



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Kathleen Clarke
Executive Director

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Division Director

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April 13, 1999

Chuck Semborski, Environmental Supervisor
PacifiCorp
P. O. Box 310
Huntington, Utah 84528

Re: Five-Year Permit Renewal - Completeness Determination, PacifiCorp, Cottonwood/
Wilberg Mine, ACT/015/019-99PR, Folder #3, Emery County, Utah

Dear Mr. Semborski:

The Division has determined that the permit renewal application for the Cottonwood/Wilberg Mine is "complete and accurate," with the submittal of updated legal and financial and violation information, and the current bond and evidence of liability insurance.

Publication of the public notice for permit renewal may proceed as required by R645-300-121. The publication should now proceed for four consecutive weeks. At the end of the 30-day comment period, findings for the renewal will be made and the permit renewed unless a factual basis for denial of the renewal is presented to and upheld by the Division.

Please note, however, that there are two items that must be addressed. First, the bonded area in the Reclamation Agreement (Exhibit A) must be revised to include all of the permit area. I have enclosed the necessary paperwork to be completed prior to the permit renewal.

Second, electronic submittal of hydrologic information is urgently requested. Please notify the Division by May 3, 1999 about the status of electronic data transfer for this mine.

If you have any questions, please call me.

Sincerely,

Pamela Grubaugh-Littig
Permit Supervisor

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cc: Price Field Office

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SURFACE DISTURBANCE
--ooOOoo--

In accordance with the RECLAMATION AGREEMENT, the PERMITTEE intends to conduct coal mining and reclamation activities on or within the SURFACE DISTURBANCE as described hereunder:

Total acres of SURFACE DISTURBANCE: 101.74*

Legal Description of SURFACE DISTURBANCE:

* Surface disturbances associated with the Cottonwood/Wilberg Mine are at five (5) separate locations. Each location is identified and described on Attachment "A" hereto.

This SURFACE DISTURBANCE is covered by the reclamation surety provided in Exhibit B.

IN WITNESS WHEREOF the SURETY has hereunto set its signature and seal this
15TH day of JUNE, 1994.

ST. PAUL FIRE AND MARINE INSURANCE COMPANY

SURETY

By: Muriel M. van Veen

Muriel M. van Veen

Title: Attorney-in-Fact

**AFFIDAVIT OF QUALIFICATION
SURETY COMPANY**

--ooOOoo--

I, _____, being first duly sworn under oath, deposes and say that he/she is the (officer or agent) _____ of _____; and that he/she is duly authorized to execute and deliver the foregoing obligations; and that said **SURETY COMPANY** is authorized to execute the same and has complied in all respects with the laws of Utah in reference to commitments, undertakings and obligations herein.

NAME- POSITION

Subscribed and sworn to before me this _____ day of _____, 19____.

NOTARY PUBLIC

My Commission Expires:

_____, 19____.

Attest:

STATE OF UTAH _____)
COUNTY OF _____)

ss:

PERMIT AREA

--ooOOoo--

In accordance with the **RECLAMATION AGREEMENT**, the **PERMITTEE** intends to conduct coal mining and reclamation activities on or within the **PERMIT AREA** as described hereunder: (The bonded area equals the permit area.)

Total acres of **PERMIT AREA**: _____

Legal Description of **PERMIT AREA**:

This is the **PERMIT AREA** that is covered by the reclamation surety provided in Exhibit "B".

IN WITNESS WHEREOF the **SURETY** has hereunto set it's signature and seal this _____ day of _____, 19____.

SURETY

By: _____

Title: _____

**COAL
STIPULATION TO REVISE RECLAMATION AGREEMENT
--ooOoo--**

This **STIPULATION TO REVISE RECLAMATION AGREEMENT** entered into by and between the **PERMITTEE** and **DIVISION** incorporates the following revisions or changes to the **RECLAMATION AGREEMENT**: (Identify and Describe Revisions Below)

In accordance with this **STIPULATION TO REVISE RECLAMATION AGREEMENT**, the following Exhibits have been replaced by the **PERMITTEE** and are approved by the **DIVISION**:

- ___ Replace the **RECLAMATION AGREEMENT** in it's entirety.
- ___ Replace Exhibit "A"- **SURFACE DISTURBANCE**
- ___ Replace Exhibit "B"- **BONDING AGREEMENT**
- ___ Replace Exhibit "C"- **LIABILITY INSURANCE**

The **BONDING** amount is revised from \$_____ to \$_____.

The **SURFACE DISTURBANCE** is revised from _____ acres to _____ acres.

The **EXPIRATION DATE** is revised from _____ to _____.

The **LIABILITY INSURANCE** carrier is changed from _____ to _____.

The **AMOUNT** of **INSURANCE** coverage for bodily injury and property damage is changed from \$_____ to \$_____.

IN WITNESS WHEREOF the **PERMITTEE** has hereunto set it's signature and seal
this _____ day of _____, 19_____.

PERMITTEE

By: _____
Title: _____

Exhibit "D"- **STIPULATION TO REVISE
RECLAMATION AGREEMENT**

Permit Number: _____
Effective Date: _____

ACCEPTED BY THE STATE OF UTAH:

**Lowell P. Braxton, Director
Division of Oil, Gas & Mining**

NOTE: An **Affidavit of Qualification** must be completed and attached to this form for each authorized agent or officer. Where one signs by virtue of Power of Attorney for a company, such Power of Attorney must be filed with this Agreement. If the **PERMITTEE** is a corporation, the Agreement shall be executed by it's duly authorized officer.