



State of Utah

Department of Natural Resources

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Executive Director

Division of Oil, Gas & Mining

JOHN R. BAZA
Division Director

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Governor

GARY R. HERBERT
Lieutenant Governor

October 26, 2006

Chuck Semborski, Environmental Supervisor
Energy West Mining Company
P.O. Box 310
Huntington, Utah 84528

Subject: Deficiencies for Phase III Bond Release for 2.52 Acres of Industrial Post Mining Land Use, PacifiCorp, Des-Bee-Dove Mine, C/015/0017, Task ID #2625

Dear Mr. Semborski:

The Division has determined that there are some deficiencies that must be addressed before a determination can be made that the requirements of the R645 Coal Mining Rules have been met for Phase III bond release. Those deficiencies are listed below.

Each deficiency identifies its author by that author's initials in parentheses, such that your staff can directly communicate with that individual should any questions arise relative to the preparation of PacifiCorp's response to that particular deficiency.

whw	Wayne Western	(801) 528-5263
pwb	Priscilla Burton	(435) 613-1146, Ext. 207

R645-301-521.163, The Permittee must include in the bond release package revised maps that show the area for which Phase III bond release is sought. The Permittee must also update all maps in the MRP that show the disturbed/bonded area in and around the pump house.
[whw]

R645-301-880.120, The Permittee must submit proof of publication of the bond public notice for bond release. [whw]

R645-301-880.130, The Permittee must include a notarized statement that certifies all applicable reclamation activities have been accomplished in accordance with the requirements of the Act, the regulatory program, and the approved reclamation plan. [whw]

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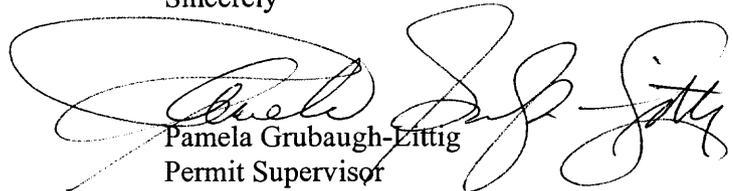
R645-301-880.310, • The Phase I bond release application indicates that 1.56 acres were reclaimed at the pumphouse, but currently, the Permittee indicates there are 1.62 acres associated with the pumphouse reclamation, please explain the discrepancy. [pwb]

Please respond to these deficiencies within 90 days (January 26, 2007) or the Division will return this application.

The Division cannot approve the Phase III bond release until the change in the postmining land use is approved (Task 2606). There may be deficiencies associated with that task that must be addressed before the Division can proceed with this bond release.

If you have any question please call me at (801) 538-5268 or Wayne Western, team lead, at (801) 538-5263.

Sincerely



Pamela Grubaugh-Littig
Permit Supervisor

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