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PO Box 310
Huntington, Utah 84528

January 20, 2003

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

*Incoming
C/O 1/15/03
Cory Jim*

**Re: Responses to Deficiencies to the Phase I Bond Release for the Cottonwood Fan Portal Area (letter)
PacifiCorp, Cottonwood/Wilberg Mine, C/015/019-BR00D-4, 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 Cottonwood Fan Portal Phase I Bond Release Application. The original application was submitted June 30, 2000. PacifiCorp received the deficiencies in the document dated September 27, 2000 and submitted responses dated December 8, 2000. PacifiCorp again received deficiencies on March 7, 2001 and requested a 60 day extension on June 13, 2001. The Division granted the extension and required the application to be submitted by August 13, 2001. On August 3, 2001, PacifiCorp submitted Round 2 deficiency responses. On October 12, 2001, PacifiCorp received the technical review for the second round of deficiencies. In the document dated January 9, 2002, PacifiCorp responded to those round three deficiencies. An approval to update the MRP was given on January 23, 2002.

Following the approval of the Phase I Bond Release Application an on-site inspection was conducted on April 2, 2002. As a result of that inspection deficiencies (document dated May 30, 2002) were required to be addressed by the permittee. Energy West responded to those deficiencies on August 27, 2002. On October, 23, 2002, the Division sent deficiencies to the August response.

The attached document attempts to answer the deficiencies received from the document dated October 23, 2002. The Division's findings will be first listed by regulation and explanation. PacifiCorp will follow by a response in italics. Included is four (4) redline/strike copies of R645-301-300 Biology along with the required C1/C2 forms for incorporation into the Cottonwood Mine MRP, Volume 11, Cottonwood Fan Portal Reclamation Plan.

I hope with this submittal, we can move forward with the Phase I Bond Release Application. 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
Permitting/Geology Supervisor

Enclosure: E-mail Correspondence
C1/C2 Forms
Response to Technical Analysis Deficiencies

cc Carl Pollastro
file

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JAN 23 2003

DIV. OF OIL, GAS & MINING

Cottonwood/Wilberg Mine

Huntington Office:
(435) 687-9821

Fax (435) 687-2695

Purchasing Fax (435) 687-9092

Deer Creek Mine:

(435) 687-2317

Fax (435) 687-2285

C/015/019

Trail Mountain Mine:

(435) 748-2140

Fax (435) 748-5125

The following responses to deficiencies are formatted as found in the technical analysis document. They are broken down into logical section headings similar to the R645 regulations. In each section, the regulation number along with the associated deficiency is followed by the permittee's italicized response.

RECLAMATION PLAN

Hydrologic Information

R645-301-541.400, -542.100, -553.100, 752.100, Letting ditch UD-3 self-reclaim my eventually achieve adequate reclamation contours, appearance, and function and eliminate concentration of runoff, but to assure timely and satisfactory results the Reclamation Plan must include an alternative reclamation plan in case self-reclamation does not produce the required results during the Phase II and Phase III bond release periods.

Dennis Oakley of Energy West Mining has been working with Mr. Jim Smith to satisfy the deficiencies relating to the diversion ditches at the Cottonwood Fan Portal area. At the beginning of November, 2002, the Mr. Oakley submitted (via fax) proposed changes to page 5 of the Biology Section. Without hearing any response to the proposed changes, the Mr. Oakley e-mailed Mr. Smith (December 9, 2002) to inquire whether he had reviewed the proposed changes.

On December 18, Mr. Smith replied to Mr. Oakley stating that " the changes weren't everything [he] wanted, but they appear to be workable." This correspondence is attached with this deficiency response.

The entire text section of R645-301-300 Biology with redlined statements to satisfy deficiencies relating to the diversion ditches at the Cottonwood Fan Portal area is included with this submittal. Please replace the Biology text section (approved January 3, 2002) with the attached amended version.

APPLICATION FOR PERMIT PROCESSING

<input type="checkbox"/> Permit Change	<input type="checkbox"/> New Permit	<input type="checkbox"/> Renewal	<input type="checkbox"/> Transfer	<input type="checkbox"/> Exploration	<input checked="" type="checkbox"/> Bond Release	Permit Number: C/015/019
Title of Proposal: Responses to Deficiencies to the Phase I Bond Release for the Cottonwood Fan Portal Area, PacifiCorp, Cottonwood/Wilberg Mine C/015/019-BR00D-3a, Emery County, Utah						Mine: Cottonwood/Wilberg Mine
						Permittee: PacifiCorp

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

Instructions: If you answer yes to any of the first 8 questions (gray), this may be a Significant Revision and require Public Notice. Any questions, please call a Permit Supervisor.

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

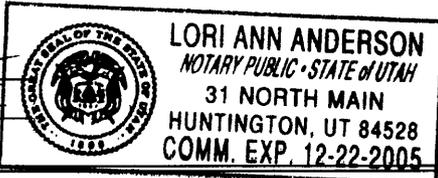
Attach 4 complete copies of the application.

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 Charles A. Semborski Geology/Permitting Supervisor 1/20/03
Signed - Name - Position - Date

Subscribed and sworn to before me this 21st day of January, 2003.

Lori Ann Anderson
Notary Public
My Commission Expires: 12/22, 2005
STATE OF Utah
COUNTY OF Emery



Received by Oil, Gas & Mining

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JAN 23 2003

DIV. OF OIL, GAS & MINING

ASSIGNED TRACKING NUMBER

