

# TECHNICAL MEMORANDUM

Utah Coal Regulatory Program

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June 4, 2004

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TO: Internal File  
THRU: ~~Dave Darby~~ *Gregory Galecki*, Lead, Senior Reclamation Specialist, Hydrology/Geology *GD*  
FROM: Karl R. Houskeeper, Environmental Scientist III *KRH by AN*  
RE: Incidental Boundary Change, Andalex Resources, Inc., Centennial Mine, C/007/0019, Task ID # 1919, Outgoing File

## SUMMARY:

The Division received an application for an Incidental Boundary Change on May 7, 2004. The Incidental boundary Change is in the Mathis Tract (20 acres) and in the Federal Summit Creek Lease Area (72.32 acres). The additional 92.32 acres constitutes a 1.705% increase of the Centennial Permit Area. The additional acreage is for underground mining only and does not affect the disturbed area acreage.

This memo addresses the administrative information submitted as part of the permit amendment application Task ID #1919. Pages 1-1, 1-18, 1-21, and 1-21a were identified on the C2 form and submitted as part of the application.

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**TECHNICAL ANALYSIS:**

**GENERAL CONTENTS**

**IDENTIFICATION OF INTERESTS**

Regulatory Reference: 30 CFR 773.22; 30 CFR 778.13; R645-301-112

**Analysis:**

No new information was submitted for inclusion into this section.

**Findings:**

The information contained in the approved MRP covers the additional acreage proposed in the IBC.

**VIOLATION INFORMATION**

Regulatory Reference: 30 CFR 773.15(b); 30 CFR 773.23; 30 CFR 778.14; R645-300-132; R645-301-113

**Analysis:**

No information updating the violation history contained in the MRP was submitted as part of the application. The information contained in the MRP is over three years old and outdated.

**Findings:**

**R645-301-113.300** A three (3) year history of violations preceding the application date must be provided for the applicant or any coal mining and reclamation operation owned or controlled by either the applicant or by any person who owns or controls the applicant.

**RIGHT OF ENTRY**

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

**Analysis:**

Information on page 1-21 has been updated with the new legal description of the Federal Summit Creek Lease UTU-79975 (72.32 acres) and the addition to the Mathis Tract Fee Lease (20 acres). Appendix J of the MRP contains approvals of lease agreements and other approved activities. No documentation showing approval to enter the UTU-79975 Federal Lease or the additional area of the Mathis Tract Fee Lease was provided for inclusion into Appendix J.

**Findings:**

**R645-301-114** Lease agreements to enter UTU-79975 Federal Lease and the additional area of the Mathis Tract Fee Lease must be provided for inclusion into Appendix J of the approved MRP.

**RECOMMENDATIONS:**

Prior to approval the requirements of **R645-301-113.300** and **R645-301-114**, must be provided as outlined above. The application should be denied.