

**State of Utah****Department of  
Natural Resources**

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*Executive Director*

**Division of  
Oil, Gas & Mining**

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*Lieutenant Governor*

January 10, 2007

Doug Johnson, Environmental Supervisor  
Energy West Mining Company  
P.O. Box 310  
Huntington, Utah

Subject: Deficiencies for Phase I Bond Release for Reclaimed Areas, Task ID #2674, PacifiCorp, Deer Creek Mine, C/015/0018

Dear Mr. Semborski:

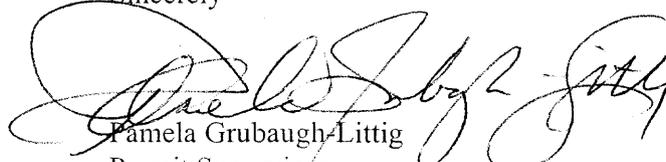
The Division has reviewed your application for Phase I bond release on 0.6 acres of the Deer Creek Mine. The Division has determined that there are some deficiencies that must be addressed before Phase I bond release can be granted as stipulated by the requirements of the R645 Coal Mining Rules. Those deficiencies are listed as an attachment to this letter.

Each deficiency identifies its author by that author's initials in parentheses, such that your staff can directly communicate with that individual should any questions arise relative to Phase I bond release on 0.6 acres at the Deer Creek Mine.

Please note that there are no deficiencies relative to bond determination or soils.

Please respond to these deficiencies as soon as possible, but by no later than February 28, 2007, such that we may efficiently process your application.

Sincerely



Pamela Grubaugh-Littig  
Permit Supervisor

an  
Attachment  
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**Deficiency List**  
**Task ID #2674**  
**Phase I Bond Release for Reclaimed Areas**

The members of the review team include the following individuals:

Wayne Western [whw]

**R645-301-512.130**, The Permittee must have the maps properly certified, which requires that each stamp and signature be original. In addition the signature and date must be across the stamp. [whw]

**R645-301-121.200**, The Permittee must clearly indicate whether the maps in the bond application package are designs or as-builts. [whw]

**R645-301-880.120**, The Permittee must include the in the public notice the date when the Division last issued the mining and reclamation permit. [whw]

**R645-301-880.130**, The Permittee must include a signed and notarized statement as required by R645-301-880.130. The information in the bond release application is correct but not notarized. [whw]

**R645-301-121.200**, The Permittee must remove or clarify the statement about release of liability associated with Phase I bond release. Phase I bond release does not reduce liability. The statement about reducing liability could mislead someone not familiar with the coal rules. [whw]