S/023/0065
cc: wayne

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FILED
MAY 15 2013
SECRETARY, BOARD OF
OIL, GAS & MINING

BEFORE THE BOARD OF OIL, GAS & MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

IN THE MATTER OF THE PETITION BY THE DIVISION OF OIL, GAS & MINING FOR AN ORDER AGAINST NEPHI SANDSTONE CORPORATION: (1) WITHDRAWING OF THE SOMA QUARRY'S NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS; (2) TO FORFEIT THE SURETY AND CERTIFICATES OF DEPOSIT; (3) TO DIRECT THE DIVISION TO COMPLETE RECLAMATION, AND AUTHORIZE A CIVIL SUIT TO RECOVER COSTS FROM NEPHI SANDSTONE AND SOMA QUARRY, S/023/0065; AND TO TAKE ALL OTHER ACTIONS NECESSARY TO RECLAIM THE LANDS AT S22, T14S, R3W SLB&M, JUAB COUNTY, UTAH.	**ORDER TO DISMISS** Docket No. 2012-038 Cause No. S/023/0065

The Utah Board of Oil, Gas & Mining having reviewed the facts of this matter and the parties' Stipulation to Judgment finds that Nephi Sandstone has complied with its obligations under the Stipulation in a timely and diligent matter. As a result and pursuant to Paragraph 4 of the Stipulation, the Board dismisses the Notice of Agency Action with prejudice and waives all liability for the associated parties in this matter.

DATED this 15th day of May, 2013

James T. Jensen, Chairman

Board of Oil, Gas & Mining

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the forgoing ORDER TO DISMISS to be personally served or mailed first class mail, postage prepaid, the 15th day of May, 2013, to:

NEPHI SANDSTONE CORPORATION

C/O BRUCE H. EVANS

P.O. BOX 137

NEPHI, UTAH 84648

LIBERTY MUTUAL SURETY

ATTN: STEPHANI MILLER

P.O. BOX 34670

SEATTLE, WA 98124

ZIONS BANK

ATTN: RAELYNN DANIELS

ONE SOUTH MAIN ST

SALT LAKE CITY, UTAH 84133

[VIA EMAIL]

CAMERON JOHNSON

ASSISTANT ATTORNEY GENERAL

DIVISION OF OIL, GAS & MINING

Julie Ann Carter

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SECRETARY, BOARD OF
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The Utah Division of Oil, Gas and Mining (Division) by and through undersigned counsel, informs the Board of Oil, Gas & Mining (Board) of Nephi Sandstone's successful compliance with the Stipulation to Judgment entered on December 20, 2013. Pursuant to Paragraph 4 of the Stipulation to Judgment, the Division asks the Board to dismiss this cause

against Nephi Sandstone with prejudice and to release all other parties associated with this action from any liability.

Dated this 15th day of May, 2013.

Cameron Johnson
Assistant Attorney General
Counsel for Division of Oil, Gas, and Mining
1594 West North Temple, Suite 300
Salt Lake City, Utah 84114-5801
Telephone: (801) 538-7227

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the forgoing NOTICE OF COMPLIANCE WITH THE STIPULATION TO JUDGMENT AND MOTION TO DISMISS to be personally served or mailed first class mail, postage prepaid, the 15th day of May, 2013, to:

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