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DEPARTMENT OF NATURAL RESOURCES

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Outgoing
C0150009
#3295
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July 21, 2009

Kenneth S. Fleck
Energy West Mining Company
P.O. Box 310
Huntington, Utah 84528

Subject: 2008 Annual Report Review, Trail Mountain Mine, C/015/0009, Task ID # 3295
Outgoing File

Dear Mr. Fleck:

The Division staff has completed the 2008 Annual Report Review. Enclosed is a copy of the review for Trail Mountain Mine, C/015/0009 completed on July 20, 2009.

Thank you for your diligence in completing the Annual Report. If you have any questions, please call me at (801) 538-5325.

Sincerely,

Daron Haddock
Permit Supervisor

sqz
Enclosure
O:\AnnualReport\2008 Annual Reports\TrailMtn.doc



This Annual Report shows information the Division has for your mine. Please review the information to see if it is current. If the information needs to be updated please do so in this document. At the end of each section the operator is asked to verify if the information is correct. Please answer these questions and make all comments on this document. Submit the completed document and any additional information identified in the Appendicies to the Division by April 30, 2009. During a complete inspection an inspector will check and verify the information. To enter text, click in the cell and type your response. You can use the tab key to move from one field to the next. To enter an X in a box, click next to the box, right click, and select properties, then the checked circle, then hit enter, or hit the unchecked circle if the X is to be removed.

GENERAL INFORMATION

Permittee Name	PacifiCorp
Mine Name	Trail Mountain Mine
Operator Name (If other then permittee)	Energy West Mining Company
Permit Expiration Date	February 21, 2010
Permit Number	C/015/0009
Authorized Representative Title	Geological and Environmental Affairs Manager
Phone Number	(435) 687-4712
Fax Number	(435) 687-2695
E-mail Address	Ken.fleck@pacificorp.com
Mailing Address	P.O. Box 310 Huntington, Utah 84528
Designated Representative	Ken Fleck
Resident Agent	Ken Fleck
Resident Agent Mailing Address	Same as above
Number of Binders Submitted	2

IDENTIFICATION OF OTHER PERMITS

Identify other permits that are required in conjunction with mining and reclamation activities.

Permit Type	ID Number	Description	Expiration Date
MSHA Mine ID(s)	42-01211	Trail Mountain Mine	None
MSHA Impoundment(s)	None		
NPDES/UPDES Permit(s)	UT0023728	Site 001, Sediment Pond	31 December, 2012
		Site 002, Mine Discharge	
PSD Permit(s) (Air)	DAQE-694-95	Issued 8/9/95, includes Cottonwood/Wilberg Mine.	None
Other			

Operator, please update any incorrect information.

CERTIFIED REPORTS

List the certified inspection reports as required by the rules and under the approved plan that must be periodically submitted to the Division. Specify whether the information is included as Appendix A to this report or currently on file with the Division.

Certified Reports:	Required		Included Included	or	DOGM file location Vol, Chapter, Page
	Yes	No			
Excess Spoil Piles	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
Refuse Piles	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
Impoundments	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
Other					
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		

Operator Comments:

The Operators 2008 AR states "DOGM receives these reports quarterly. Fourth quarter report for Refuse and Impoundment has been amended. Refer to Appendix A".

Inspector:

Has the operator complied with this section? Yes No

Inspector Comments: There are no refuse piles associated directly with the Trail Mountain Mine. All mine production ceased in 2001, and the Mine was placed in temporary cessation. Pond cleanout material from the Trail Mountain Mine site sediment pond is hauled to and disposed of at the active Cottonwood / Wilberg waste rock site. Those P.E. certified inspections are submitted to the DOGM on a quarterly basis. A review of the four submitted quarterly inspection reports for the incised Trail Mountain Mine sediment pond did not reveal any concerns. The pond has adequate sediment storage capacity remaining. There have not been any compliance issues identified with the Trail Mountain Mine sediment pond that were not immediately corrected by the Permittee.

COMMITMENTS AND CONDITIONS

The Permittee is responsible for ensuring annual technical commitments in the MRP and conditions accepted with the permit are completed throughout the year. The Division has identified these commitments below and has provided space for you to report what you have done during the past year for each commitment. If the particular section is blank, no commitment has been identified and no response is required for this report. If additional written response is required, it should be filed under Appendix B to this report.

Admin R645-301-100
Soils R645-301-200

Biology R645-301-300

Landuse, Cultural Resources, Air Quality R645-301- 400

Engineering R645-301-500 The Mine was sealed in 2001; no mining has occurred since then. Areas 23 and 24 have reached maximum deformation and are considered dormant as far as subsidence.

Geology R645-301-600

Hydrology R645-301-700

Bonding & Insurance R645-301-800

Other Commitments

*Reminder: If equipment has been abandoned during 2008, an amendment must be submitted that includes a map showing its location, a description of what was abandoned, whether there were any hazardous or toxic materials and any revision to the PHC as necessary.

REPORTING OF OTHER TECHNICAL DATA

List other technical data and information as required under the approved plan, which must be periodically submitted to the Division. Specify whether the information is included as Appendix B to this report or currently on file with the Division.

Operator Comments:

The annual vegetation monitoring report is included in Appendix B.

Inspector:

Has the operator complied with this section? Yes No

Inspector Comments:

The information to address this vegetation monitoring commitment has been submitted. The Division’s review of the 2008 annual vegetation monitoring report (included in Appendix “B”) needs to be completed by a Division biologist.

The vegetation reports were reviewed by Ingrid Wieser. Comments on these reports are located in the Deer Creek Annual and Cottonwood/ Wilberg annual report forms.

LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

Change in administration or corporate structure can often bring about necessary changes to information found in the mining and reclamation plan. The Division is Requesting that each permittee review and update the legal, financial, compliance and related information in the plan as part of the annual report. Please provide the Department of Commerce, Annual Report of Officers, or other equivalent information as necessary to ensure that the information provided in the plan is current. Provide any other change as necessary regarding land ownership, lease acquisitions, legal results from appeals of violations, or other changes as necessary to update information required in the mining and reclamation plan. Include certified financial statements, audits or

Operator Comments:

Inspector:

Has the operator complied with this section? Yes No

Inspector Comments:

A Division biologist needs to review the Raptor Nest Location Map submitted with the Confidential File.

The Raptor survey was reviewed by Division Biologist Ingrid Wieser. The survey was conducted by DWR in May of 2008 and covered all four Energy West Mine locations. There were two active and eight tended golden Eagle nests identified. Neither of the active nests, Nest 1200 and nest 952 are included on the raptor map, but were analyzed by the Division with the data set provided by DWR. Nest 1200 is located over a relinquished portion of the cottonwood/Wilberg Mine which is no longer monitored for subsidence as of 2004. Nest 952 is located over a relinquished portion of the Des Bee Dove Mine in another area that is no longer monitored for subsidence. The active nests should not be affected by mining related disturbances.

The tended nests (65, 66, 951, 958, 965, 1205, 1210 and 1475) except for 1205 and 1210 are also not shown on the map provided in the 2008 annual report.

- Nests 65 and 66 are located over a half mile out side the Deer Creek Mine permit area. Nest 951 is located over a relinquished portion of the Des Bee Dove Mine that is no longer being monitored for subsidence.
- Nest 958 is located more than a mile from the Trail Mountain Mine permit area.
- Nest 965 is located near the Deer Creek Permit area but over a mile away from any subsidence zones.
- Tended nest 1205, shown on the raptor map is located in an actively monitored subsidence zone (#21). Subsidence area 21 was mined between 2003 and 2006. Most of the subsidence occurred directly after undermining and very little is still occurring. The area where the nest is located only subsided one or two feet. Only one nest has been located in this area and is still being tended so it can be concluded that this territory was not lost due to subsidence.
- Nest 1210 is located within the Deer Creek permit in an area that has not been undermined. This nest will have to be protected if it is located in a subsidence zone in the future.
- Nest 1475 is located within the Deer Creek permit area, outside of the subsidence zone.

No tended nests should be affected by mining activities.

OTHER INFORMATION

Please provide any comments of further information to be included as part of the Annual Report. Any other attachments are to be provided as Appendix E to this report. If information is submitted as a group rather than by individual mine, please identify each of the mine's data in the list below.

Additional attachment to this report? Yes No

Annual Raptor Survey Report (confidential folder submitted separately).

Subsidence Report (Reported for Cottonwood/Wilberg, Des Bee Dove, Deer Creek, and Trail Mountain mines)

Hydrology Report (Reported for Cottonwood/Wilberg, Des Bee Dove, Deer Creek, and Trail Mountain mines).

APPENDIX A

Certified Reports

Excess Spoil Piles
Refuse Piles
Impoundments

As required under R645-301-514

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APPENDIX B

Reporting of Technical Data

Including monitoring data, reports, maps, and other information
As required under the approved plan or as required by the Division

In accordance with the requirement of R645-310-130 and R645-301-140

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APPENDIX C

Legal Financial, Compliance and Related Information

Annual Report of Officers
As submitted to the Utah Department of Commerce

Other change in ownership and control information
As required under R645-301-110

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APPENDIX D

Mine Maps

As required under R645-302-525-270

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APPENDIX E

Other Information

In accordance with the requirements of R645-301 and R645-302

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