

United States
Department of
Agriculture

Forest
Service

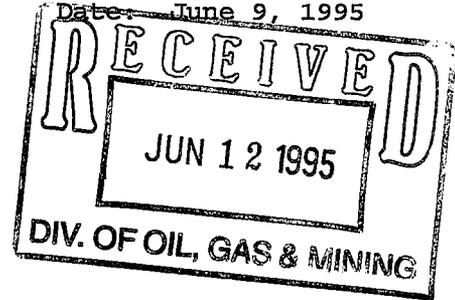
Manti-La Sal
National Forest

599 West Price River Dr.
Price, Utah 84501

0039

Reply to: 2820

Utah Coal Regulatory Program
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
Attention: Pamela Grubaugh-Littig



RF: Application for Permit Change - Incidental Boundary Change, PacifiCorp,
Deer Creek Mine, ACT/015/018, Emery County, Utah

Dear Ms. Littig:

*ACT/015/018-95B #3
Copy PBM
Person
already
Copied*

I hereby consent to the proposed Incidental Boundary Change (IBC) with the provision that no mining be conducted that would cause subsidence of the land surface. This decision is consistent with lease terms and the Forest Supervisor's consent to modification of Federal Coal Lease U-06039 last April. The modification added a tract of land, coincident to the IBC area, to the already existing lease area. Forest Service consent to surface disturbing activities, including surface subsidence, within the IBC area would require an additional environmental analysis.

Enclosed for information is a copy of the Forest Supervisor's letter to BLM, dated April 5, 1995, documenting Forest Service consent to modification of Federal Coal Lease U-06039. As stated in the letter, the modification qualified as a categorical exclusion from documentation in an environmental assessment or environmental impact statement because the proposed mining scenario would not cause surface disturbance or subsidence. A copy of BLM's letter to the Forest Supervisor, dated March 13, 1995, stating that the proposed mining scenario would not cause subsidence is also enclosed.

If you have any questions or need additional information, contact us at the Forest Supervisor's Office in Price, Utah.

Sincerely,

JANETTE S. KAISER
Forest Supervisor

cc:
D-2/3
George Tetrault, BLM - Price Coal Office

Enclosures

United States
Department of
Agriculture

Forest
Service

Manti-La Sal
National Forest

59. West Price River Dr.
Price, Utah 84501
(801) 637-2817

File Code: 2820-4

Date: April 5, 1995

Mr. Mat Millenbach, State Director
Bureau of Land Management
Utah State Office
324 S. State St.
Salt Lake City, Utah 84111-2303

Dear Mr. Millenbach:

We have reviewed PacifiCorp's request to modify Federal Coal Lease U-06039 to include an additional 42.97 acres, as described in their February 15 submittal. We consulted George Tetrault at the Price office, and received Mark Bailey's letter of March 13, stating that mining within this proposed lease boundary extension will have no surface disturbance, including subsidence.

A legal notice was published in the Sun Advocate and no comments were received.

This action is categorically excluded from documentation in an EA or an EIS in the categories established by the Chief in the Forest Service Handbook 1909.15 31.1b (7); sale or exchange of land or interest in land and resources where resulting land use remains essentially the same.

It is understood that the lease stipulations already in place on Federal Coal Lease U-06039 will be applicable to this modification.

Sincerely,

/s/ Aaron Howe
AARON HOWE
Acting Forest Supervisor

J.DeFreest:jdf

File 2820-4



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Moab District

Price River Resource Area

900 North 700 East

Price, Utah 84501

MAR 1 1995	LEGAL AFF.
	FOREST SUPERVISOR
BBB	ENG/MINER
	ECOSYSTEMS
	REC/LANDS.AVL 3482
	U-06039
	ADM. OFFICER (T-066)
	MAR 13 1995
	PLANNER
	DISTRICT RANGER

Aaron Howe
 Acting Forest Supervisor
 Manti-LaSal National Forest
 599 Price River Drive
 Price, Utah 84501

C. Reed
 CC: D-2/D-3

Re: Federal Coal Lease U-06039 - Lease Modification

Dear Mr. Howe:

PacifiCorp has submitted a lease modification for a lease boundary extension (LBE). PacifiCorp, as the current lessee of record for Federal coal lease U-06039, seeks to include the mineral interest (unleased Federal coal) of 42.97 acres to Federal coal lease U-06039, originally issued on May 1, 1953, consisting of 1360 acres. This lease modification is necessary to maximize coal recovery between the existing lease boundary and the Mill Fork Canyon Fault. If this coal is not leased it will be by-passed.

We have analyzed the potential for surface impacts from the proposed mining within the LBE area. With the exception of a 50' x 350' section of the 9th West longwall panel, all mining within the LBE area will be first mining. Approximately 100,000 tons of coal will be removed from the LBE area. Based upon the available data, our analysis indicates that there will be no surface disturbance (including subsidence) that will impact the LBE area.

If you have any questions, please contact George Tetreault at (801) 637-8454.

Sincerely,

Mark E. Bailey
 Area Manager

cc: UT-921, SD, Utah