

Exhibit "A"
Legal Description
Cottonwood/Wilberg Mine
Permit Number C/015/0019
Federal
Bond Number [REDACTED]
Page 1 of 3

EXHIBIT "A"

Bonded Area Legal Description

(Federal Coal)

Revised 4/09/04

File in:

Confidential

Shelf

Expandable

Refer to Record No. 0024

Date 07/31/2007

In C/ 0150019 Suborning

B-SUR-747
Bond No. [REDACTED]

Exhibit "A"
Legal Description
Cottonwood/Wilberg Mine
Permit Number C/015/0019
Federal
Bond Number [REDACTED]
Page 2 of 3

EXHIBIT "A"

Pursuant to R645-301- 820.110, the surety bond covers an identified increment of land within the permit area upon which the operator will initiate and conduct coal mining and reclamation operations during the initial term of the permit. This area is identified as:

Map(s) showing the BONDED AREA within the approved PERMIT AREA:

- COTTONWOOD Master Bond Map
- CTWD Bond Map 1 (Mine Complex)
- CTWD Bond Map 2 (Sewer Absorption Field)
- CTWD Bond Map 3 (Waste Rock Storage Site - old)
- CTWD Bond Map 4 (Waste Rock Storage Site - new)
- CTWD Bond Map 5 (Cottonwood Fan Portal)

Legal description of BONDED AREA:

<u>Map</u>	<u>Areas</u>	<u>Location</u>	<u>Surface Owner</u>	<u>Acreage</u>
1	Mine Complex (Including buildings, conveyor structures, sediment ponds, silo and truck loadout facilities, etc.)	Located at the head of Grimes Wash and situated within the W½NE¼ Section 27, T17S, R7E, SLM	USFS	20.46
2	Sewer Absorption Field (BLM R/W UTU-37641)	Located approximately 1½ miles south of the mine complex along the west side of state road U-57 and situated within the E½NW¼NE¼ Section 34, T17S, R7E, SLM	BLM	2.08
3	Waste Rock Storage Site (old) (BLM R/W UTU-37642)	Located approximately 1½ miles south of the mine complex along the east side of state road U-57 and situated within the S½SE¼NE¼, NE¼SW¼ Section 35, T17S, R7E, SLM	BLM	15.62

Exhibit "A"
 Legal Description
 Cottonwood/Wilberg Mine
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 Bond Number XXXXXXXXXX

Page 3 of 3

4	Waste Rock Storage Site (new) (BLM R/W UTU-65027)	Located approximately 1½ miles south of the mine complex west of state road U-57 and situated within the NW¼SE¼, N½SW¼SE¼, NW¼NE¼SE¼ Section 34, T17S, R7E, SLM	BLM	17.44
5	Cottonwood Fan Portal (Site partially reclaimed 1981. Full reclamation November 1998. Phase I bond release, March 16, 2004.)	Located approximately 3 miles north of state road 29 on the east side of the Cottonwood Canyon road and situated within the SW¼NE¼, NW¼SE¼ Section 25, T17S, R7E, SLM	Private	9.24
Area 6 (No Map, see Master Map)	Miller Canyon Remote Portals (Sealed and reclaimed June 25, 1999. Phase I bond release June 21, 2002.)	Three side-by-side remote portals each consisting of 8 ft. x 16 ft. area and situated within the NW¼SE¼, Section 30, T17S, R7E, SLM	USFS	0.02

The above described area shall be modified as necessary to correspond to an increase in the area disturbed as a result of an expansion of coal mining and reclamation operations. The described area may also be decreased as a result of partial reclamation.

IN WITNESS WHEREOF the **SURETY** has hereunto set its signature and seal this

25th day of July, 2007

**Travelers Casualty and Surety
 Company of America**

SURETY



By: Claudia A. Rathbun

 Attorney-in-Fact

Title:



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 217696

Certificate No. 001150883

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

John D. Diesing, Jr., James L. Arts, David B. McCue, Gary E. Lee, Patrick M. McCahill, S. P. Eberhart, Claudia A. Rathbun, and Barbara Lorimor

of the City of Omaha, State of Nebraska, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 5th day of September, 2006.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 5th day of September, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

EXHIBIT "B"

**Surety Bond
Cottonwood/Wilberg Mine**

(Federal Coal)

INCREASE CERTIFICATE

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
Hartford, Connecticut 06183

B-SUR-747

Bond No. [REDACTED]

Amount of Bond [REDACTED]

Principal PACIFICORP

Hereby increased to [REDACTED]

Obligee STATE OF UTAH

As of the 15th day of June, 2007, the amount of the above described bond is increased from the sum of \$3,082,587.00 to the sum of \$3,252,000.00, and the aggregate liability for any and all acts and defaults, whenever committed, shall in no event exceed the sum last named, it being the intent hereof to preclude cumulative liability. This certificate, when signed by the Principal, shall become a part of the said bond.

Signed, sealed and dated this 15th day of June, 2007.

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

By: Claudia A. Rathbun
Claudia A. Rathbun Attorney-in-Fact

I hereby consent to the above increase.

Witness my hand and seal this 31st day of July, 2007.
PACIFICORP

[Signature]
Jeffery B. Erb
Assistant General Counsel

attest

[Signature] (Seal)
Principal
William J. Fehrman
President, PacifiCorp Energy

INSTRUCTIONS TO AGENTS — IMPORTANT

Do not deliver this certificate to the Obligee until it has been dated and signed by the Principal. One signed copy must be returned to the Surety.



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 217696

Certificate No. 001150868

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

John D. Diesing, Jr., James L. Arts, David B. McCue, Gary E. Lee, Patrick M. McCahill, S. P. Eberhart, Claudia A. Rathbun, and Barbara Lorimor

of the City of Omaha, State of Nebraska, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 5th day of September, 2006.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 5th day of September, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

EXHIBIT "D"

**Stipulation to Revise
Reclamation Agreement
(Federal)**

Mine Name: Cottonwood/Wilberg Mine

Permit Number: C/015/0019

Effective Date: _____

Bond Number: [REDACTED]

COAL
STIPULATION TO REVISE RECLAMATION AGREEMENT
--ooOOoo--

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 DOGM letter dated May 22, 2007, Permittee hereby submits a Rider to Surety Bond Number 103771497 increasing the reclamation bond in the amount of \$169,413.00. This Rider increases the total reclamation bond amount from \$3,082,587.00 to \$3,252,000.00 (2012 dollars).

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 its entirety.
- Replace Exhibit "A"- permit area.
- Replace Exhibit "B"- bonding agreement
- Replace Exhibit "C"- liability insurance

The bonding amount is revised from \$ [REDACTED] to \$ [REDACTED].

The bonding type is changed from N/A to N/A.

The surface disturbance is revised from N/A acres to N/A acres.

The expiration date is revised from N/A to N/A.

The liability insurance carrier is changed from N/A to N/A.

The amount of insurance coverage for bodily injury and property damage is changed
from \$ N/A to \$ N/A.

IN WITNESS WHEREOF, PacifiCorp the **PERMITTEE** has hereunto set its
signature and seal this 31st day of July, 2007.

PacifiCorp
PERMITTEE

By: 
William J. Fehrman

Title: President, PacifiCorp Energy

ACCEPTED BY THE STATE OF UTAH this 3rd day of August, 2007.


Director,
Division of Oil, Gas and Mining

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

**AFFIDAVITS
OF
QUALIFICATIONS**

PacifiCorp

Assistant Secretary's Certificate

I, Jeffery B. Erb, a duly elected Assistant Secretary of PacifiCorp, an Oregon corporation (hereinafter referred to as the "Company"), **HEREBY CERTIFY** the following:

1. The following person is a duly elected and qualified officer of the Company holding the office set opposite his name, and his signature appearing opposite his name is his genuine signature:

William J. Fehrman President, PacifiCorp Energy



2. The following is an excerpt of certain resolutions which were duly adopted by the Board of Directors of the Company at a meeting thereof duly held on the 11th day of February, 1998, and that said resolutions are in full force and effect on the date hereof, namely:

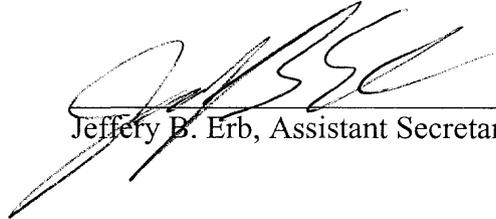
Corporate Officers

RESOLVED, that pursuant to Article IV of the Bylaws, (1) the authority and duties of the President and Chief Executive Officer shall be those incident to the office and as prescribed and assigned from time to time by the Board of Directors, and (2) the authority and duties of any Vice President or other Corporate Officer of PacifiCorp shall be as prescribed and assigned from time to time by the Board of Directors or the President and Chief Executive Officer; and further

RESOLVED, that the President and Chief Executive Officer and any Vice President who is a Corporate Officer be, and each of them hereby is, authorized, in the name and on behalf of the Company, to negotiate, execute and deliver, and the Secretary and any Assistant Secretary of the Company be, and each of them hereby is, authorized to attest, with or without affixing its corporate seal, any agreement, lease, permit, license,

grant, deed or other instrument entered into by the Company in the ordinary course of its business and within the scope of the duties assigned to such officer by the President and Chief Executive Officer, or the Board of Directors

WITNESS my hand this 31st day of July, 2007.



Jeffery B. Erb, Assistant Secretary

Bond Number _____

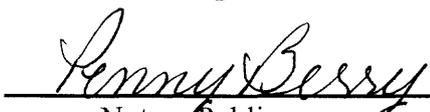
**AFFIDAVIT OF QUALIFICATION
DIRECTOR
--ooOOoo--**

John R. Baza, being first duly sworn under oath, deposes and says that he is the Director for the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah; and that he is duly authorized to execute and deliver the foregoing obligations; and that said Director is authorized to execute the same by authority of laws on behalf of the State of Utah.



John R. Baza, Director
Division of Oil, Gas and Mining

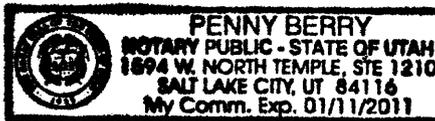
Subscribed and sworn to before me this 3 day of Aug. 2007.



Notary Public

My Commission Expires:

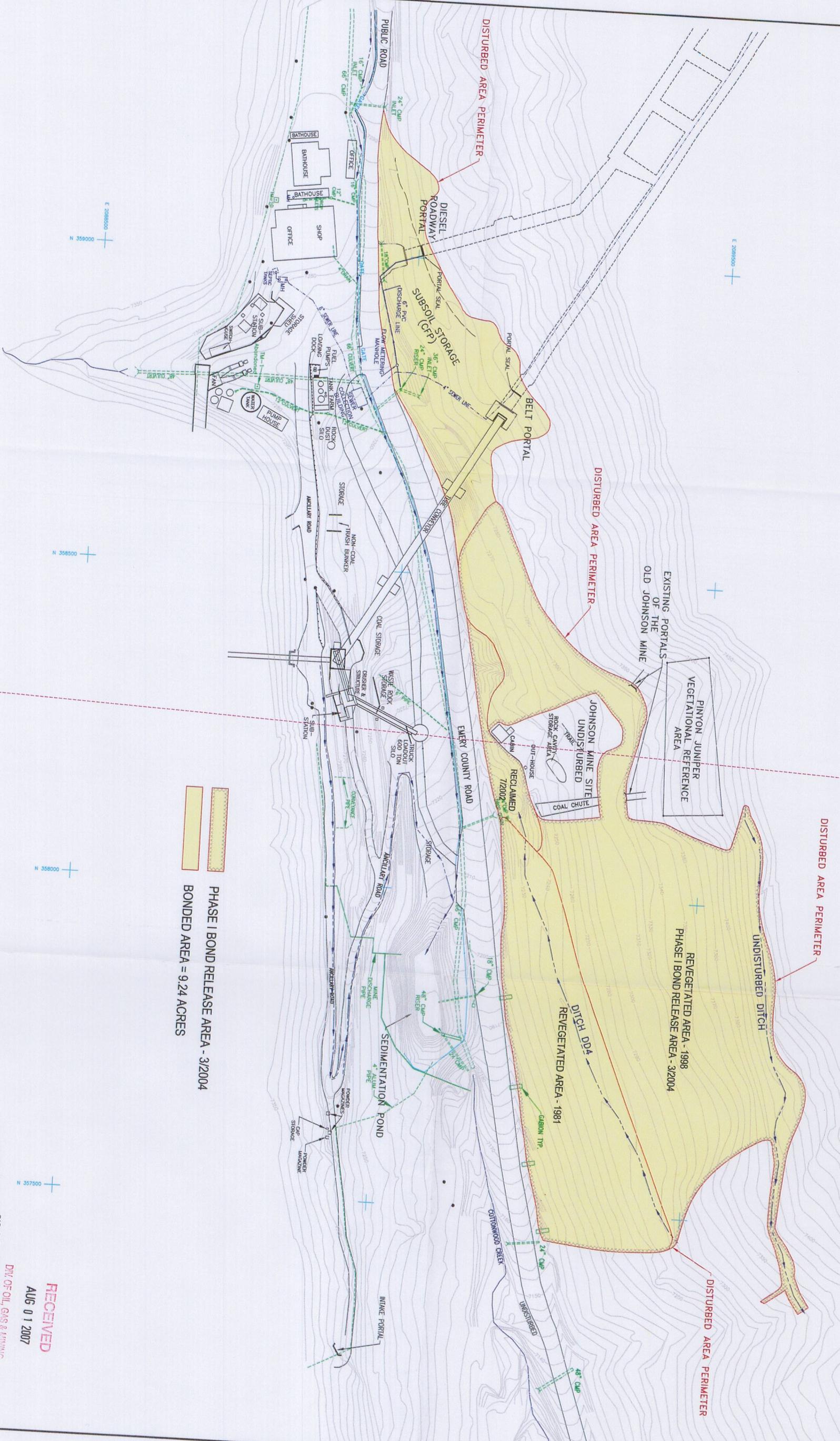
1/11/, 2011.



Attest:

STATE OF Utah)

COUNTY OF Salt Lake) ss:



 PHASE I BOND RELEASE AREA - 3/2004
 BONDED AREA = 9.24 ACRES

NE 1/4
 NW 1/4
 SE 1/4
 SW 1/4
 25

RECEIVED
AUG 01 2007

DIV. OF OIL, GAS & MINING
COTTONWOOD FAN PORTAL
SURFACE FACILITIES
RECLAMATION BONDED AREA

DRAWN BY: K. LARSEN
SCALE: 1" = 100'
COTTONWOOD FAN PORTAL
SURFACE FACILITIES
RECLAMATION BONDED AREA

ENERGY WEST MINING COMPANY
A SUBSIDIARY OF PACIFICORP

COTTONWOOD FAN PORTAL
SURFACE FACILITIES
RECLAMATION BONDED AREA
DRAWING #



UTU-65027
WASTE ROCK
STORAGE SITE
25.87 ACRES

U-37642
WASTE ROCK
STORAGE SITE
NORTHERN PARCEL

U-37642
WASTE ROCK
STORAGE SITE
SOUTHERN PARCEL

BOUNDED AREA = 17.44 ACRES

NOTE:
BOUNDED AREA IS DISTURBED AREA

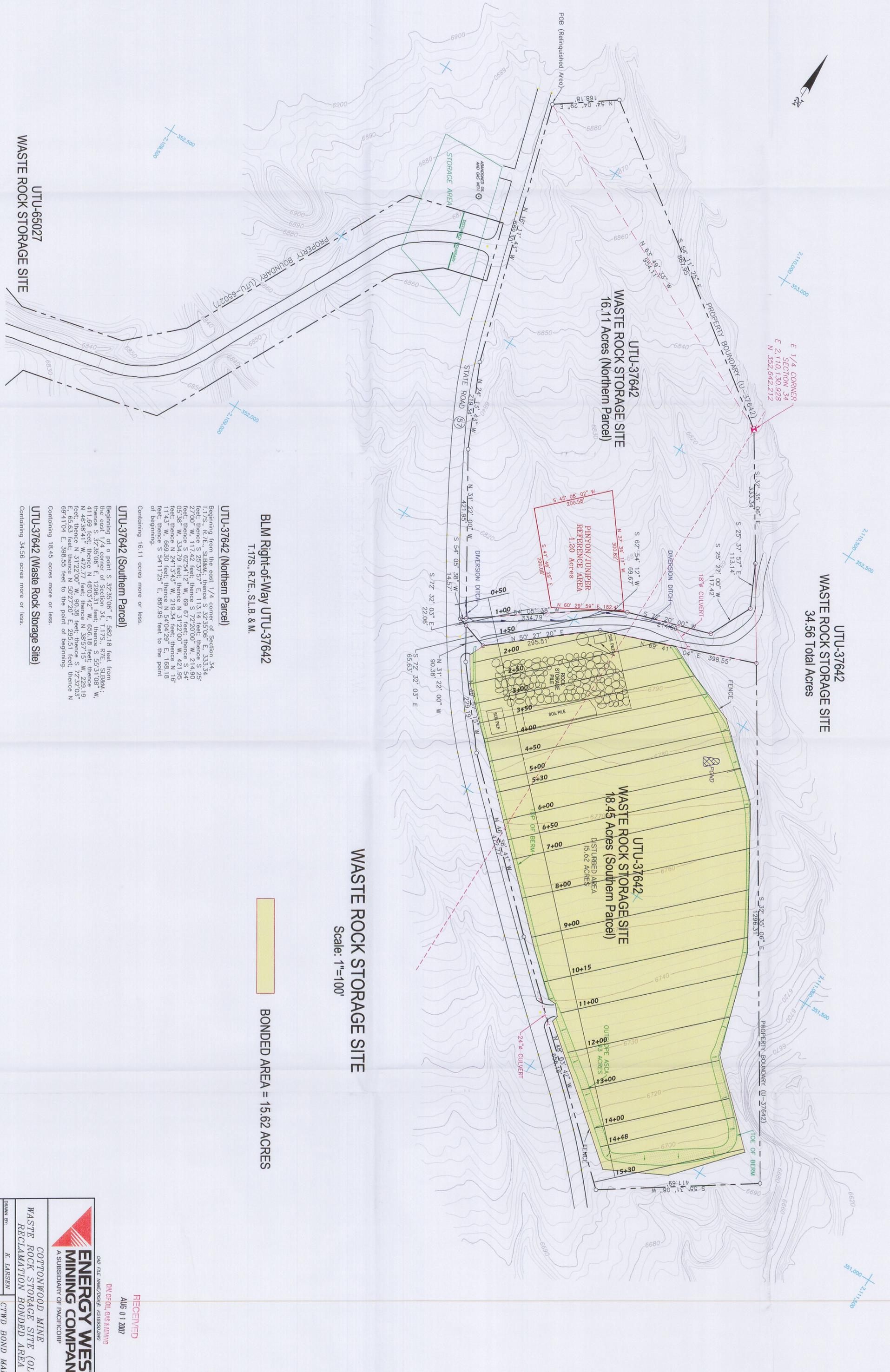
CONTOUR INTERVAL: 5 FEET
4-1 & 4-1A ARE SUPERSEDED BY THIS MAP (12-21-92)
CADD FILE NAME: CADD_CTRM_BOND_MAP_4.DWG

RECEIVED
AUG 01 2007
ENVIRONMENTAL GROUP



COTTONWOOD/WILBERG COAL MINE
WASTE ROCK STORAGE FACILITY (NEW)
RECLAMATION BONDED AREA
K. LARSEN
1" = 100'
CITY OF BONDED MAP 4
JULY 16, 2007

DATE	SHEET	REV.
JULY 16, 2007	1	1



UTU-37642
WASTE ROCK STORAGE SITE
34.56 Total Acres

UTU-37642
WASTE ROCK STORAGE SITE
16.11 Acres (Northern Parcel)

UTU-37642
WASTE ROCK STORAGE SITE
18.45 Acres (Southern Parcel)

WASTE ROCK STORAGE SITE
Scale: 1"=100'

BLM Right-of-Way UTU-37642
T.17S., R.7E., S.L.B. & M.

BONDED AREA = 15.62 ACRES

UTU-37642 (Northern Parcel)
Beginning from the east 1/4 corner of Section 34, T.17S., R.7E., S.L.B.&M., thence S 12° 59' 06" E, 333.25 feet; thence S 72° 00' 00" W, 117.42 feet; thence S 77° 20' 00" W, 214.90 feet; thence S 67° 54' 12" W, 69.67 feet; thence S 54° 05' 38" W, 334.79 feet; thence N 31° 22' 00" W, 421.95 feet; thence N 24° 13' 43" W, 219.34 feet; thence N 16° 11' 43" W, 669.30 feet; thence N 54° 04' 29" E, 168.18 feet; thence S 54° 11' 29" E, 887.95 feet to the point of beginning.

UTU-37642 (Southern Parcel)
Containing 18.45 acres more or less.

UTU-65027 (Waste Rock Storage Site)
Containing 34.56 acres more or less.

RECEIVED
AUG 01 2007

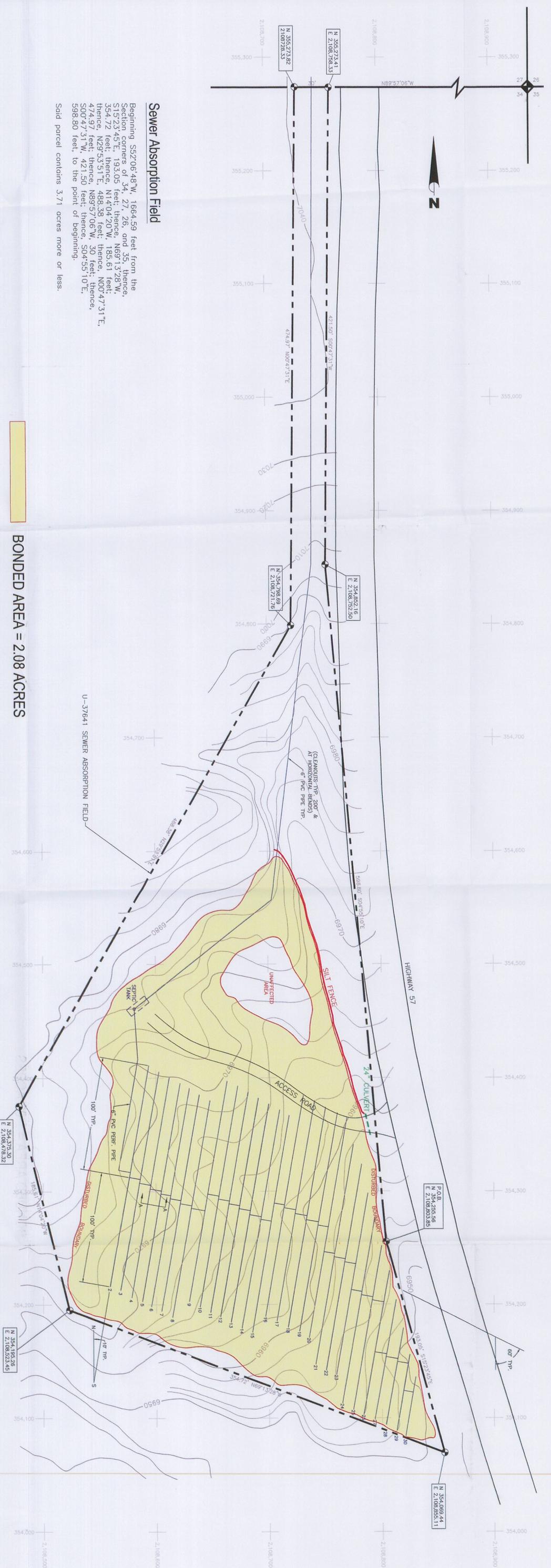
DIV. OF OIL, GAS & MINING
CAD FILE NAME/DIR# 4318950.DWG

ENERGY WEST MINING COMPANY
A SUBSIDIARY OF PACIFICORP

COTTONWOOD MINE
WASTE ROCK STORAGE SITE (OLD)
RECLAMATION BONDED AREA

DRAWN BY: K. LARSEN
SCALE: 1"=100'
DRAWING #: CTWD BOND MAP 3
DATE: JULY 16, 2007
SHEET 1 OF 1 REV.

UTU-65027
WASTE ROCK STORAGE SITE



Sewer Absorption Field
 Beginning S52°06'48"W, 1664.59 feet from the Section corners of 34, 27, 26, and 35, thence, S15°23'45"E, 193.05 feet; thence, N69°13'28"W, 354.72 feet; thence, N14°04'20"W, 185.61 feet; thence, N29°53'51"E, 488.38 feet; thence, N00°47'31"E, 474.97 feet; thence, N89°57'06"W, 30 feet; thence, S00°47'31"W, 421.50 feet; thence, S04°55'10"E, 598.80 feet, to the point of beginning.
 Said parcel contains 3.71 acres more or less.

BONDED AREA = 2.08 ACRES

PLAN OF SEWER ABSORPTION FIELD
 SCALE: 1"=40'

RECEIVED
 AUG 01 2007
 DLG OF OIL, GAS & MINING

BLM Right-of-Way UTU-37641
 T. ITS., R.T.E., S.L.B. & M.

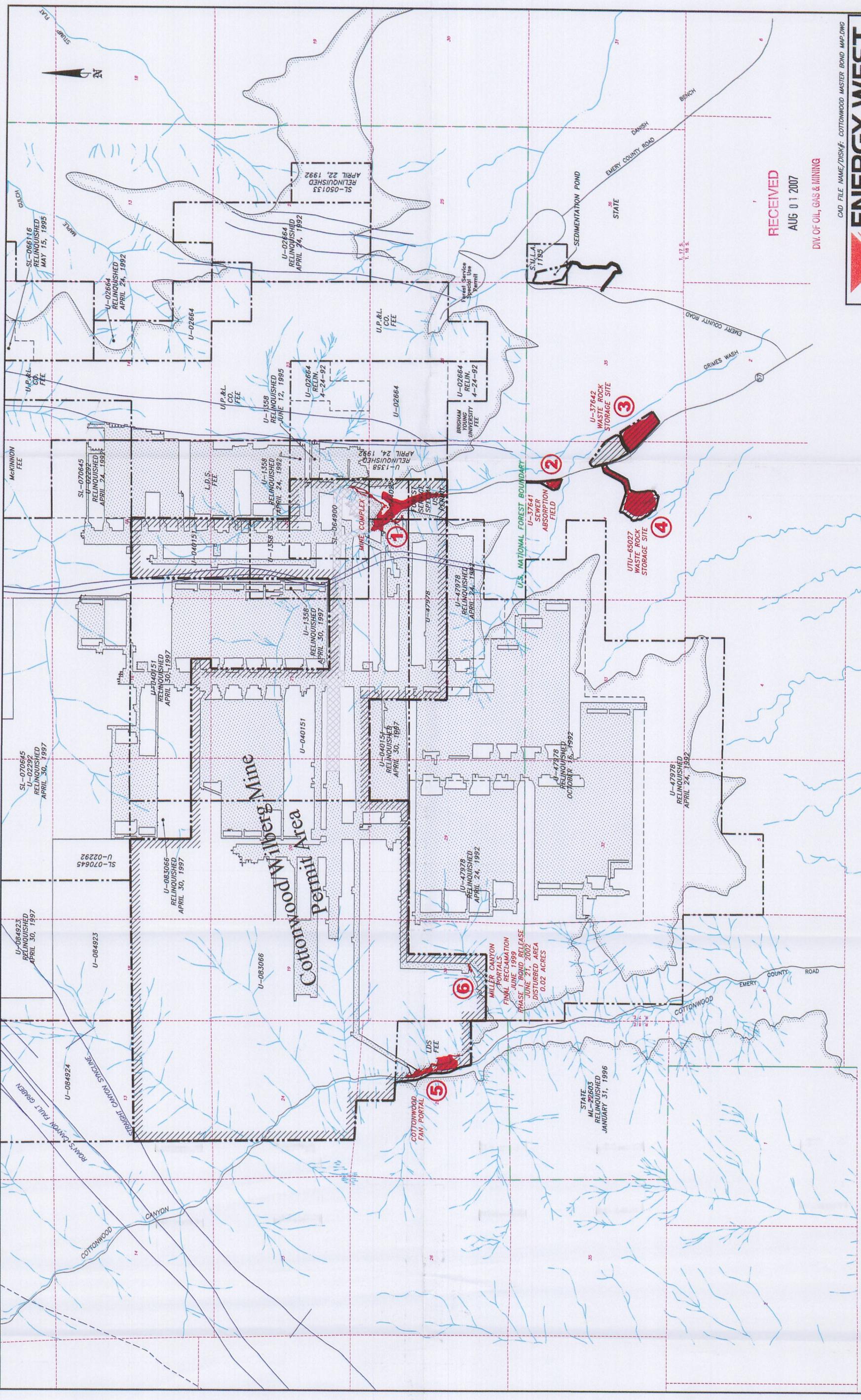
THIS DRAWING IS REPRODUCED FROM THE ORIGINAL
 ROBERTS & SCHAEFER DESIGN 7704-PP10
 CAD FILE NAME/OSKIF_ASYBROAD.DWG

ENERGY WEST
 MINING COMPANY
 A SUBSIDIARY OF PACIFICORP

COTTONWOOD/WILBERG COAL MINE
 SEWER LINE & ABSORPTION FIELD
 RECLAMATION BONDED AREA

DRAWN BY: K. LARSEN
 SCALE: 1"=40'
 DATE: JULY 16, 2007

CTWD BOND MAP 2
 DRAWING #:
 SHEET 1 OF 1
 REV:



CAD FILE NAME/DISK#: COTTONWOOD MASTER BOND MAP.DWG

ENERGY WEST MINING COMPANY

A SUBSIDIARY OF PACIFICORP

COTTONWOOD/WILBERG COAL MINES MINE PERMIT AREA WITH RECLAMATION BONDED AREAS

DRAWN BY: K. LARSEN
SCALE: 1" = 2000'
DATE: JULY 16, 2007 SHEET 1 OF 1 REV.

RECEIVED
AUG 01 2007
DIV. OF OIL, GAS & MINING

- SITE NO. RECLAMATION BONDED AREAS**
- 1 COTTONWOOD/WILBERG MINE COMPLEX - SEE ENLARGEMENT CTWD BOND MAP 1
 - 2 SEWER ABSORPTION FIELD - SEE ENLARGEMENT CTWD BOND MAP 2
 - 3 WASTE ROCK STORAGE SITE (OLD) - SEE ENLARGEMENT CTWD BOND MAP 3
 - 4 WASTE ROCK STORAGE SITE (NEW) - SEE ENLARGEMENT CTWD BOND MAP 4
 - 5 COTTONWOOD FAN PORTAL - SEE ENLARGEMENT CTWD BOND MAP 5
 - 6 MILLER CANYON PORTALS

80'

- FEDERAL COAL LEASE BOUNDARY
- FEDERAL COAL LEASE NUMBER
- COAL OUTCROP
- ROADS
- DRAINAGE
- FAULTS (BALL IS ON THE DOWNTOWN SIDE) 80' DISPLACEMENT
- HIA. SEAM MINE WORKINGS BEFORE AUGUST 3, 1977
- HIA. SEAM MINE WORKINGS AFTER AUGUST 3, 1977
- COTTONWOOD/WILBERG MINE PERMIT BOUNDARY LINE
- RECLAMATION BONDED AREA

Cottonwood Wilberg Mine Permit Area

MILLER CANYON PORTALS
PHASE I BOND RELEASE
JUNE 21, 2002
DISTURBED AREA
0.02 ACRES

STATE
ML-22603
RELINQUISHED
JANUARY 31, 1996

EMERY COUNTY ROAD
COTTONWOOD

U.S. NATIONAL FOREST BOUNDARY

UTU-65027 WASTE ROCK STORAGE SITE
U-37642 WASTE ROCK STORAGE SITE

SULLA 7795

STATE

EVERY COUNTY ROAD

EVERY COUNTY ROAD

DANISH

BRONCH

MARK
CANYON
STATE

U-02664
RELINQUISHED
APRIL 24, 1992

U-02664
RELINQUISHED
APRIL 24, 1992