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TECHNICAL MEMORANDUM

Utah Coal Regulatory Program

February 9, 2011

TO: Internal File

THRU: Jim Smith, Permit Supervisor JS 02/09/11

FROM: Priscilla Burton, CPSSc, Environmental Scientist III

RE: 320 acre IBC, Canyon Fuel Company, Skyline Mine, C/007/0005, Task #3727

SUMMARY:

On January 11, 2011, the Division received an application for the Skyline Mine to rotate the underground mining panels to east/west and thereby include an additional 320 acres in the underground lease boundary. The panel rotation will extend mining 0.5 miles to the east of current mining in T 12 S, R 6 E, Sec. 36. Drawing 1.6-1 shows the surface is owned by D. Euray Allred and Madelyn E. Allred Trust. The fee coal is owned by Peabody Natural Resources (formerly Hanson Natural Resources Company). A legal description update to the package was received and approved on February 9, 2011.

The Division should approve this application. As a condition of approval, notification letters must be sent as required by R645-301-525.700.

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TECHNICAL ANALYSIS:

GENERAL CONTENTS

RIGHT OF ENTRY

Regulatory Reference: 30 CFR 778.15; R645-301-114

Analysis:

The coal lease information is found in Section 114 and Appendix 118A of the application. With regard to this (January 2011) IBC, the warranty deed from Peabody Natural Resources is found in Appendix 118A and provide the rights to mine the coal in T 13 S, R 6 E, Section 36, S/2N/2, N/2S/2. As can be seen on Drawing 1.6-3 only a portion of the fee coal conveyed by the warranty deed will be mined.

The lease area boundary legal description was revised to reflect approximate lease boundaries. Lease areas are shown in red on Drawing 1.6-3. Permit (disturbed area) is shown in green on Drawing 1.6-3. In some cases (the loadout and the buried power line), the permit and adjacent areas match.

As a condition of approval, notification letters must be sent as required by R645-301-525.700.

Findings

Information provided meets the requirements for right of entry. As a condition of approval, notification letters must be sent as required by R645-301-525.700.

RECOMMENDATIONS:

The Division should approve this application. As a condition of approval, notification letters must be sent as required by R645-301-525.700.