

0142



**COPY**

December 17, 2004

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

*Incoming*  
*12/17/2004*  
*AK*

**Subject: Response to Deficiencies in the Deer Creek Mine, Volume 11 Replacement, PacifiCorp, Deer Creek Mine, C015/018, Task ID 2032, Emery County, Utah**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, hereby submits responses to the deficiencies of the Deer Creek Mine, Volume 11 North Rilda Canyon Portal Facilities amendment (refer to attached chronology related North Rilda amendment process). PacifiCorp appreciates the cooperation of the Division's technical staff to correct the identified deficiencies.

Energy West received the Technical Analysis document on October 19, 2004. This document found the amendment application contained deficiencies to the Utah R645 Coal Regulations. Attached with this document are the permittee's responses to the deficiencies accompanied with amended volumes to the permit. Six (6) copies are attached as required along with the required C1/C2 forms for the correct placement of the amended text into the MRP.

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*  
 Charles A. Semborski  
 Manger Permitting/Geology

**File in:**  
 Confidential  
 Shelf  
 Expandable *Indices 1, 2, 3*  
 Refer to Record No. *0142*, Date *12/17/2004*  
 In C *0150018 2004 Incoming*  
 For additional information

Enclosure: Response to Technical Analysis Deficiencies  
 C1/C2 Forms

Cc: Doug Johnson (EWMC, w/o encl.)  
 File

**RECEIVED**

**DEC 21 2004**

**DIV. OF OIL, GAS & MINING**

Huntington Office:  
 (435) 687-9821  
 Fax (435) 687-2695  
 Purchasing Fax (435) 687-9092

Deer Creek Mine:  
 (435) 687-2317  
 Fax (435) 687-2285

Trail Mountain Mine:  
 (435) 748-2140  
 Fax (435) 748-5125

APPLICATION FOR COAL PERMIT PROCESS

**COPY**

Permit Change  New Permit  Renewal  Exploration  Bond Release  Transfer

Permittee: PacifiCorp

Mine: Deer Creek Mine

Permit Number: C/015/018

Title: Replacement of the Volume 11, PacifiCorp, Deer Creek Mine, C015/018

Description, Include reason for application and timing required to implement:

Permit change to include new surface facilities in Rilda Canyon, replace Volume 11 binders.

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- Yes  No 1. Change in the size of the Permit Area? Acres: \_\_\_\_\_ Disturbed Area: 13.1  increase  decrease.
- Yes  No 2. Is the application submitted as a result of a Division Order? DO# \_\_\_\_\_
- Yes  No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- Yes  No 4. Does the application include operations in hydrologic basins other than as currently approved?
- Yes  No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- Yes  No 6. Does the application require or include public notice publication?
- Yes  No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- Yes  No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- Yes  No 9. Is the application submitted as a result of a Violation? NOV # \_\_\_\_\_
- Yes  No 10. Is the application submitted as a result of other laws or regulations or policies?  
*Explain:* \_\_\_\_\_
- Yes  No 11. Does the application affect the surface landowner or change the post mining land use?
- Yes  No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- Yes  No 13. Does the application require or include collection and reporting of any baseline information?
- Yes  No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- Yes  No 15. Does the application require or include soil removal, storage or placement?
- Yes  No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- Yes  No 17. Does the application require or include construction, modification, or removal of surface facilities?
- Yes  No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- Yes  No 19. Does the application require or include certified designs, maps or calculation?
- Yes  No 20. Does the application require or include subsidence control or monitoring?
- Yes  No 21. Have reclamation costs for bonding been provided?
- Yes  No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- Yes  No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

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.

Charles A. Semborski  
Print Name

Charles A. Semborski Geology/Permitting Supervisor 12/17/04  
Sign Name, Position, Date

Subscribed and sworn to before me this 17<sup>th</sup> day of December, 2004

Lori Ann Anderson  
Notary Public



My commission Expires: \_\_\_\_\_  
Attest: State of Utah } ss:  
County of Emery

<p>For Office Use Only:</p>	<p>Assigned Tracking Number:</p>	<p>Received by Oil, Gas &amp; Mining <b>RECEIVED</b> <b>DEC 21 2004</b> DIV. OF OIL, GAS &amp; MINING</p>
-----------------------------	----------------------------------	---

