United States Department of the Interior

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

In Reply Refer to:
3800
(U-010)
UTU-075879 - S/023/061
UTU-075856 - S/023/062

April 25, 2003

CERTIFIED MAIL #7001 1940 0004 6456 0373
RETURN RECEIPT REQUESTED

NOTICE

| | | |
|---|---|---|
| JOHN HOLFERT | : | 43 CFR 3809.602 |
| PRESIDENT | : | SURFACE MANAGEMENT |
| UTAH MINERAL AND FOSSILS | : | NOTICE OF INTENT TO |
| 84 E 1100 N | : | REVOKE PLANS OF |
| BOUNTIFUL UT 84100 | : | OPERATIONS |

Failure to Comply with 43 CFR 3809.601 Order

On February 7, 2003, this office issued you an order to comply with 43 CFR 3809.505, and submit financial guarantees for reclamation of two Plans of Operations (Plans) within 30 days of receipt of said order. You received the order on February 13, 2003, and on February 21, 2003, the Utah State Office of the BLM sent you a letter with information on submitting surface management bonds, in order to assist you in complying with the order. As of the date of this notice, you have not submitted the financial guarantees as required, nor did you appeal the order.

Since a pattern of violations exists at your operations, it is our intent to revoke your Plans, UTU-075856 and UTU-075879. Upon revocation of your Plans, the only activity that will be authorized is reclamation. If you fail to reclaim, or if you or anyone associated with Utah Minerals and Fossils, World Wide Mineral and Fossils or any other claimant continues to operate on the sites we will either:

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APR 2 8 2003
DIV. OF OIL, GAS & MINING

1. Request that the United States (U.S.) Attorney institute civil action in the United States District Court for an order to enforce the reclamation requirement and prevent you from conducting further violations of 43 CFR subpart 3809 or,

2. Contract out the reclamation work and submit to you a bill for the cost to the government. If you fail to pay the bill, we will turn it over to the U.S. Attorney for collection.

In accordance with § 3809.602(b), before a Plan of Operations can be revoked, you must be provided the opportunity for an informal hearing with the State Director of the BLM. You have 30 days from the receipt of this notice to either submit the financial guarantees as required in the fore-mentioned order, or to submit to this office a request to schedule a hearing. If we do not receive the request, or if you do not submit the financial guarantees by the deadline, we will issue a decision that your Plans are revoked and order you to begin reclamation.

Rex Lowley

cc: Tom Munson, UDOGM (S/023/061)
Terry Snyder, UT-923