5/55/002

United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Utah State Office
P.O. Box 45155
Salt Lake City, UT 84145-0155

IN REPLY REFER TO
3809
UTU-63438
(UT-055)

June 27, 2002

CERTIFIED MAIL - RETURN RECEIPT REQUESTED
#7099 3220 0003 0715 7595

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JUL - 1 2002
DIV. OF OIL, GAS & MINING

Nolan Walker
PO Box 1258
Beaver, Utah 84713

Dear Mr. Walker:

Our records show that you have an active notice on file with this office. The notice number is UTU-63438. Please refer to this number in any future correspondence.

New Surface Management regulations at 43 CFR 3809 regarding notices were effective January 20, 2001. Under the final rule existing notices expire in 2 years, on January 20, 2003. If you wish to extend your notice beyond this date, then you must notify this office in writing. In addition, you must post a financial guarantee for reclamation of your notice operations as required under 43 CFR 3809.503(a) and 3809.552 on or before January 20, 2003. If you do not extend your notice then you must cease operations and promptly reclaim all your disturbances.

The financial guarantee must cover the cost to reclaim your operation as if BLM were hiring a contractor to perform the reclamation. The amount of your financial guarantee must include the cost to reclaim existing disturbance as well as any areas you will disturb under the notice. A detailed reclamation cost estimate must accompany your request to extend your notice. An example of how to calculate your reclamation cost estimate is enclosed. However, prior to finalizing your reclamation cost estimate, please call this office to arrange a field inspection of your project area to be sure the cost estimate includes all necessary reclamation activities.

Once the reclamation cost for your operation is determined then an appropriate financial guarantee must be posted with the Utah State Office. See the enclosed information on

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Surface Management Bond Requirements.

You may request an extension of your existing notice as long as you do not need to modify the notice on file. If you need to modify your notice on file with us to describe the existing operation, outstanding reclamation work or to change the reclamation plan, then a modification is necessary. This is described in the regulations as a material change. "Material changes are changes that disturb areas not described in the existing notice; change your reclamation plan; or result in impacts of a different kind, degree or extent than those described in the existing notice" (43 CFR 3809.331). A material change would require the filing of a new notice for exploration activities or a plan of operations for mining or exploration activities over 5 acres. Please consult with us to determine the appropriate filing for your mining activity.

If you do not extend your notice on file with us, please contact this office to arrange a field inspection. We will review your reclamation plan with you to ensure that it is current. All reclamation activities must be completed as soon as possible. Your reclamation obligation continues beyond the expiration or any termination of your notice until you satisfy them.

If you have any questions regarding your notice on file with this office, please call Francis Rakow. Thank you for your assistance in bringing your operation into compliance with the new 3809 regulations.

Sincerely,

Leroy L. Smalley
Acting Assistant Field Manager

Enclosures:

1. Example Reclamation Cost Estimate Summary Sheet (pp. 5)
2. Surface Management Bond Requirements (pp. 4)

cc: Wayne Hedberg, Utah Division of Oil, Gas and Mining
1594 West North Temple Suite 1210, Salt Lake City, Utah 84114
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