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United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Salt Lake District Office
2370 South 2300 West
Salt Lake City, Utah 84119

IN REPLY REFER TO:

3809
U-72281
U-72299
(UT-023)

JUN 15 1999

Certified Mail Number #Z 155 816 125
Return Receipt Requested

RECEIVED
JUN 17 1999
DIV. OF OIL, GAS & MINING

Mr. Lon Thomas
American Stone, Inc.
4040 South 300 West
Salt Lake City, UT 84107

Dear Mr. Thomas:

On September 28, 1998, the Utah State Director, Bureau of Land Management (BLM) affirmed a decision by the Salt Lake District Manager that you had established a Record of Noncompliance for your failure to file a Plan of Operations or reclaim surface disturbance at the Aragonite Millsite. All operators who have established a Record of Noncompliance must submit a Plan of Operations and post a 100% reclamation bond for all existing and subsequent operations that would otherwise be conducted under a Notice. At the present time, you have an active Notice to mine at the Rosebud quarry located in Section 14, T. 10 N., R. 16 W. (Casefile U-72281), and in the Lionheart quarry located in Section 8, T. 14 N., R. 16 W. (Casefile U-72299). To date, we have not received a Plan of Operations from you to continue mining from these two areas.

On May 19, 1999 you were observed mining quartzite veneer stone from the Rosebud quarry, in direct violation of the requirements of 43 CFR 3809. At that time, approximately 50 pallets of stone had been stockpiled at that location. A follow-up inspection was conducted on June 10, 1999. During this inspection, it was revealed that all of the stockpiled pallets of stone that had been mined without authorization had been removed from the Rosebud area.

On June 2, 1999, an inspection of your Lionheart quarry was conducted by this office. This inspection, and prior inspections in 1996 and 1998, revealed that the quarry has not been active for several years, and may have been abandoned by American Stone. The access road you constructed to the quarry is badly eroded and all but impassible. Because the site has apparently been abandoned, you should reclaim the quarry and access road immediately. If you choose to continue operating in the Lionheart area, you must submit a Plan of Operations and post a bond for 100% of the cost for reclamation prior to conducting <u>any</u> mining related activity in this area.

Please be advised that if you choose to continue mining related activities in the Rosebud or Lionheart quarries without first submitting and having approved a Plan of Operations and posting a bond for 100% of the cost of reclamation, you will be enjoined from the continuation of such operations by a court order.

We have enclosed a Plan of Operations form for your use. If you have any questions, or require additional information, please feel free to contact Michael Ford of my staff at (801) 977-4360.

Sincerely,

LEON E. BERGGREN

Acting

Glenn A. Carpenter
Field Manager

Enclosure

cc: D. Wayne Hedberg
Utah State Division of Oil, Gas and Mining
BLM Utah State Office (UT-921)