

0056

United States  
Department of  
Agriculture

Forest  
Service

Manti-La Sal  
National Forest

015/032 #2  
Price Ranger District  
599 West Price River Dr.  
Price, Utah 84501

Reply to: 2720

Date: June 4, 1991

Daron Haddock, DOGM  
355 West No. Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203

Dear Daron:

I have consented to the approval of a Special Use Permit authorizing a buried telephone line to the Crandall Canyon Mine and have determined that there would be no significant impact to the quality of the human environment by the issuance of this authorization.

Enclosed for your record is a copy of the Decision Memo consenting to the approval. If copies of the associated environmental documents are desired, please contact this office at the above address.

Sincerely,



SHARON METZLER  
Acting Forest Supervisor

cc:  
SO

RECEIVED

JUN 06 1991

DIVISION OF  
OIL GAS & MINING

## DECISION MEMO

EMERY COUNTY FARMERS UNION  
TELEPHONE ASSOCIATION INC.  
BURIED TELEPHONE LINE TO SERVE  
THE CRANDALL CANYON MINE

I have decided to approve Emery County Farmers Union Telephone Association's (ECFUTA) application for a Special Use Permit. Through the application, ECFUTA proposes to install a buried telephone line to Genwal Coal Company's Mine. ECFUTA would connect to an existing line at the mouth of Trail Canyon and bury a permanent telephone line in the cut ditch of Hwy. 31 (within Utah Department of Transportation's Right of Way) and the Crandall Canyon Road to serve the Crandall Canyon Mine. About 3.5 miles of the 5.5 miles of new line would be on National Forest System lands within the boundary of the Price Ranger District of the Manti-La Sal National Forest in Emery County, Utah. The buried line would be constructed starting in June and would replace sporadic microwave and temporary radio telephone links. This permanent, buried, telephone line would allow the Crandall Canyon mine to have safe, reliable communications in the case of any emergencies. The application and operation plan contained in the case file fully explain the proposal. UDOT has also issued a Utility Line Agreement and a Highway Right of Way Encroachment Permit to ECFUTA. These documents, other associated documents, and the Scoping Document are available for review at the Price Ranger District Office or the Manti-La Sal National Forest Supervisor's Office, Price, Utah.

Project Scoping has identified no issues and no adverse impacts to any resource. This project is consistent with the management directions, including standards and guidelines in the Manti-La Sal National Forest Land and Resource Plan and Final Environmental Impact Statement. This proposed action falls within category 5 (minerals and energy related activities of limited size, duration and degree of disturbance and no extraordinary circumstances exist that might cause the action to have significant effects.) Based on an analysis of the proposal, this action is categorically excluded from documentation in an environmental impact statement or an environmental assessment (FSH 1909.15 sections 26.1b2 and 26.2)

This decision is subject to administrative review in accordance with 36 CFR 217. Any appeal of this decision must include the information required by 36 CFR 217.9 (content of a notice of appeal), including the reasons for appeal. Two (2) copies of the Notice of Appeal must be filed with Gray Reynolds, Regional Forester, 324 25th Street, Ogden, Utah 84401 within 45 days of the date specified in the Legal Notice published in the Price Sun Advocate. Also this project may be implemented 7 days after this date.

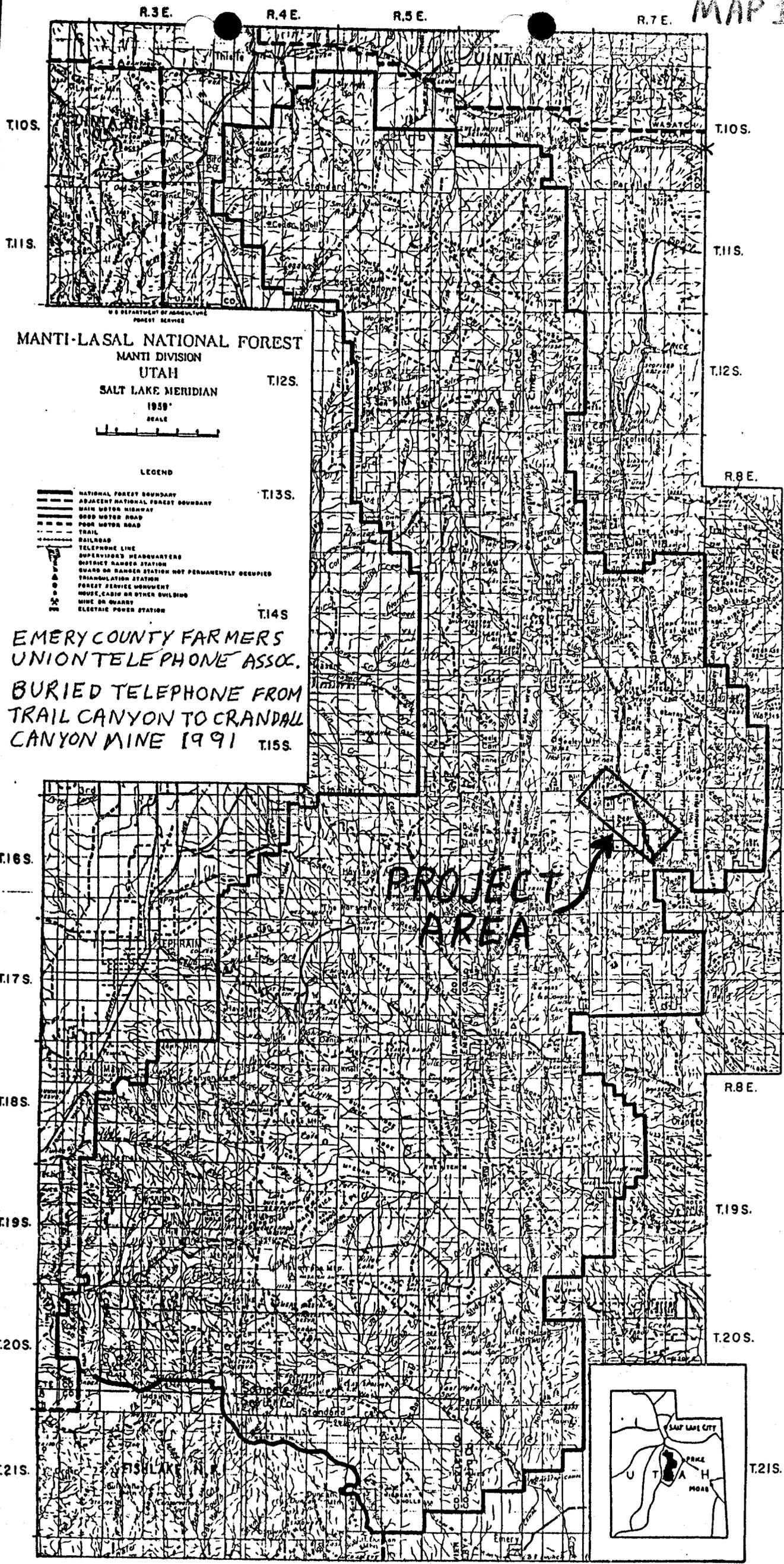
This decision is also subject to administrative review in accordance with 36 CFR 251 Subpart C, in the case of decisions regarding written instruments authorizing occupancy and use of National Forest System lands. Any appeal of this decision must include the information required by 36 CFR 251.90 (content of notice of appeal) including the reasons for appeal and must be filed with Gray Reynolds, Regional Forester, 324 25th Street, Ogden, Utah 84401 within 45

days of the date of this decision. A copy of the notice of appeal must be filed simultaneously with George A. Morris, Forest Supervisor, Manti-La Sal National Forest, 599 West Price River Drive, Price, Utah 84501.

If you have concerns about this decision, please contact me so that I can hear and discuss those concerns with you. My phone number is (801) 637-2817.

Approved by: Sharon Metzler  
Sharon Metzler  
Acting Forest Supervisor

Date: 6/4/91

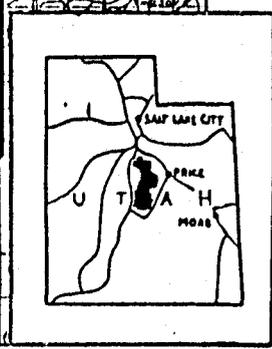


MANTI-LASAL NATIONAL FOREST  
 MANTI DIVISION  
 UTAH  
 SALT LAKE MERIDIAN  
 1950'  
 SCALE

- LEGEND
- NATIONAL FOREST BOUNDARY
  - - - ADJACENT NATIONAL FOREST BOUNDARY
  - == MAIN MOTOR HIGHWAY
  - GOOD MOTOR ROAD
  - - - POOR MOTOR ROAD
  - TRAIL
  - RAILROAD
  - TELEPHONE LINE
  - ▲ SUPERVISOR'S HEADQUARTERS
  - DISTRICT RANGER STATION
  - GUARD OR RANGER STATION NOT PERMANENTLY OCCUPIED
  - △ TRIANGULATION STATION
  - FOREST SERVICE MONUMENT
  - HOUSE, CABIN OR OTHER BUILDING
  - MINE OR QUARRY
  - ELECTRIC POWER STATION

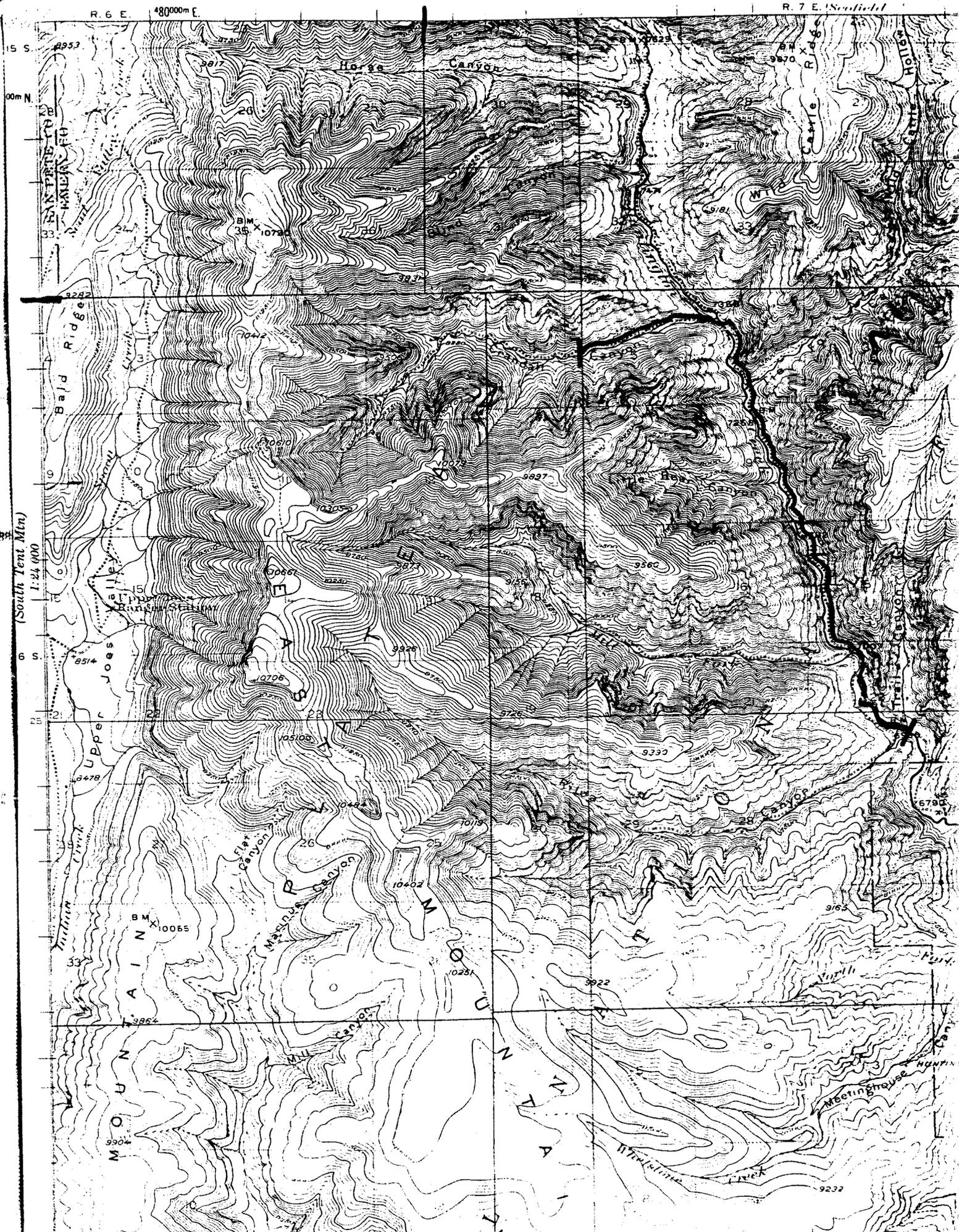
EMERY COUNTY FARMERS  
 UNION TELEPHONE ASSOC.  
 BURIED TELEPHONE FROM  
 TRAIL CANYON TO CRANDALL  
 CANYON MINE 1991

PROJECT AREA



EMERY COUNTY FARMERS UNION TELEPHONE ASSOCIATION, INC.  
BURIED TELEPHONE LINE TO CRANDALL CREEK ON MINE

MAP 2





# United States Department of the Interior

OFFICE OF SURFACE MINING  
Reclamation and Enforcement  
WASHINGTON, D.C. 20240

MAY 31 1991

orig mine file  
#07/015/032-  
TAKE  
PRIDE IN  
AMERICA

ce L. Dwyer  
T. Mitchell  
R. Daniels  
PRN  
A. Haddock

JUN 05 1991

DIVISION OF  
OIL GAS & MINING

Dianne R. Nielson, Ph.D.  
Director, Division of Oil, Gas,  
and Mining  
3 Triad Center, Suite 350  
355 West North Temple  
Salt Lake City, Utah 84180

Dear Dr. Nielson: *Dianne*

This is in response to your April 29, 1991, request for informal review of the Albuquerque Field Office (AFO) Director's determination that your agency has not taken appropriate action or shown good cause for not taking appropriate action with respect to both parts of ten-day notice (TDN) number 91-02-246-002 (~~General Coal Company's Crandall Canyon Mine~~). The first part of the TDN alleges that the permittee failed to first obtain a permit from your agency prior to engaging in and carrying out any coal mining and reclamation operations, in accordance with Utah regulations at R614-300-112.400. The surface coal mining and reclamation operation in question pertain to a haul and access road. The second part of the TDN alleges that the permittee failed to prevent, to the extent possible, additional contributions of sediment to streamflow resulting from use of the haul road, violating R614-301-742.111.

In your request for review, you ask that I vacate the TDN because your agency can take no further action in response to the TDN until your pending program amendment concerning new definitions of "road" and "public road" is finalized by the Office of Surface Mining Reclamation and Enforcement. You maintain that approval of this proposed amendment is necessary before your agency can request information needed to evaluate the roads in question. Finally, you contend that issuance of the TDN so soon after promulgation of emergency rulemaking and submission of the program amendment denies your agency reasonable time in which to manage and enforce its program.

Notwithstanding your proposed program amendment, I cannot vacate the TDN since I am charged by regulation to dispose of each TDN appeal before me by affirming, reversing, or modifying the written determination of the Field Office Director based on the

Dianne R. Nielson, Ph.D.

3

regard to both violations, and hereby order a Federal inspection. That inspection will address the need to revise the permit to include the road referenced in the ten-day notice and also address the performance standard violation.

Sincerely,



W. Hord Tipton  
Deputy Director  
Operations and Technical Services

cc: Genwal Coal Company  
P.O. Box 1201  
Huntington, Utah 84527

Robert H. Hagen  
Director, Albuquerque Field Office

Nina Rose Hatfield  
Assistant Deputy Director  
Operations and Technical Services

Carl C. Close  
Assistant Director, Eastern Support Center

Raymond Lowrie  
Assistant Director, Western Support Center

Joel Yudson  
Assistant Solicitor, Regulatory Programs