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

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July 11, 1997

Gary C. Orton
Orton Ranch and Development, Inc.
4248 West 1700 North
Ogden, Utah 84404

Re: Acceptance of Notice of Intention to Commence Small Mining Operations, Rocky Point Project, S/003/042, Box Elder County, Utah

Dear Mr. Orton:

Thank you for your Notice of Intention to Commence Small Mining Operations, received by the Division on July 7, 1997. The application for the proposed Rocky Point Project, located in the NE/4 of the SE/4 of Section 14, T7N, R2W, SLBM, Box Elder County, Utah is complete and no additional information is required at this time.

Your requested variances to rule R647-3-107, 108 & 109 #10 - Stockpiling topsoil and #12 - Preparing seedbed, are hereby granted. This site was previously disturbed and no topsoil is available. If you disturb anything outside the previously disturbed area, even the first few inches of undeveloped material is worth saving to aid in later revegetation efforts, and future regulatory release from reclamation requirements.

Should you wish to expand your operation beyond the five (5) acre limitation, please notify this office as soon as possible to discuss the necessary permitting requirements.

A Memorandum of Understanding between this Division and the State Department of Environmental Quality (DEQ) requires us to notify them upon receipt of a mining application. If you haven't already done so, you are advised to contact their office prior to starting your small mining operation to determine whether additional permits and/or approvals are required. We will forward a copy of this letter and your notice to the DEQ for their review. Their address and phone number is: Department of Environmental Quality, 288 North 1460 West, Salt Lake City, Utah, 84116, (801) 538-6146.

Thank you for your cooperation. When in the area, a member of the Division staff will examine the site. Best wishes with your mining operation.

Sincerely,

Anthony C. Gallegos
for Lynn Kunzler
Senior Reclamation Specialist

jb
Enclosure
cc: Kiran Bhayani, DWQ w/NOI
Roger L. Bon, UGS
Tracking File
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