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DIVISION OF
OIL, GAS AND MINING

January 19, 2001

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

Attn: Pam Grubaugh-Littig

Re: **Amendment to Deer Creek Mining and Reclamation Plan in Response to Deficiencies Received on November 15, 2000; PacifiCorp, Deer Creek Mine, C015/018-RN00, Emery County, Utah.**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, hereby submits an amendment to the Deer Creek Mine mining and reclamation plan (MRP). This amendment is in response to the Completeness Determination letter dated November 15, 2000. Please note that the 30 day public notice publication process has been completed as of December 12, 2000. The original permit renewal application for the Deer Creek Mine was submitted on Oct 30, 2000. The current permit term expires February, 5, 2001.

The attached document attempts to answer the deficiencies in the order they were received. The Division's findings will be listed by regulation and explanation. PacifiCorp will follow by a response in *italics*.

Also attached with this document are the amended portions of the MRP that were found to be deficient during the permit renewal review. The Division will find that Part 1 of the MRP has been updated to disclose best information currently available for the Scottish Power corporate structure and the officer and director lists. The corporate structure is missing partnerships between PacifiCorp and Scottish Power (i.e. Scottish Power NA1 and NA2, Scottish Power NA Partnership, New Scottish Power, etc.). Officer and director list accompanying these partnerships are also missing. When this information is gathered, an amendment will be submitted to the Division updating the ownership and control status.

Part 1 has been completely reformatted so interested parties can easily follow and understand the information disclosed. However, no redline/strikeout methods were used since the entire section has changed. The Officer and Director list, NOV information, and Certificate of Liability/Proof of Publication information has been placed in appendices to simplify future amendments.

Huntington Office:
(801) 687-9821
Fax # (801) 687-2695

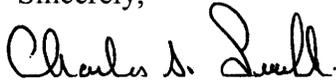
Deer Creek Mine:
(801) 381-2317
Fax # (801) 381-2285

Cottonwood Mine:
(801) 748-2319
Fax # (801) 748-2380

Deficiency Response for
C015/018-RN00, Deer Creek Mine
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Four (4) redline/strikeout copies of this document are included with this submittal as well as the required C1/C2 forms for their placement into the reclamation plan. If you have any questions or concerns regarding this document, please contact myself at (435) 687-4720 or Dennis Oakley at (435) 687-4825.

Sincerely,



Charles A. Semborski
Permitting/Geology Supervisor

Enclosure: Deficiency Response
 Redline/Strikeout copies of the Deer Creek MRP Table of Contents
 Part 1, Deer Creek MRP reformatted and updated w/appendices
 C1/C2 Forms

The following responses to deficiencies are formatted as found in the technical analysis document. They are broken down into logical section headings similar to the R645 regulations. In each section, the regulation number along with the associated deficiency is followed by the permittee's italicized response.

General Contents

Identification of Interests

R645-301-112.320, Part 1, Legal, Financial, Compliance must be updated with corporate ownership and structure information to include New Scottish Power, Scottish Power, Scottish Power NA1 and Scottish Power NA2 and the NA General Partnership.

It was Energy West's original belief, following the November, 1999 merger between Scottish Power and PacifiCorp, that the ownership and control structure of Scottish Power partnerships would need to be listed. This structure was submitted (Corporate Officer Lists of Scottish Power and PacifiCorp) with the October 30, 2000 permit renewal application. However, Scottish Power was not identified anywhere in the approved MRP, which, resulted in a conflict of the control information.

In a phone conversation between Mr. Dennis Oakley (EWMC) and Ms. Pam Grubaugh-Littig (DOGM) on 1/19/01, Mr. Oakley explained that the Scottish Power corporate structure has been constantly changing since the merger in 1999. And legal counsel in both Salt Lake City and Portland has been working diligently to diagram the complete structure from the mine operation to the top tiers of Scottish Power. To date, a complete structure has not been diagramed. The current available information does not show how PacifiCorp is tied to the NA General Partnership, Scottish Power NA1 and NA2, Scottish Power, and New Scottish Power. The information does, however, explain that PacifiCorp is an indirect subsidiary of Scottish Power as of November, 1999. It also illustrates that Scottish Power executives are positioned on the PacifiCorp Board of Directors and are corporate officers.

Ms. Grubaugh-Littig conveyed the Division's need to have something on record that shows Scottish Power as owner. Mr. Oakley said Energy West could submit what was currently available and could then amend the Legal and Financial section as the information became available. Ms. Grubaugh-Littig agreed.

The submittal includes the following:

- 1. Redline/Strikeout version of the Table of Contents.*
- 2. Part 1, Legal and Financial Section, completely reformatted to follow the R645-301 Utah Coal Regulations which includes moving the Officer and Director List, NOV Information, Certificates of Liability Insurance, and Permit Boundary Description into appendices at the end of the section.*
- 3. Proper C1/C2 forms.*

R645-301-112.400 et seq., Part 1, Legal, Financial, Compliance must be updated with corporate ownership and structure information to include any coal mining and reclamation operation owned or controlled by either the applicant or by any person who owns or controls the applicant.

This deficiency is thoroughly explained above.

Permit Application Format and Contents

R465-301-123, the notarized signature of a responsible official of the applicant, stating that the information contained in the application is true and correct to the best of the official's information and belief.

As explained above, the information submitted has missing information and the permit will have to be amended at a later date. However, the information is correct as stated.

APPLICATION FOR PERMIT PROCESSING

<input checked="" type="checkbox"/> Permit Change	<input type="checkbox"/> New Permit	<input type="checkbox"/> Renewal	<input type="checkbox"/> Transfer	<input type="checkbox"/> Exploration	<input type="checkbox"/> Bond Release	Permit Number: C/015/018
Title of Proposal: Amendment to Deer Creek Mining and Reclamation Plan in Response to Deficiencies Received on November 15, 2000; PacifiCorp, Deer Creek Mine, C015/018-RN00, Emery County, Utah.						Mine: DEER CREEK
						Permittee: PACIFICORP

Description, include reason for application and timing required to implement: Permit renewal required an updated listing of the officers and directors of both PacifiCorp and Scottish Power. Part 1 of the Deer Creek permit has been updated and reformatted to include the changes currently available.

Instructions: If you answer yes to any of the first 8 questions (gray), submit the application to the Salt Lake Office. Otherwise, you may submit it to your reclamation specialist.

<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	1. Change in the size of the Permit Area? _____ acres Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	2. Is the application submitted as a result of a Division Order? DO # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	3. Does application include operations outside a previously identified Cumulative Hydrologic Impact Area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	4. Does application include operations in hydrologic basins other than as currently approved?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	5. Does application result from cancellation, reduction or increase of insurance or reclamation bond?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	6. Does the application require or include public notice/publication?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	7. Does the application require or include ownership, control, right-of-entry, or compliance information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	9. Is the application submitted as a result of a Violation? NOV # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	10. Is the application submitted as a result of other laws or regulations or policies? Explain: _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	11. Does the application affect the surface landowner or change the post mining land use?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2?)
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	13. Does the application require or include collection and reporting of any baseline information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	15. Does application require or include soil removal, storage or placement?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	16. Does the application require or include vegetation monitoring, removal or revegetation activities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	17. Does the application require or include construction, modification, or removal of surface facilities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	18. Does the application require or include water monitoring, sediment or drainage control measures?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	19. Does the application require or include certified designs, maps, or calculations?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	20. Does the application require or include subsidence control or monitoring?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	21. Have reclamation costs for bonding been provided for?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	22. Does application involve a perennial stream, a stream buffer zone or discharges to a stream?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	23. Does the application affect permits issued by other agencies or permits issued to other entities?

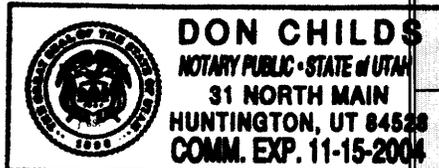
Attach 4 complete copies of the application.

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein. (R04-301-13)

Charles A. Semborski Charles A. Semborski - Geology/Permitting Supervisor 1/23/2001
Signed - Name - Position - Date

Subscribed and sworn to before me this 23 day of JANUARY, 2001

My Commission Expires: _____
Attest: STATE OF _____
COUNTY OF EMERY UTAH



Received by Oil, Gas & Mining

ASSIGNED TRACKING NUMBER

