



C/015/018 Incoming
C/015/035

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

January 13, 2016

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

Subj: Information Regarding Permit Processing of BRC Deer Creek Waste Rock Site, PacifiCorp, Deer Creek Mine, C/015/0018, Emery County Utah.

Attached to this letter is a copy of Page 1 of the MSHA Legal Identity Report for Bowie Refined Coal Wellington, LLC (BRC Wellington LLC) for the Deer Creek Waste Rock Site that is now owned by BRC Wellington. This report indicates that BRC Wellington LLC has obtained its own new MSHA ID Number for the site (BRC Deer Creek - 42-02649).

East Mountain Energy, LLC, the operator of the Deer Creek Mine, has submitted correspondence to MSHA District 9 asking MSHA to terminate the MSHA ID number for the Deer Creek Waste Rock Site (1211-UT-09-00121-02) that ties the Waste Rock Site to the Deer Creek Mine MSHA ID number (42-00121), since BRC Wellington LLC now has ownership and control of the site.

Interwest hopes that this information will be pertinent and useful to DOGM in the ongoing effort to approve the BRC Wellington permit application for the site. If you have any questions or concerns regarding this notification, please contact myself at 435-687-4712 or Dennis Oakley at 435-687-4825.

Sincerely,

Kenneth Fleck
Geology and Environmental Affairs Manager

Attachment MSHA Form 2000-7 Page 1

Cc: Chuck Semborski, IMC
Dennis Oakley, IMC
Rick Poulson, IMC
Scott Child, IMC
file

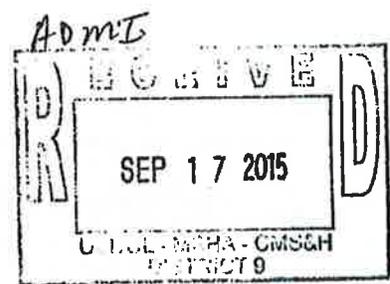
SUBMIT TO MINE FILE
 DATE FWD 9-23-15
 INITIALS PC

| | |
|--|---|
| EDocument ID: 2106616 EDocument Status: Submitted Current District: Denver, CO(C0900) <u>Reassign District</u> Current Assigned Person: <u>Reassign Person</u> | MSIS Document ID: Show Review History |
| <div style="display: flex; justify-content: space-around; gap: 20px;"> <div style="border: 1px solid black; padding: 5px 20px;">Submit to Assessment</div> <div style="border: 1px solid black; padding: 5px 20px;">Return To Listing</div> <div style="border: 1px solid black; padding: 5px 20px;">Reject</div> </div> | |

Legal Identity Report (2000-7)

Mine Information

| | |
|------------------------------------|---|
| Effective Date | 8/12/2015 |
| Mine ID | 42-02649 |
| Mine Name | BRC Deer Creek |
| Mine Location Address | Approximately 6 mile west of the town of Huntington Utah on highway 31 Huntington , UT 84528 |
| Mine Location County | Emery |
| Directions to Mine | Approximately 6 miles west of Huntington Utah on highway 31. |
| Phone Number of Mine | (435) 613-1631 |
| Mine Operator Name | BRC Wellington, LLC |
| Mine Operator Address | 1865 West Ridge Road Wellington, UT 84542 |
| Type of Commodity (product) | Waste rock and coal |
| Type of Operation | Surface |



Mine Health and Safety Information

Person at Mine in Charge of Health and Safety

| | |
|----------------------|--|
| Name | Kyle Edwards |
| Title | Operations Manager |
| Email Address | kedwards@bowierefinedcoal.com |
| Address | 1865 West Ridge Road Wellington, UT 84542 |

Person at Mine in Charge of ALL Health and Safety

| | |
|----------------------|--|
| Name | Justin Thompson |
| Title | VP of Operations, Interim H&S |
| Email Address | JThompson@bowierefinedcoal.com |
| Address | 6100 Dutchman Lane-Sulte 900 Louisville, KY 40205 |

Address of Record

| | |
|---------------------------------|--------------------------------------|
| Name | Kyle Edwards |
| Title | Operations Manager |
| Email Address | kedwards@bowierefinedcoal.com |
| Phone Number | (435) 613-1631 |
| Address | P.O. Box 401 Wellington, UT 84542 |
| Personal Service Address | |

U.S. Department of Labor

Mine Safety and Health Administration
P O Box 25367
Denver, Colorado 80225
Coal Mine Safety and Health
District 9



DEC 15 2015

Devin Jim LeRoy
Mine Manager
East Mountain Energy LLC
P.O. Box 611
Castle Dale, Utah 84513

**RE: Refuse Pile, ID No. 1211-UT-09-00121-02
Identification Number Change**

Dear Mr. LeRoy:

Per the request from Anthony Koss dated August 24 2015, the subject refuse pile has been transferred to the BRC Deer Creek Mine (ID No. 42-02649). The new identification number assigned to the refuse pile is:

New:

Name: Waste Rock Disposal Site
ID No.: UT09-02649-01
Mine: BRC Deer Creek (42-02649)

Old:

Name: Refuse Pile
ID No.: 1211-UT-09-00121-02
Mine: Deer Creek Mine (42-00121)

If you have any questions regarding this letter, please contact Ron Gehrke at 303-231-5587, or Matt Lemons at 303-231-5570.

Sincerely,

Russell J. Riley
District Manager

cc: Anthony Koss, East Mountain Energy, LLC
Kyle Edwards - BRC Wellington, LLC

U.S. Department of Labor

Mine Safety and Health Administration
P O Box 25367
Denver, Colorado 80225
Coal Mine Safety and Health
District 9



DEC 15 2015

Kyle Edwards
Operations Manager
BRC Wellington, LLC
1865 West Ridge Road
Wellington, Utah 84542

**RE: Refuse Pile, ID No. 1211-UT-09-00121-02
Identification Number Change**

Dear Mr. Edwards:

Per Deer Creek Mine's request dated August 24, 2015, the subject refuse pile has been transferred to BRC Deer Creek (ID No. 42-02649). The new identification number assigned to the refuse pile is:

| <u>New:</u> | <u>Old:</u> |
|--|---|
| Name: Waste Rock Disposal Site | Name: Refuse Pile |
| ID No.: UT09-02649-01 | ID No.: 1211-UT-09-00121-02 |
| Mine: BRC Deer Creek (42-02649) | Mine: Deer Creek Mine (42-00121) |

All of the inspection requirements of 30 CFR §§ 77.214 and 77.215 are still in effect. The permanent identification marker, required under 30 CFR § 77.215-1, should be updated with the new identification number and the name of the person owning, operating, or controlling the refuse pile within 30 days from the receipt of this letter. Please refer to the new identification number on future correspondence with this office.

If you have any questions regarding this letter, please contact Ron Gehrke at 303-231-5587, or Matt Lemons at 303-231-5570.

Sincerely,

A handwritten signature in black ink that reads "Russell J. Riley".

Russell J. Riley
District Manager

cc: Devin Jim LeRoy, East Mountain Energy, LLC

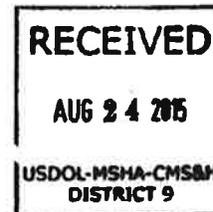


East Mountain Energy, LLC
P. O. Box 611
Castle Dale, UT 84513

164077 T1 (Deer Creek)
164078 T1 (BRC)

August 24, 2015

Russell Riley
District Manager (9)
Mine Safety and Health Administration, District 9
U.S. Department of Labor
P.O. Box 25367
Denver, Colorado 80225



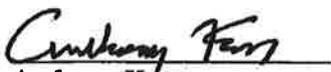
Deer Creek Mine – Change of Operator – Mine Plan Changes Deer Creek Mine 42-00121

Dear Mr. Riley:

On June 29th, 2015, the operator of the Deer Creek Mine changed from Energy West Mining Company to East Mountain Energy LLC (EME). A letter received by EME on 7-21-15 from District 9 indicated that we would need to submit our plans reflecting that change of operator. At this time, we believe that all of the required plans have been edited to reflect the change of operator and have been submitted to District 9 (in several installments). Please consider this letter as an informational document meant to provide a conclusion to our plan update process.

It should be noted that the Deer Creek Mine Waste Rock Disposal Site (1211-UT-09-00121-02) was sold to Bowie Resources effective August 4th, 2015. This leaves one refuse pile for Deer Creek Mine (1211-UT-09-00121-01). To date, this refuse pile has been inspected on a quarterly basis, with a copy of the latest inspection being included herein. There is no MSHA impoundment plan that needs to be submitted for the Deer Creek Mine. Please let us know if there is something that we are yet unaware of that needs to be addressed with regard to the change of mine operator. Should you have any questions regarding any of our associated submittals, please feel free to contact me at 1-435-650-3047, or in my absence, Louie Tonc at 1-435-687-4728.

Sincerely,


Anthony Koss
Manager of Health and Safety
East Mountain Energy LLC