



OGMCOAL DNR <ogmcoal@utah.gov>

## Lila Canyon: PBH-1 thru PBH-3 Borehole Amendment (Task #21980)

1 message

**Steve Christensen** <stevechristensen@utah.gov>

Thu, Jan 5, 2023 at 11:26 AM

To: Jesse Candelaria <jesseccandelaria@acnrinc.com>

Cc: OGMCOAL DNR <ogmcoal@utah.gov>, Kim Betcher <kimbetcher@acnrinc.com>, "Nielsen, Nick" <nicknielsen@acnrinc.com>, Justin Eatchel <jeatchel@utah.gov>

Good morning,

The Division has completed its review of the borehole amendment and recommended conditional approval. The cover letter and findings are attached. no hardcopy to follow.

As a heads up, once the clean-copies come in and we get to final approval, we will need to revise the reclamation agreement and the permit document itself to reflect the additional acreage from the boreholes. As no additional bond money is required, it's strictly a paperwork exercise.

Regards,  
Steve

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### Steve Christensen

Coal Program Manager

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Utah Department of Natural Resources

Division of Oil, Gas & Mining



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State of Utah

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DEIDRE M. HENDERSON  
*Lieutenant Governor*

Department of Natural Resources  
Division of Oil, Gas and Mining

JOEL FERRY  
*Executive Director*

JOHN R BAZA  
*Division Director*

January 05, 2023

Jesse Candelaria, Acting Resident Agent  
Emery County Coal Resources  
P.O. Box 910  
East Carbon, Utah 84520-0910

Subject: Conditional Approval of PBH-1 thru PBH-3 Boreholes, Emery County Coal Resources Inc., Lila Canyon Mine, C/007/0013, Task T-21980

Dear Mr. Candelaria:

The above-referenced amendment is approved conditioned upon receipt of 2 clean copies prepared for incorporation. Please submit these copies by February 06, 2023. Once we receive these copies, final approval will be granted.

A stamped incorporated copy of the approved plans will also be returned to you at that time, for insertion into your copy of the Mining and Reclamation Plan.

If you have any questions, please call me at (801) 538-5350.

Sincerely,

Steve Christensen  
Coal Program Manager





State of Utah

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Governor

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Division of Oil, Gas and Mining

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## Technical Analysis and Findings

### Utah Coal Regulatory Program

**PID:** C0070013  
**TaskID:** T-21980  
**Mine Name:** LILA CANYON MINE  
**Title:** PBH-1 thru PBH-3 Boreholes  
**Findings Report Date:**

#### General Contents

##### Right of Entry

###### *Analysis:*

The application meets the State of Utah R645 requirements for Right-of-Entry.

The amendment meets the requirements of R645-301-114.100 because the legal description for the permit area within the Right-of-Entry section on Page 1-10 of Chapter 1 has been revised to account for boreholes PBH-1 and PBH-2.

Table 1-1 of Chapter 1 has been revised to contain Right-of-Entry information for Federal ROW UTU-96032, and the Permittee has revised the narrative on Page 1-6 to include Federal ROW UTU-96032 as well. The Bureau of Land Management Right-of-Way/Temporary Use Permit documentation for Federal ROW UTU-095176 has been included in this amendment.

The legal description of the permit area on Page 1-10 has been revised to account for the addition of the boreholes as follows:

- PBH-1: Portion of NE1/4 of Section 36
- PBH-2: Portion of NW1/4 of Section 32

Additionally, the total permit area acreage provided at the top of page 1-10 has been increased by the amount of additional acreage introduced with boreholes PBH-1 and PBH-2 (i.e., the portion of the total 0.47 acres for all three boreholes minus the acreage of PBH-3).

## **Permit Term**

### *Analysis:*

The application meets the State of Utah R645 requirements for Permit Term.

The amendment meets the requirements of R645-301-116.100 because the information in the Permit Term Section 1.1.6 on Page 1-10 of Chapter 1 has been revised to reflect the acreage reported in the reclamation agreement.

Exhibit "A" of the current Lila Canyon Reclamation Agreement identifies a bonded/disturbed area of 42.6 acres. With the addition of the three boreholes, the bonded/disturbed area was increased by 0.47 acres. The disturbed acreages within the MRP and Reclamation Agreement must be consistent. Therefore, the Permittee has revised the anticipated total acreage to be affected in Section 1.1.6 on page 1-10 of Chapter 1 to 43.07 acres (i.e., current Reclamation Agreement disturbed acreage of 42.6 acres plus 0.47 acres).

Justin Eatchel

## **Environmental Resource Information**

### **Maps Permit Area Boundary**

### *Analysis:*

The application meets the State of Utah R645 requirements for Permit Area Boundary Maps.

The application satisfies the requirements of R645-301-521.141.

PBH-1 and PBH-2 are located outside of the currently approved permit area depicted on Plate 1-1 of the currently approved MRP and Plate 1-2A (provided with this amendment). Any disturbance associated with a coal mining and reclamation operation must be contained within the permit area boundary.

The Permittee has revised Plate 1-1 in the current MRP and Plate 1-2A (proposed with this amendment) to include PBH-1 and PBH-2 in the permit area.

A note within the legend in both revised plates states that PBH-1 and PBH-2 are part of the permitted/disturbed area. A note within the body of the plates indicates that boreholes PBH-1 and PBH-2 are located on leased SITLA land.

Justin Eatchel