

United States  
Department of  
Agriculture

Forest  
Service

Manti-La Sal  
National Forest

599 West Price River Dr.  
Price, Utah 84501

File ACT/007/006 #2  
Copy PAM

0057

Reply to: 2820

Date: March 22, 1991

Lowell Braxton  
State of Utah Natural Resources  
Division of Oil, Gas and Mining  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203

RECEIVED

MAR 25 1991

DIVISION OF  
OIL GAS & MINING

RE: Incidental Boundary Change, Cyprus-Plateau Mining Company, Star Point Mine, ACT/007/006-91D, Folder #2, Carbon County, Utah

Coal Lease Modification Application, Federal Coal Lease U-64263

Dear Lowell:

We received a copy of the incidental boundary change proposal from the Division of Oil, Gas and Mining (Division) on March 11, 1991. The proposal corresponds with a lease modification application submitted to the Bureau of Land Management (BLM) by Cyprus-Plateau Mining Company to add adjacent lands to Federal Coal Lease U-64263.

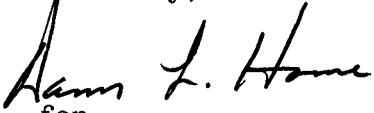
The BLM and Forest Service are presently evaluating the lease modification application in accordance with Federal Regulations 43 CFR 3432. At the present time Cyprus-Plateau Coal Company does not have the right to the coal resources within the lease modification application area, therefore, they do not have the right to mine the coal or access National Forest System lands for this purpose. The application for an incidental boundary change to the permit area is, therefore, premature under the Federal Coal Program (30 CFR 700 to End).

We are unable to evaluate the incidental boundary change at this time and cannot consent to this proposal until a lease modification is issued by the BLM. We will, however, consider the information presented in the application in our evaluation of the proposed lease modification. Once the lease modification has been evaluated through the Federal regulations and the National Environmental Policy Act (NEPA) process and the approval(BLM)/consent(FS) decisions are made, we can react to the incidental boundary change associated with the mine permit area.

Since the BLM is the responsible agency for processing lease proposals (including lease modifications) on lands which involve Federal coal reserves, the BLM should be your contact in regard to the status of the lease modification application.

If you have any questions in regard to the Forest Service review and consent in regard to the proposed incidental boundary change, please contact us at the Forest Supervisor's Office in Price, Utah.

Sincerely,

A handwritten signature in cursive script, appearing to read "George A. Morris".

for  
GEORGE A. MORRIS  
Forest Supervisor

cc: D-3  
C.Reed

Gene Nodine  
BLM, Moab District