

0010



IN REPLY REFER TO:

United States Department of the Interior

OFFICE OF SURFACE MINING
Reclamation and Enforcement
P.O. Box 46667
Denver, Colorado 80201-6667

February 7, 2007

John R. Baza, P.E., Director
Department of Natural Resources
Division of Oil, Gas, and Mining
1594 West North Temple
Suite 1210, PO Box 145801
Salt Lake City, UT 84114-5801

RECEIVED
FEB 09 2007
DIV OF OIL GAS AND MINING
Gregory K
C/015/007

**RE: PacifiCorp, Des-Bee-Dove Mine, Utah Permit No. C/015/017,
Phase I Bond Release**

Dear Mr. Baza,

This letter acknowledges the Office of Surface Mining (OSM), Western Region (WR), Denver Field Division's (DFD) receipt and review of the above Phase I Bond Release State Decision Document (decision) dated January 9, 2007. That decision includes the January 9, 2007, technical analysis prepared by the Division of Oil, Gas, and Mining (OGM). DFD agrees with the findings in the decision and hereby provides OSM concurrence for this bond release action in accordance with 30 CFR 740.15 (d) (3), and 30 CFR 944.30, Article IX, of the State-Federal Cooperative Agreement.

A thorough summary of the operational and reclamation history of the mine is accurately captured in the OGM decision. The required public, governmental agencies, and landowner notifications of the bond release application were provided by the permittee and are documented in the bond release application and subsequent correspondence. No public comments concerning this bond release application are discussed in the OGM findings documents.

The bond release inspection notifications provided by OGM are documented either in the decision, the inspection report for the bond release inspection conducted by OGM on September 28, 2006, or related correspondence. OSM, the Bureau of Land Management (BLM), the United States Forest Service (USFS), Emery County, affected surface landowners, and adjacent landowners were notified of the bond release inspection.



BLM and Emery County representatives participated with OGM and the permittee in the bond release inspection. OSM and the USFS did not participate in the inspection. OSM participated in a complete, oversight inspection of this site on August 15, 2001.

OSM has reviewed the OGM state decision document, bond release inspection report, and technical analysis noted above (Also reviewed in conjunction with the surface water runoff control plan were the December 10, 2003, Amendment to Update Appendix XIV, Phase 1 Reclamation Plan; November 12, 2004, Technical Analysis of the Updated Appendix XIV; November 15, 2004, OGM approval of the Updated Appendix XIV; Phase 1 Reclamation Plan/Appendix B/ Soil Loss Predictions; and the October 2005 Phase 3 Reclamation Plan-700 Hydrology). Phase I bond release is requested for 29.5 acres consisting of the former mine facilities and main mine portal areas (Little Dove & Beehive Mines, the bathhouse and tippie areas, and the pump house area near the turnaround). This Phase I bond release request does not include the reclamation area of approximately 9 acres at the former sediment pond location that was reclaimed in 2005, and two remote break out portals that were reclaimed in 2000.

The OGM technical analysis including analysis of the completed backfilling and grading plan, hydrologic balance protection, and surface water runoff control has determined that the site is stable with respect to erosion and is not contributing any suspended solids above background levels to surface water runoff outside the permit area. OSM finds that Phase I bond release criteria have been met or exceeded by the permittee on the 29.5 acres proposed for release.

BLM and the USFS concurred with the OGM proposed decision in letters dated July 14, 2006 and July 18, 2006 (copies enclosed). No other federal, state, or local government agencies are required to provide a concurrence for this bond release action; and no written comments on this bond release action from the public, governmental agencies, affected surface landowners, or adjacent landowners are discussed by OGM in their findings or technical analysis.

OGM's decision demonstrates the applicant's compliance with the Utah approved regulatory program at Rule R645-301-800, Bonding and Insurance. Phase I bond release criteria found in the above regulatory provision(s) have been met or exceeded by the permittee.

As noted above, this Phase I bond release applies to 29.5 acres of reclaimed disturbance and the bond amount proposed for release is \$667,994.00 which is 60% of the \$1,113,324.00 bond applicable to the acreage proposed for release.

In their technical analysis OGM has determined that the remaining bond amount of \$1,169,718.00 is sufficient to ensure environmental monitoring and reclamation success through Phase III for all affected and reclaimed acreage at the site (technical analysis page 16).

OSM concurs with the technical findings and the bond monies proposed for release in the OGM Phase I bond release decision as documented above.

Thank you and your staff for coordinating this federal lands bond release through the DFD. Please direct any questions concerning this action to Henry Austin, Senior Reclamation Specialist, at haustin@osmre.gov or to (303) 844-1440 x1446.

Sincerely,

A handwritten signature in black ink that reads "James F. Fulton". The signature is written in a cursive style with a large initial "J".

James. F. Fulton, Chief
Denver Field Division

Enclosures

Cc: PacifiCorp
BLM, Salt Lake City, UT
USFS, Price, UT

0033



United States
Department of
Agriculture

Forest
Service

Manti-La Sal
National Forest

Supervisor's Office
599 West Price River Drive
Price, UT 84501
Phone # (435) 637-2817
Fax # (435) 637-4940

File Code: 2820-4
Date: July 18, 2006

Handwritten signature
7/18/2006

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

RECEIVED
JUL 20 2006

task 2513

DIV. OF OIL, GAS & MINING

Dear Ms. Grubaugh-Littig:

My staff has reviewed PacifiCorp's Phase 1 Bond Release Application for the Des-Bee-Dove Mine, and they visited the site on June 29. Nothing was found that would preclude bond release. Therefore, I concur with the Phase 1 Bond Release.

Please contact Dale Harber at (435) 636-3548 if you have any questions.

Sincerely,

Handwritten signature: Eileen F. Richmond

EILEEN F. RICHMOND
Acting Forest Supervisor



0031



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Price Field Office
125 South 600 West
Price, UT 84501
<http://www.blm.gov/utah/price/>



OK

3484
U-02664
(UT-070)

RECEIVED

JUL 17 2006

DIV. OF OIL, GAS & MINING

JUL 14 2006

Steph
0150017

task 0513

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

Subject: Phase I Bond Release for Desert, Beehive and Little Dove Mines (Des-Bee-Dove), Pacific Corp

Dear Mrs. Grubaugh-Littig:

The Bureau of Land Management (BLM) has been asked to respond if our agency has any objections or concerns with regards to a Phase I bond release (reclamation bond) for the subject mines.

We have participated in the June 29, 2006 onsite inspections and have reviewed our files in regards to our response. Reclamation in this area occurred on federal, state and private lands. All portal seals, which access Federal coal to the north, were noted to be intact and properly sealed and backfilled. The reclaimed surface disturbance for portals, belts, conveyors and part of the access road are on private land and outside of our jurisdiction. Other reclamation activity occurred on Forest Service lands and State Lands and also outside of our jurisdiction. We therefore have no objections to the Phase I bond release.

If you have and questions or comments, please contact Angela Wadman of my staff at 435-636-3661.

Sincerely,

Gary Reimer
Gary Reimer
Field Manager

cc: UT-923, SD, Utah