M/023/071

United States Department of the Interior

BUREAU OF LAND MANAGEMENT
FILLMORE FIELD OFFICE
35 East 500 North
Fillmore, Utah 84631

TAKE PRIDE IN AMERICA

In Reply Refer to:
3800
(U-010)
UTU-078294

August 13, 2004

CERTIFIED MAIL #7003 2260 0005 6849 6970
RETURN RECIEPT REQUESTED

NOTICE

BOB STEELE	:	43 CFR 3809.602
1055 N 4TH E	:	NOTICE OF INTENT
NEPHI UT 84648	:	TO NULLIFY NOTICE

Five Acre Threshold Exceeded, Plan of Operations Required

On December 22, 2000, this office received a copy of a Notice of Intention to Commence Small Mining Operations from the Utah Division of Oil, Gas and Mining (UDOGM). On April 1, 2001, this office sent a letter accepting the Notice for the HiCal Mine, located in T. 13 S., R. 2 W., Section 24. On January 8, 2002, a surface compliance inspection indicated you had exceeded the five acre threshold allowed under a notice, and on February 29, 2002, you were sent a Noncompliance Order requiring a Plan of Operations. You received the Order on March 1, 2002, giving you until March 31, 2002 to submit the Plan and/or appeal the Order. You did not appeal; but you did come into this office on May 2, 2002 and promised to submit the Plan. Instead, on December 20, 2002, you wrote a letter to this office and requested that your notice be extended. We did not process the request to extend since another inspection conducted on July 24, 2003 confirmed that your operation had exceeded five acres of disturbance. Consequently, on August 11, 2003, you were reminded of your obligation to submit a Plan. As of the date of this notice, you have not submitted a Plan to this office as is required by 43 CFR 3809.11.

If you do not submit the Plan within 15 days of receipt of this notice, your Notice will be nullified, and you will not be authorized to conduct further activity at the site except for reclamation until such time as the Plan is submitted and approved.

Sherry K Hurst

cc: Tom Munson, UDOGM (M/023/071)

RECEIVED
AUG 18 2004
DIV. OF OIL, GAS & MINING