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United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Utah State Office
P.O. Box 45155
Salt Lake City, UT 84145-0155

In Reply Refer To:
3452
SL-071737
(UT-924)

DEC 20 2001

McCombs
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CERTIFIED MAIL—Return Receipt Requested

DECISION

| | | |
|----------------------------|---|------------|
| Lessee: | : | |
| Blackhawk Coal Company | : | |
| 555 Office Center Place | : | Coal Lease |
| Gahanna, OH 432305315 | : | SL-071737 |
| | : | |
| Sublessee: | : | |
| Plateau Mining Corporation | : | |
| 847 NW Hwy 191 | : | |
| Helper, UT 84526 | : | |

Coal Lease Terminated Pursuant to Authority of Law

Coal lease SL-071737 was issued effective September 1, 1950, pursuant and subject to the terms and conditions of the Mineral Leasing Act of February 25, 1920, 41 Stat. 437, as amended, 30 U.S.C. § 181-263, and to all regulations of the Department of the Interior.

The coal lease was readjusted effective September 1, 1990, under the provisions of the Federal Coal Leasing Amendments Act of 1976 (FCLAA). At that time it became subject to the diligent development provisions of FCLAA.

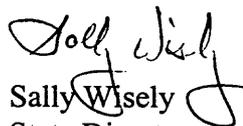
On November 7, 1990, a logical mining unit (LMU) application (designated the Meadowlark LMU) was filed in this office. Among the Federal leases included in the application was SL-071737. At that time, the prospective terms and conditions of the LMU (including diligent development) superseded but did not replace the terms and conditions of the individual lease.

The Meadowlark LMU application was withdrawn effective July 9, 2001. At that time, Federal coal lease SL-071737 reverted to its individual lease terms and conditions.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.


Sally Wisely
State Director

Enclosure

1. Form 1842-1 (1 p)

cc: WO-320
Resource Development Coordinating Committee
MMS, Solid Minerals Staff (Attn: Patrick Mulcahy)
Price Coal Office (Attn: Steve Falk)
Office of the Field Solicitor
Mr. Lowell Braxton, Director, UDOGM, P.O. Box 145801, SLC, UT 84114-5801
SITLA, (Attn: John Blake), 675 E. 500 So., Suite 500, SLC, UT 84102
Plateau Mining Corp., (Attn: C. Corwin Bromley), 94 Inverness Terrace E., Suite 120,
Englewood, CO 80112-5300 (w/encl.)
RAG American Coal Holding, Inc., (Attn: Greg A. Walker), 999 Corporate Blvd.,
Linthicum Heights, MD 21090