This page is a reference page used to track documents internally for the Division of Oil, Gas and Mining

Mine Permit Number S/015/0076 Mine Name TJ Clark Mine

Operator Thomas Clark Date Sent Oct 4 2013

TO _____ FROM _____

__CONFIDENTIAL X BOND CLOSURE __LARGE MAPS __EXPANDABLE

__MULTIPUL DOCUMENT TRACKING SHEET __NEW APPROVED NOI

__AMENDMENT _OTHER _____

Description YEAR-Record Number

__NOI __Incoming X Outgoing __Internal __Superceded

Notice of File Closure 2013 - 10042013

__NOI __Incoming __Outgoing X Internal __Superceded

Bond File 2013 - 10042013

CONFIDENTIAL

__NOI __Incoming __Outgoing X Internal __Superceded

☆ Bond File 2013 - 10042013

__NOI __Incoming __Outgoing __Internal __Superceded

__TEXT/ 81/2 X 11 MAP PAGES __11 X 17 MAPS __LARGE MAP

COMMENTS: _____

CC: _____

State of Utah
School and Institutional
TRUST LANDS ADMINISTRATION

675 East 500 South, Suite 500
Salt Lake City, Utah 84102-2818
801-538-5100
801-355-0922 (Fax)
http://www.trustlands.com

Jon M. Huntsman, Jr.
Governor

Kevin S. Carter
Director

File: S/015/076
CC: Bond file
Beth
Daron

Needs folder

February 2, 2006

CERTIFIED MAIL 7160 3901 9842 9870 7784

operator
Fremont Corporation
P.O. Box 658
St. George, Utah 84771

mine name
TJ Clark mine

SITLA

Bond Amount

Dear Lessee:

Listed below is a surety that is presently held by the School and Institutional Trust Lands Administration ("SITLA") for reclamation of mining related disturbance that is associated with mineral development on trust lands.

Type of Surety: Certificate Of Deposit
Amount: $5000
Account No.:
Issued By: First Securtiy, Pheonix Plaza
Date Issued: 9/27/1999
Mineral Lease No.: ML 43260
DOGM No.: S/015/076

The Division of Oil, Gas and Mining ("DOGM") is the state agency responsible for implementing and enforcing the State of Utah's regulation of mineral mining and reclamation activities (Utah Code Sections 40-8-1 et seq.) and the State of Utah's Surface Coal Mining and Reclamation Program (Utah Code Sections 40-10-1 et seq.). SITLA and DOGM have entered into a Memorandum of Agreement Concerning Cooperative Administration of Mining Operations on School and Institutional Trust Lands, dated January 14, 2005 ("MOU"). The MOU transfers the responsibility for administrating the reclamation of disturbances on SITLA's mineral leases to DOGM. Therefore, surety for reclamation shall be provided by the operator of the leased mineral lands to DOGM prior to commencing mining operations, and DOGM will be identified as the owner or holder of the surety. The surety for reclamation shall be held and administered by DOGM, and shall be of a type and in a form as determined to be acceptable by the rules established by the Board of Oil, Gas and Mining. The surety shall be payable to DOGM for use as necessary to satisfy the reclamation obligations of the mineral lessee or operator.

In accordance with the MOU and in compliance with the statutory authority of DOGM, SITLA will transfer the above referenced surety to DOGM to be administered by DOGM under their rules. This letter serves as notification of the requirement under your lease to be bonded for reclamation to replace or transfer your surety with DOGM by April 1, 2006. Upon written request and written extension by SITLA additional time for completing this process may be provided. DOGM and SITLA will coordinate their efforts to ease this transition. Questions concerning this process may be directed to Will Stokes at SITLA phone number (801) 538-5153. At DOGM please contact Beth Ericksen at (801) 538-5318. Additional information may be found at the DOGM's website at http://ogm.utah.gov/minerals.

Please be aware that adjustment of the bond amount could also be necessary if it is determined that the current amount is insufficient to cover complete reclamation. You will also need to complete a reclamation contract (form MR-RC) with DOGM to conclude the process. Also, as provided for under the rules governing the management and use of school and institutional trust lands (R850-21-800), and as provide for under Article XII of the mineral lease agreement, the lessee or operator may be required to post a separate performance bond with SITLA to assure compliance with all other remaining terms and conditions of the lease not covered by the bond to be filed with DOGM.

We anticipate that bonding for reclamation will be streamlined and hope you view this change as a positive effort to simplify the process. Thank you for your cooperation.

Sincerely

Tom Faddies

Tom Faddies
Assistant Director/Minerals

S0150076

Penny Berry< pennyberry@utah.gov>

TJ Clark Mine

2 messages

Wayne Western< waynewestern@utah.gov> Wed, Oct 2, 2013 at 4:08 PM
To: John Blake <jblake@utah.gov>, Jerry Mansfield <jmansfield@utah.gov>
Cc: Paul Baker <paulbaker@utah.gov>, Penny Berry <pennyberry@utah.gov>

John and Jerry,

attached are a letter sent by the Division to Freemont Corporation for the TJ Clark Mine S/015/0076 lease ML 43260

DOGM's records show that SITLA is holding a $5,000.00 bond reclamation bond. I am having Penny check the records.

Our records indicate that the lease has expired and the Permittee has not paid permit fees.

What does SITLA want to do?

Penny has tried to track down the bond. Please check your records to see what documentation you have for the bond. From email there was a transfer of bonds from SITLA to the Division a few years ago but out records do not show that we got the bond.

Wayne

2 attachments

S0150074_2009-08-26.pdf
16794K

escalate-01172013.doc
28K

Jerry Mansfield< jmansfield@utah.gov> Thu, Oct 3, 2013 at 7:07 AM
To: Wayne Western <waynewestern@utah.gov>
Cc: John Blake <jblake@utah.gov>, Paul Baker <paulbaker@utah.gov>, Penny Berry <pennyberry@utah.gov>

Wayne:

A comment on our business system indicates SITLA held a $5,000.00 CD on this lease. However, another comment entered by Will Stokes on 02/13/2012 indicates Mr. Clark cashed in the CD without SITLA co-sign. This lease was cancelled 03/16/2007. I will look for the lease file and try to get more information.
[Quoted text hidden]
--
Jerry W. Mansfield
Resource Specialist
School & Institutional
Trust Lands Administration
801.538.5153

S/015/0076
cc Wayne

0001

From: William Stokes
To: Paul Baker
Date: 12/17/2009 3:37 PM
Subject: Re: TJ Clark Mine ML43260

ML 43260 expired on 3-16-07. You are correct that there was no surface disturbance created by Fremont Corp. As for the bond it was issued by First Security Bank, bond reference # ! effective date 10-13-1999, amount $5,000.00, and was transferred to DOGM in that blanked transfer of CDs we did a number of years ago. I believe that First Security was taken over by Wells Fargo. I see no reason to keep the NOI active.

>>> Paul Baker 12/17/2009 2:30 PM >>>
Will--

Is this lease still valid? Our records indicate SITLA is holding a reclamation surety (CD) of $5000. Is that correct?

I went to this area in 2001 and found some old disturbances but nothing new. I don't believe Freemont Corporation has ever done anything which is what their annual reports indicate. Do you know differently?

Would there be any difficulty for the operator if this NOI was closed? It's been 11 years with nothing going on. From our perspective, he could just re-apply when he decides to start mining.

Let me know what you think. Thank you.

Paul Baker
Minerals Program Manager
Utah Division of Oil, Gas and Mining
801-538-5261
Fax 801-359-3940

Checked with Penny
we do not hold the
bond.

Wayne

0001

Penny Berry - TJ Clark Mine S0150076

From: Penny Berry
To: Wayne Western
Date: 2/16/2011 9:24 AM
Subject: TJ Clark Mine S0150076

Hi Wayne,

SITLA is holding the bond for this site ($5,000). There is no escalation date and we show on foxpro 1 acre. We have no MRRC. Please can you update me...is this the correct arces, what is the escalation date, we need a MRRC and what is going on with this site. Thanks.