



OGMCOAL DNR <ogmcoal@utah.gov>

Kenilworth Lease Addition, Task ID #4763, Centennial Mine, C/007/0019

Caveny, Nicole <ncaveny@osmre.gov>
To: OGMCOAL DNR <ogmcoal@utah.gov>
Cc: Marcelo Calle <mcalles@osmre.gov>

Wed, Jan 21, 2015 at 1:10 PM

Dear Sir or Ma'am,

This is in response to the Utah Division of Oil, Gas & Mining's (UTDOGGM) January 16, 2015 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 Office of Surface Mining Reclamation and Enforcement's (OSMRE) determination whether or not a mining plan approval from the Secretary is required for the Andalex Resources Inc.'s, Kenilworth Lease Addition for the Centennial Mine permitting action.

Based on the OSMRE review of the Centennial Mine permit application materials and the Bureau of Land Management's (BLM) National Environmental Policy Act (NEPA) documents for the Centennial Mine (Task ID 4763, C/007/0019). OSMRE has determined that the proposed action, adding approximately 1,761 acres of Federal coal, constitutes a mine plan modification. Therefore, a mine plan approval from the Assistant Secretary of Land and Minerals Management is required. OSMRE'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.

OSMRE will begin developing a Mining Plan Modification Decision Document recommendation which will be based on the NEPA of the leasing action(s), BLMs R2P2 documentation, the permit application package, UDOGGM's permit findings, Fish and Wildlife consultation(s), and consultation(s) on cultural resources. Should you have any questions please contact me, Nicole Caveny, at [\(303\) 293-5078](tel:3032935078).

Sincerely,

Nicole Caveny

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