

TECHNICAL MEMORANDUM

Utah Coal Regulatory Program

OK

May 16, 2007

TO: Internal File

THRU: Jim Smith, Team Lead *DS 05/29/07*
D. Wayne Hedberg, Permit Supervisor *DWH*

FROM: Priscilla Burton, CPSSc, Environmental Scientist III *PWB by an*

RE: Midterm Review, PacifiCorp, Cottonwood/Wilberg Mine, C/015/0019, Task ID #2758

SUMMARY:

The Division initiated a midterm review of the Cottonwood/Wilberg Mine on March 5, 2007. The ownership and control information in the permit is accurate. No further information is required of the Permittee.

An AVS check to insure that ownership and control information is current and correct, to verify compliance status of unabated enforcement actions, to determine status of any outstanding finalized penalties, and to verify that there are no demonstrated patterns of violation should be undertaken by authorized Division representatives.

TECHNICAL ANALYSIS:

GENERAL CONTENTS

IDENTIFICATION OF INTERESTS

Regulatory Reference: 30 CFR 773.22; 30 CFR 778.13; R645-301-112

Analysis:

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Part 1, Volume 1 of the Cottonwood MRP refers the reader to the Legal and Financial Volume for the PacificCorp mines. The Legal and Financial Volume, Section R645-301-112 indicates that the applicant is PacifiCorp and the operator is Energy West Mining Co. Section R645-301-112 further states that Energy West Mining Co. is wholly-owned by PacifiCorp (an Oregon corporation), which is wholly-owned by MidAmerican Energy Holdings Co. Corporate ownership and control information in Appendix A of the Legal Financial Volume was incorporated October 11, 2006.

The current Mining and Reclamation permit, dated July 6, 2004, is assigned to PacifiCorp. All Division correspondence concerning the Cottonwood Mine is through Kenneth Fleck, Manager of Geologic and Environmental Affairs, Energy West Mining Co.

Findings:

The information provided meets the requirements of the Regulations.

RECOMMENDATIONS:

The Mining and Reclamation Plan contains accurate ownership and control information.

An AVS check to insure that ownership and control information is current and correct, to verify compliance status of unabated enforcement actions, to determine status of any outstanding finalized penalties, and to verify that there are no demonstrated patterns of violation should be undertaken by authorized Division representatives.