United States Department of the Interior

BUREAU OF LAND MANAGEMENT
FILLMORE FIELD OFFICE
35 East 500 North
Fillmore, UT 84631
http://enbb.blm.interwebdesign.com

IN REPLY REFER TO:
3800
(U-054)
UTU-075870

RECEIVED
SEP 11 1998
DIV. OF OIL, GAS & MINING

CERTIFIED MAIL #Z 777 471 366
RETURN RECEIPT REQUESTED

September 9, 1998

WILLIAM CHIRNSIDE
2157 S COLE CT
LAKEWOOD CO 80228-4610

Dear Mr. Chirnside:

On September 2, 1998, a field compliance inspection was conducted in the SW¼ of Section 15, T. 12 S., R. 11 W., the site of which you submitted a Notice, which was accepted on May 8, 1998. The notice was serialized UTU-075870.

During the inspection, it was noted that "Keep Out" has been spray-painted several times within the lower pit. 43 CFR §3715.1 defines such an activity as an occupancy, and as such you must seek concurrence from the BLM before attempting to restrict access to your quarry. §3715.2 describes five conditions, all of which must be met in order to justify an occupancy. According to your notice, your operation does not consist of substantially regular work, so it is doubtful we would concur with the maintenance of these signs.

Also, the cable spools near the lower pit, and the boards scattered around the upper pit should be removed during periods of nonoperation. These items are readily portable, and the intermittent nature of your operation does not justify their storage on the public lands.

A copy of 43 CFR §3715 has been enclosed with this letter, as well as a form which may be used to amend your Notice to include your occupancy, if you feel it is justified. If you amend your notice, we will notify you within 30 days if we concur with the occupancy. Should you chose not to amend your Notice, you are hereby instructed not to maintain the signs in the quarry, and,

at the earliest feasible time, remove all the boards, cable spools and any other debris from the site.

If you have any questions, please feel free to contact Sheri Wysong at (435)743-3124.

Sincerely,

Pat Yosse

For Rex Rowley
Area Manager

Enclosures
43 CFR §3715
Notice form

cc: D. Wayne Hedberg, UDOGM (S/023/060)