



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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May 4, 1994

TO: Bill Richards, Assistant Attorney General

THRU: Lowell Braxton, Associate Director, Mining *LB*

THRU: Mary Ann Wright, AML Program Administrator *M.A.W.*

FROM: Dave Donnelly, Senior Reclamation Specialist/Realty *D.D.*

RE: Summit/Blackhawk Mine ACT/043/008  
Questions About Sale of Property Obtained Through Bond Forfeiture

In 1990, the Division of Oil, Gas And Mining obtained approximately 52 acres of property near Wallsburg through a bond forfeiture of the Summit/Blackhawk mine. The Division now wants to sell this property. Before I begin the Division of Purchasing's procurement process to obtain a real estate agent, I have the following questions.

1. Can the Division of Oil, Gas and Mining sell property or is there a statute that says it has to be turned over to another agency such as State Surplus?
2. If the Division can sell this property is there a procedure that needs to be followed such as an auction or competitive bidding of some kind?
3. What other legal implications are there that I need to be aware of?

Could you check on the above questions and get back with me as soon as possible.

Thanks

dd/jm

*Bill: Tom can help you on some of these, since (I believe) we did a "court house steps" auction attempt after he started with #A6*

