

0090

O/K



PO Box 310  
Huntington, Utah 84528

Task 2601

August 10, 2006

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

*hearing*  
 C/015/0009  
 C/015/0017  
 ✓ C/015/0018  
 C/015/0019

**Re: Amendment to the Legal and Financial Volume to Include Updated Information, PacifiCorp, Cottonwood/Wilberg Mine, C/015/019, Deer Creek Mine, C/015/018, and Des Bee Dove Mine C/015/017, and Trail Mountain Mine C/015/009, Emery County, Utah**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, hereby submits updated information for the supplemental volume entitled "Supplemental Volume, Legal and Financial Information". This information is being updated in response to; 1) Phase III Lease Relinquishment acceptance by BLM in March 2006 to relinquish 2,490 acres, and 2) acquisition of PacifiCorp by MidAmerican Energy Holding Company (MEHC) in March 2006.

These two actions create the need to update the entire text section and appendices (except Appendix B). Included herein, are seven complete redline/strikeout\* copies of the following for Division review:

**Legal and Financial Volume**

- Text Section, entire section
- \*Appendix A, Officer and Director lists
- \*Appendix C, Underground Right of Entry Information  
(Cottonwood and Deer Creek Mines only)
- Appendix D, Notice of Violation Information
- \*Appendix E, Certificates of Liability
- \*Appendix F, Proof of Publication  
(Deer Creek Mine only)
- \*Appendix G, Permit Boundary Description  
(Cottonwood and Deer Creek Mines only)

\*Indicates that the entire section changed - no redline/strike text.

**RECEIVED**  
**AUG 11 2006**  
 DIV. OF OIL, GAS & MINING

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

Refer to Expandable 08102006  
 file in C0150018. 2006. INCOMING  
 for additional information

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

One hard copy and a CD is being submitted of the following:

Cottonwood Mining and Reclamation Plan - Volume 3  
Plate 1-1, Coal Lease and Ownership Map  
Plate 1-2, Surface Ownership Map

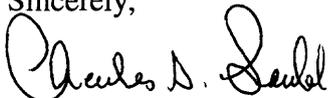
Deer Creek Mining and Reclamation Plan - Volume 4

Plate 1-1, Coal Lease and Ownership Map  
Plate 1-2, Surface Ownership Map

Please note that Appendix C of the Legal and Financial Volume, the maps from the Deer Creek Mining and Reclamation Plan (Volume 4), and the maps from the Cottonwood Mining and Reclamation Plan (Volume 3) have been submitted under another amendment. This amendment was submitted on August 9, 2006 under the Division Task ID # 2477. Also included are the required C1/C2 forms.

If there are any questions or concerns regarding the submitted information, please feel free to contact myself at (435) 687-4720 or Dennis Oakley at (435) 687-4825.

Sincerely,



Chuck Semborski  
Geology/Permitting Supervisor

cc Doug Johnson (EWMC)  
Scott Child (IMC)  
File

Attachment: C1/C2 Forms  
Legal and Financial Volume  
Text Section, entire section  
Appendix A, Officer and Director lists  
Appendix C, Underground Right of Entry Information  
Appendix D, Notice of Violation Information  
Appendix E, Certificates of Liability  
Appendix F, Proof of Publication  
Appendix G, Permit Boundary Description  
Cottonwood Permit, Volume 3, Plate 1-1, Coal Ownership, Plate 1-2, Surface Ownership  
Deer Creek Permit, Volume 4, Plate 1-1, Coal Ownership, Plate 1-2, Surface Ownership

# APPLICATION FOR COAL PERMIT PROCESSING

Permit Change  New Permit  Renewal  Exploration  Bond Release  Transfer

**Permittee:** PacifiCorp

**Mine:** Cottonwood Mine, Deer Creek Mine, Des-Bee-Dove Mine, and Trail Mountain Mine      **Permit Number:** C/015/0019, C/015/0018, C/015/0017, C/015/0009

**Title:** Amendment to the Legal and Financial Volume to Include Updated Information, PacifiCorp, Cottonwood/Wilberg Mine, C/015/019, Deer Creek Mine, C/015/018, and Des Bee Dove Mine C/015/017, and Trail Mountain Mine C/015/009, Emery County, Utah

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

To submit current ownership and control information.

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

- DC 2051.49 CTW 600.68      DC 13.71 inc. CTW 0.58 dec.
- Yes  No    1. Change in the size of the Permit Area? Acres: \_\_\_\_\_ Disturbed Area: \_\_\_\_\_  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

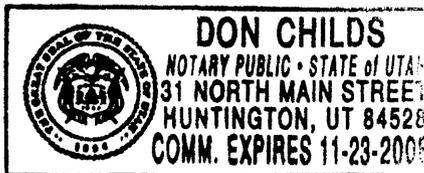
Charles A. Semborski      Geology/Permitting Supervisor 3-10-06  
Sign Name, Position, Date

Subscribed and sworn to before me this 10th day of August, 2006

\_\_\_\_\_  
Notary Public

My commission Expires: 11/23, 2008

Attest: State of UTAH } ss:  
County of EMERY



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AUG 11 2006

<b>For Office Use Only:</b>	<b>Assigned Tracking Number:</b>	<b>Received by Oil, Gas &amp; Mining</b>
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Form DOGM- C1 (Revised March 12, 2002)



**Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.**

**Received by Oil, Gas & Mining**

Note: Plates 1-1 and 1-2 of the Cottonwood and Deer Creek Mines, as well as, Appendix C of the Legal and Financial Volume is being reviewed under a separate amendment referred to as "Response to Deficiencies Pertaining to Phases I, II, and III Lease Relinquishment, PacifiCorp, Deer Creek Mine, C/015/018, Emery County, Utah, Task #2477".