M/027/0088

United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Fillmore Field Office
95 E 500 N
Fillmore, UT 84631
http://www.blm.gov/ut/st/en/fo/fillmore.html

IN REPLY REFER TO:
3809 (UTW02000)
UTU-79872-01 (Formerly UTU-79872)

September 26, 2016

CERTIFIED MAIL #7015 0640 0003 6770 3548
RETURN RECEIPT REQUESTED

W. David Weston	:	
Stone Resources, LLC	:	43 CFR 3809-Mineral Materials
(Allroc Fine Aggregates)	:	Management
218 West Paxton Ave.	:	
Salt Lake City, Utah 84101	:	

Determination of Required Financial Guarantee Amount

On August 15, 2016, the BLM sent a letter authorizing the bond release of the Black Rock Quarry Operation; this letter replaces the previous one with a correction to the regulations. Your Operation at the Black Rock Quarry assigned Bureau of Land Management (BLM) case file number UTU-79872-01 (formerly UTU-79872); State of Utah, M/027/0088, Millard County, Utah, was inspected for final reclamation by a Fillmore Field Office (FFO) staff member on 07/21/2016. The Operation area is located in Township 23 South, Range 10 West, Section 33, Aliquot Parts; E2NESW, NENWSWSE, S2SWNWSE. The Operation is to be located on BLM-managed lands. Black Rock Quarry is also referenced to: 361113 UTU-88731, the bond is being held in the 3809 case file UTU-79872-01, and the bond is no longer required.

The inspection by the BLM found that the reclamation is satisfactory in your proposed project area. Please contact UDOGM to confirm the complete release of your financial guarantee obligation to State standards for proposed activities on these lands.

Amount of Financial Guarantee – An original Financial Guarantee (reclamation bond) of $26,200.00 was previously provided for the above identified quarrying operations known as the Black Rock Quarry. On September 16, 2013, the earthwork portion of the reclamation at this location was found to be complete and satisfactory and the site was released. At the time, the disturbance area had been seeded but had not yet re-vegetated and although there was a partial release of the reclamation bond, $10,480.00 was retained until re-vegetation of the surface disturbance area was complete. It is the decision of the BLM that all requirements for re-vegetation have been met; re-vegetation is complete and it is respectfully requested that the $10,480.00 held as security for this operation be released by UDOGM to $0.00 with the approval

of the BLM. The amount of the reclamation cost estimate was based on operator compliance with all applicable operating and reclamation requirements from both the UDOGM and the BLM.

BLM's decision concerning the amount of the required financial guarantee, the determination that your Negotiated Mineral Material contract is complete, and the determination that your operations, as proposed, will not cause unnecessary or undue degradation does not relieve you, the operator, of your responsibility to be in compliance with all applicable Federal, State, and local laws and regulations and to obtain all applicable Federal, State, and local authorizations and permits. You are responsible for preventing any unnecessary or undue degradation of public lands and resources and for reclaiming all lands disturbed by your operations.

Required Financial Guarantee – This office has determined that since no surface disturbances have been created by your project, the financial guarantee of $10,480.00 that was required by UDOGM may be reduced by UDOGM to $0.00 with the approval of the BLM. The amount of the reclamation cost estimate was based on operator compliance with all applicable operating and reclamation requirements from both the UDOGM and the BLM.

This decision does not constitute certification of ownership to any entity named in the Black Rock Quarry operation, recognition of the validity of any associated mining claims, or recognition of the economic feasibility of the proposed operations.

Term of Notice – Your BLM Notice case file will be closed after your bond obligation is reduced to zero. If you wish to pursue a future exploration project in this area, then you must submit a new Notice proposal to Fillmore Field Office at the BLM. You must also consult with the UDOGM about the State permitting and reclamation requirements.

Appeal of the Decision Determining the Required Financial Guarantee Amount - If you do not agree and are adversely affected by this decision, in accordance with 43 CFR §3809, you may request that the BLM Utah State Director review this decision. If you request a State Director review, the request must be received in the BLM Utah State Office, 440 West 200 South, Suite 500, Salt Lake City, Utah 84101, no later than 30 calendar days after you receive this decision. A copy of the request must also be sent to this office. The request must be in accordance with the provisions provided in 43 CFR §3809. If a State Director review is requested, this decision will remain in effect while the State Director review is pending, unless a Stay is granted by the State Director. Standards for obtaining a Stay are given below. If you request a Stay, you have the burden of proof to demonstrate that a Stay should be granted.

If the State Director does not make a decision concerning your request for review of this decision within 21 days of BLM's receipt of the request, you should consider the request declined and you may appeal this decision to the Interior Board of Land Appeals (IBLA). You may contact the BLM Utah State Office to determine when BLM receives the request for State Director Review. You have 30 days from the end of the 21 day period in which to file your notice of appeal with the IBLA (see procedures below). If you wish to bypass a State Director review, this decision may be appealed directly to the IBLA in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in the Fillmore Field Office (FFO) at 95 East 500 North, Fillmore, Utah 84631 within 30

days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition pursuant to regulation 43 CFR 4.21 for a Stay of the effectiveness of this decision during the time that your appeal is being reviewed by the IBLA, the petition for a Stay must accompany your notice of appeal. A petition for a Stay is required to show sufficient justification based on the standards listed below. Copies of this notice of appeal and petition for a Stay must also be submitted to each party named in the decision, to the IBLA, and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a Stay, you have the burden of proof to demonstrate that a Stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a Stay of a decision pending appeal shall show sufficient justification based on the following standards:

- The relative harm to the parties if the stay is granted or denied
- The likelihood of the appellant's success on the merits
- The likelihood of immediate and irreparable harm if the Stay is not granted
- Whether the public interest favors granting the Stay

If you have any questions, please contact Cheryl LaRoque, Fillmore Field Office (FFO) Natural Resource Specialist, at (435) 743-3121.

Sincerely,

Michael D. Gates
Field Manager

Enclosure: Form 1842-1

c: Peter Brinton
UDOGM
1594 W North Temple, Suite 1210
Salt Lake City, UT 84114

Opie Abeyta (UT-923)
BLM Utah State Office
440 West 200 South, Suite 500
Salt Lake City, UT 84101

RECEIVED
SEP 28 2016
DIV. OF OIL, GAS & MINING