

C/015/017 Incoming



United States Department of the Interior



BUREAU OF LAND MANAGEMENT
Utah State Office
P.O. Box 45155
Salt Lake City, UT 84145-0155
<http://www.blm.gov>

IN REPLY REFER TO:
3452
UTU-02664
(UT-9223)

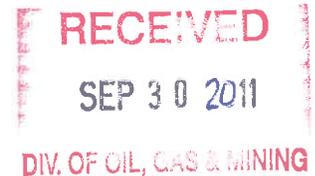
SEP 28 2011

CERTIFIED MAIL 7007 2560 0000 5771 3789
Return Receipt Requested

DECISION

PacifiCorp
c/o Interwest Mining Company
1407 W. North Temple, Suite 310
Salt Lake City, Utah 84116

: Coal Lease
: UTU-02664
: 175.7E Sec 24
:



Coal Lease Relinquishment Accepted

On December 15, 2006, a relinquishment of the above noted federal coal lease was filed in this office by Interwest Mining Company, a subsidiary of PacifiCorp. On June 20, 2011, PacifiCorp requested an update to their relinquishment request.

A determination has been made that the relinquishment of this lease will not impair the public interest, and may be accepted as of December 15, 2006. The relinquished lease is subject to the continued obligation of the lessee to make payment of all accrued rentals and royalties and to complete the reclamation of the leased lands.

The total number of acres accepted for relinquishment is 430.00 acres

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4, and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days after receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (pursuant to regulation 43 CFR 4.21)(58 FR 4939, January 19, 1993)(request) for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay **must** also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed in this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and

If you have further questions call Bill Buge at (801) 539-4086.

Shelley J. Smith

FOR Jeff Rawson
Acting State Director

cc: Resource Development Coordinating Committee, ATTN: Mineral Leasing Taskforce,
116 State Capital Building, Salt Lake City, Utah 84114
✓ Mr. John Baza, Director, UDOGM, Box 145801, Salt Lake City, Utah 84114-5801
Price Coal Office
ONRR, MRM, Solid Minerals Staff, Attn: Patrick Mulcahy, MS390B2, Box 25165, Denver, CO
80225-0165
Pamela Brown, Forest Supervisor, Manti-La Sal National Forest, 599 Price River Dr., Price, UT
84501
Tina Garcia, USDA-Forest Service, Southwest Region, 333 Broadway Blvd., SE, Albuquerque, NM
87102