



United States Department of the Interior  
 OFFICE OF SURFACE MINING  
 Reclamation and Enforcement  
 BROOKS TOWERS  
 1020 15TH STREET  
 DENVER, COLORADO 80202

OFFICE OF THE REGIONAL DIRECTOR

JAN 14 1980

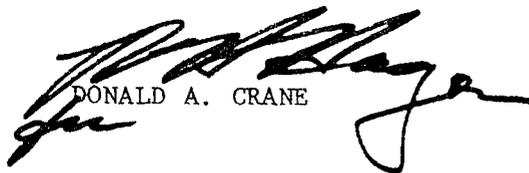
Mr. David W. Hess  
 Vice President and General Manager  
 Eureka Energy Company  
 215 Market Street  
 San Francisco, CA 94106

Dear Mr. Hess:

OSM has received and is in the process of determining completeness for the Sage Point - Dugout Canyon Mine and Reclamation Plan. Volume 11 of the plan is labeled "Confidential". Upon review of this volume, it was noted by my staff that the items marked "Confidential" included not only coal quality, but also the mining plan (detailed underground workings), thickness of seam, specific interval thickness and specific overburden thickness. The Surface Mining Control and Reclamation Act (Public Law 95-87, Sections 507(b)(17) and 508(a)(12)) requires that only information pertaining to the analysis of the chemical and physical properties of the coal shall be kept confidential and not made a matter of public record. Further, some information in the "Confidential" volume is reiterated in the non-confidential volume, in particular volume one. Thus it is unclear as to the specific information considered confidential. With this in mind, I suggest that you re-evaluate the items classified as "Confidential".

If you have any questions regarding the review of your plan, please call John Nadolski (303-837-3773) of my staff.

Sincerely,

  
 DONALD A. CRANE

cc: Smith, DOGM, SLC  
 Berggren, BLM, Price, Utah  
 Goudge, Eureka Energy, Price, Utah  
 Rising, OSM, Denver

DIVISION OF  
 OIL, GAS & MINING

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 Jim  
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