



Interwest Mining Company
Huntington Office
P. O. Box 310
15 North Main Street
Huntington, UT 84528

May 23, 2018

Submitted by hard copy and electronically

Dana Dean – Associate Director, Mining
Utah Division of Oil, Gas, and Mining
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

Subj: Request to Amend Deer Creek and Cottonwood Mine Permits to Remove Yearly Raptor Survey Requirement, PacifiCorp/Interwest, Deer Creek Mine, C/015/0018, Emery County, Utah.

Dear Ms. Dean,

PacifiCorp, by and through its wholly-owned subsidiary, Interwest Mining Company, as manager of its mining assets, hereby requests modification of the Deer Creek and Cottonwood Mine permits to remove the yearly commitment for a raptor survey, beginning this year.

Volume 11, Page 18, Section 645-301-330, Protection and Enhancement, #9, Annual Raptor Survey, is the permit item being removed.

PacifiCorp's Permit Areas Status:

Cottonwood Mine – Final reclamation earthwork complete.

Deer Creek Mine, Deer Creek Canyon –Portals sealed, power deactivated, actively engaged in reclamation.

Deer Creek Mine, Rilda Canyon – Portals sealed, power deactivated, actively engaged in reclamation.

Request:

Interwest requests that the Division modify the permit for the following reasons.

1. PacifiCorp / Interwest Mining will no longer conduct any mining, construction, or remote exploratory drilling activities that could affect raptors.
2. There are no known raptor nests within ½ mile of any active operations to be done by PacifiCorp / Interwest Mining.

Please feel free to contact me if you have any questions or need any further information regarding this request. My direct number is (435) 687-4712. This document has been transmitted to you both electronically and by hard copy.

Sincerely,



Kenneth Fleck

Geology and Environmental Affairs Manager

Attachments

Cc Karl Houskeeper (UDOGM)
Daron Haddock (UDOM)
Scott Child (IMC)
File

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: PacifiCorp

Mine: Deer Creek Mine

Permit Number: C/015/0018

Title: Amendment to Remove Yearly Raptor Survey Commitment from Deer Creek Mine Permit, Volume 11

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

Due to complete final mine closure, PacifiCorp will no longer be conducting mining or construction activities that could disturb raptors, no known raptor nests within 1/2 mile of PacifiCorp's mining facilities.

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: to be decided later 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.

Kenneth Fleck
Print Name

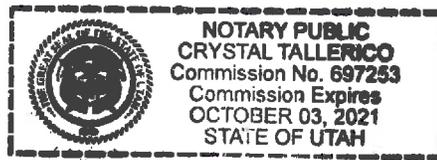
Kenneth S. Fleck
Sign Name, Position, Date

Manager of Environmental Affairs MAY 23, 2018

Subscribed and sworn to before me this 23 day of May, 2018

[Signature]
Notary Public

My commission Expires: OCT. 03, 2021
Attest: State of Utah) ss:
County of Emery



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5. Buffer Zones markers placed along the south disturbed border to make construction workers aware of the location of the stream.
6. Reduced speed limit on the mine access road (Emery County Road #306).
7. Compliance with a Spill, Prevention, Control and Countermeasures (SPCC) Plan for the mine facility. The SPCC Plan is required under 40 CFR 112. It's primary use is prevention, reporting and clean-up of spills.
8. Compliance with and Air Quality Approval Order for the mine facility.
- ~~9. Annual raptor survey~~
- ~~10~~9. To limit the impact on wildlife, the facility disturbance is located below the stream crossing at the forks of Rilda Canyon. Wildlife can continue to use the area for access from one fork to the other.
- ~~11~~10. Material haulage to the existing Rilda Canyon fan in the Left Fork has been discontinued after the Rilda Canyon facilities became functional. Materials are hauled underground via the facility's portal.
- ~~12~~11. Raptor safe power poles have been installed in the facilities following PacifiCorp's "Guidelines For Managing Birds on Powerlines", refer to Volume 11 Appendix Volume - Biology: Appendix H.
- ~~13~~12. Startup construction (commenced April 15, 2006) and startup of reclamation activities will not take place between December 1st and April 15th, an exclusionary time for wintering and calving periods. All access prior to April 15, 2006 to the Rilda Canyon Facilities was approved by the Division on a case-by-case basis.

In addition to the protection and enhancement methods, devices and procedures listed above, PacifiCorp in cooperation with the regulatory agencies has developed a series of mitigation commitments to enhance and mitigate potential impacts associated with the Rilda Canyon development related to big game species, raptors, riparian habitat (aquatic species, bats and migratory birds) and noxious weed control. The list details the mitigation commitments: