



Suzanne Steab < [suzannesteab@utah.gov](mailto:suzannesteab@utah.gov) >

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## Fwd: Skyline Mine Plan - Need for a Mine Plan Recommendation

1 message

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Daron Haddock < [daronhaddock@utah.gov](mailto:daronhaddock@utah.gov) >

Tue, Oct 22, 2013 at 8:09 AM

To: Suzanne Steab < [suzannesteab@utah.gov](mailto:suzannesteab@utah.gov) >, Gregg Galecki < [ggalecki@bowieresources.com](mailto:ggalecki@bowieresources.com) >

----- Forwarded message -----

From: Kirby, Foster < [fkirby@osmre.gov](mailto:fkirby@osmre.gov) >

Date: Mon, Oct 21, 2013 at 4:04 PM

Subject: Skyline Mine Plan - Need for a Mine Plan Recommendation

To: [danadean@utah.gov](mailto:danadean@utah.gov), [daronhaddock@utah.gov](mailto:daronhaddock@utah.gov), Elaine Ramsey < [eramsey@osmre.gov](mailto:eramsey@osmre.gov) >, Nicole Caveny < [ncaveny@osmre.gov](mailto:ncaveny@osmre.gov) >

Forwarded: ---FYI

Dana:

This is in response to the Utah Division of Oil, Gas & Mining's (UTDOGM) March 27, 2013 request for a decision, under 30 CFR 944.30, whether the following permit revision constitutes a mining plan modification. Mining plan approvals by the Secretary of the Interior are required under the Mineral Leasing Act of 1920, 30 U.S.C. 181, *et seq.* before coal mining can occur on Federal lands. This letter serves to document OSM's determination whether or not a mining plan approval from the Secretary is required for the Skyline permitting action.

Based on our review of the Skyline Mine mine permit application materials and the BLM NEPA documents for the Skyline Mine North Lease Modification (Task ID 4092, C/007/0005) we have determined that the proposed action, adding 770.52 acres of Federal coal, constitutes a mine plan modification. Therefore, a mine plan approval from the Assistant Secretary of Lands and Minerals Management is required. OSM's decision was based upon consideration of the Federal regulations under 30 CFR PARTs 740 and 746 and not the technical aspects of the revision application itself.

We will begin developing our recommendation which will be based on the NEPA of the leasing action (s), BLMs R2P2 documentation, the permit application package, UDOGM's permit findings, Fish and Wildlife consultation(s), as well as, consultation(s) on cultural resources. Should you have any questions please contact me.

Foster

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Foster Kirby

Archaeologist

OSM Western Region - Denver

Program Support Division

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Daron R. Haddock

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