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State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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Michael O. Leavitt  
Governor  
Lowell P. Braxton  
Division Director

September 9, 1998

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

Re: Incidental Boundary Change on Federal Coal Lease U-06039, PacifiCorp, Deer Creek Mine, ACT/015/018-98A, File #3, Emery County, Utah

Dear Mr. Semborski:

The Division has reviewed your application for a 40 acre Incidental Boundary Change (IBC) at the Deer Creek Mine. Your application has some deficiencies in it that will need to be corrected before we can approve it. Two technical memos have been enclosed which discuss the issues that will need to be resolved.

We have also received a letter dated September 3, 1998, indicating your intent to amend the IBC application to increase the acreage to 50 acres. The letter claimed to provide an addendum to the IBC Application submitted back on May 28th, however, the information submitted does not provide the detail necessary to amend the currently approved Deer Creek plan.

In order to amend the application it is necessary to provide text that describes the mining operations and new maps that clearly show the area that is proposed for expansion. In this case the addendum to the application does not seem to get the job done. We are therefore returning the September 3rd submittal for your further attention. Since it is unclear at this point what your application is (40 vs 50 acres) we are suspending our review of this application until we have accurate information which includes the right-of-entry and all appropriate text and maps which describe your proposed operation. You may want to resubmit the entire IBC application which reflects your intent to mine 50 acres and which addresses the deficiencies outlined in the technical memos. In order for us to keep this in our review loop we will expect a response by no later than October 9, 1998.

If you have any questions, please don't hesitate to call.

Sincerely,

A handwritten signature in black ink that reads "Daron R. Haddock".

Daron R. Haddock  
Permit Supervisor

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Enclosures: 2 Technical Memos  
cc: Price Field Office  
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