



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>



C/041/002 Incoming

IN REPLY REFER TO:
3452
UTU-63214
(UT-9223)

MAY 26 2011

CERTIFIED MAIL – Return Receipt Requested

	DECISION	
Canyon Fuel Company, LLC	:	Coal Lease
c/o Ark Land Company	:	UTU-63214
City Place One, Suite 300	:	
St. Louis, MO 63141	:	
	:	

RECEIVED
MAY 31 2011
DIV. OF OIL, GAS & MINING

Coal Lease Partial Relinquishment Accepted

On April 6, 2009, a partial relinquishment of the above noted federal coal lease was filed in the office by Canyon Fuel Company, LLC.

A determination has been made that the partial relinquishment of this lease may be accepted as of the date of filing. The relinquished lands are 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 relinquished and retained lands are described as follows:

Coal lease UTU-63214:

Relinquished Lands

T. 21 S., R. 5 E., SLM, Utah
Sec. 33, lots 2-4;
Sec. 34, lots 1-4, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 35, lots 1 and 2, W $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$;

T.22 S., R. 5 E., SLM, Utah
Sec. 3, lots 1-4, S $\frac{1}{2}$ N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$,
N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 4, lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 9, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 10, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$.

Containing 1869.12 acres

Retained Lands Tract 1:

T. 21 S., R. 4 E., SLM, Utah
Sec. 12, E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 13, E $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$;
Sec. 14, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 23, E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$;
Sec. 24, all;

T. 21 S., R. 5 E., SLM
Sec. 15, W $\frac{1}{2}$;
Secs.16-21, all;
Sec. 22, W $\frac{1}{2}$;
Sec. 26, W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 27, all;
Sec. 28, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 29, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 30, lot 1, N $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 33, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 34, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$.

Retained Lands Tract 2:

T. 21 S., R. 5 E., SLM, Utah
Sec. 10, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$;
E $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$,
E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$,
E $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Retained Lands Tract 3:

T. 21 S., R. 4 E., SLM, Utah
Sec. 26, E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 35, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$.

Containing 8,826.34 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

/s/ Jeff Rawson

FOI

Juan Palma
State Director

cc: Resource Development Coordinating Committee, ATTN: Mineral Leasing Taskforce,
116 State Capital Building, Salt Lake City, Utah 84114
Manti LaSal National Forest
ONRR, ACM, Solid Minerals Staff, Attn: LeeAnn Martin, MS62300B, Box 25165, Denver, CO
80225-0165
Price Field Office (Attn: Steve Falk)
Mr. John Baza, Director, UDOGM, Box 145801, Salt Lake City, Utah 84114-5801
Christina Garcia, Forest Service, Southwest Region, Minerals and Geology, National Operations, 333
Broadway, SE, Albuquerque, NM 87102