  
Surety Company Officer - Position

Subscribed and sworn to before me this 7th day of November, 2002.



  
Notary Public

My Commission Expires:

August 29, 2005.

Attest:

STATE OF OREGON )  
) ss:  
COUNTY OF MULTNOMAH )

**PacifiCorp  
Energy West Mining Company  
C/015/009**

**Permit Renewal Application**

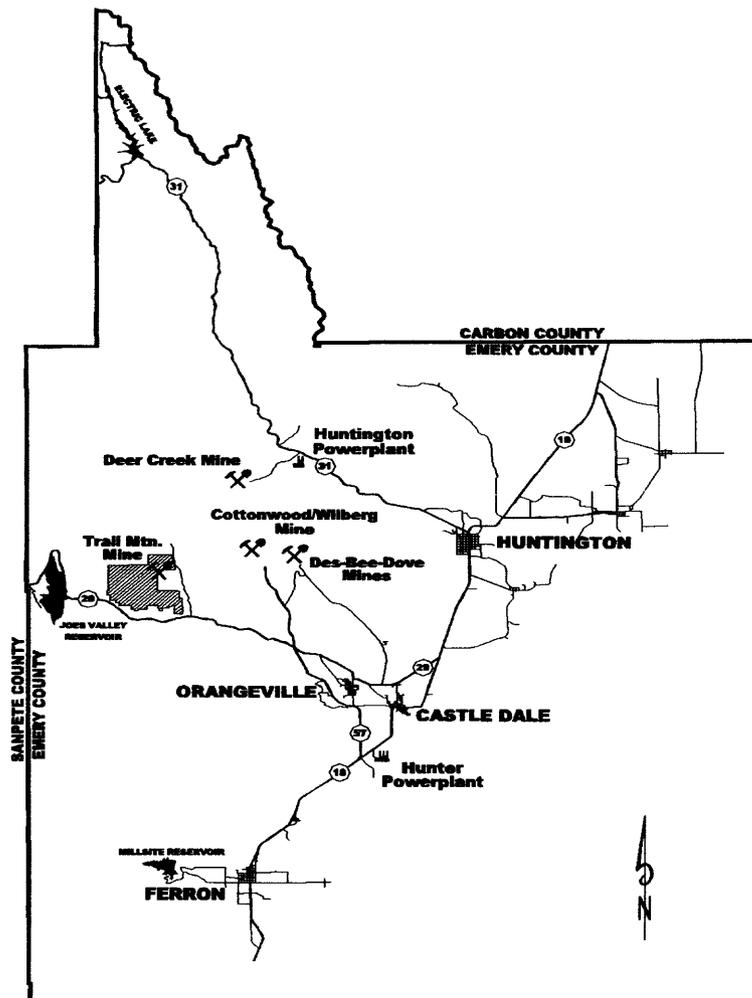
**Proposed Newspaper Notice**

**PacifiCorp  
Trail Mountain Mine  
C/015/009**

**Permit Renewal Application**

**Energy West Mining Company  
P.O. Box 310  
Huntington, Utah 84528**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company (“Energy West”) as mine operator, hereby submits an application for a permit renewal of the Trail Mountain Mine for the purposes of conducting mining and reclamation activities. Currently, the Trail Mountain is in temporary cessation and has been in this condition since May, 2001. There are no plans to change this status in the near future. The permit area encompasses approximately 3,539 acres (disturbed acreage equals 10.39 acres) as located on the area map below.



A surety bond in the amount of \$1,254,000 is filed with the Division of Oil, Gas and Mining and is payable to the State of Utah, Division of Oil, Gas and Mining (DOGGM), and the Office of Surface Mining Reclamation and Enforcement (OSM).

A copy of the permit renewal application may be examined at the office of the Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801 and also at the Records Office located in the Emery County Courthouse in Castle Dale, Utah. Written comments, objections, or requests for an informal conference may be submitted to the Division of Oil, Gas, and Mining address above. Said comments must be submitted thirty (30) days from the date of the last publication of this notice. This notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977, and State and Federal regulations promulgated pursuant to said Act.

Published in the Emery County Progress on DATE, DATE, DATE, and DATE, 2004.