



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Utah State Office
440 West 200 South, Suite 500
Salt Lake City, UT 84101
<https://www.blm.gov/utah>

IN REPLY REFER TO:
3715, 3802, 3809, 3814
(UT-9223)

December 1, 2016

Notification Prior to Conducting Surface Disturbing Activities on your Mining Claim

The filling of your claim/site with the Utah State Office of the Bureau of Land Management (BLM) does not convey an authorization to conduct operations (explore, develop, occupy or mine) on your claim/site. You must first contact the Federal agency which administers the surface and mineral estate or the mineral estate as specified in 43 CFR 3809.2 and follow their agency's regulations before conducting any surface disturbing activities.

If your location is on lands administered by the BLM, you should review the 43 Code of Federal Regulations (CFR) 3715, 3802, 3809 and 3814 regulations to determine which are applicable to activities you may be planning. Please be aware that a notice level operation is exploration activity creating a surface disturbance of 5 acres or less. A plan of operations is required for all mining activity and bulk sampling removing more than 1,000 tons of presumed ore for testing and exploration exceeding 5 acres. A plan of operations is also required for any operation other than casual use in the following special status areas: (1) lands in the California Desert Conservation Area (CDCA) designated by CDCA plan as "controlled" or "limited" use areas, (2) areas in the National Wild and Scenic Rivers System and areas designated for potential addition to the system; (3) designated Areas of Critical Environmental Concern; (4) areas designated as part of the National Wilderness Preservation System and administered by BLM; (5) areas designated as closed to off-road vehicle use, as defined in 43 CFR 8340.0-5; (6) any lands or waters known to contain Federally proposed or listed threatened or endangered species or their proposed or designated critical habitat, unless BLM allows for other action under a formal land-use plan or threatened or endangered species recovery plan; and (7) National Monuments and National Conservation Areas administered by BLM. The 3715, 3802, 3809 and 3814 regulations may be viewed via the Internet at <http://www.ecfr.gov> (Title 43). You may also obtain a copy of these regulations from the closest BLM office (see the list of contacts on the back of this page).

Exploration and mining activities on lands administered by the Forest Service are subject to the regulations of the Secretary of Agriculture at 36 CFR 228 Subpart A-Locatable Minerals. Please contact the Forest Service office closest to you for more information.

You must also permit all mining and exploration activities with the Utah Division of Oil, Gas and Mining prior to beginning operations in Utah. You can contact the Division of Oil, Gas and Mining, Minerals Reclamation Program at (801) 538-5261.

Thank you for your cooperation. If you have any questions concerning this matter, please contact Terry Snyder, Utah State Office Geologist at (801) 539-4026.



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3833
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Dear Claimant:

You are required to reclaim all areas disturbed by your activities on lands encompassed by your mining claim(s) and/or site(s). After you complete the reclamation, you must notify the authorized officer of the appropriate surface managing agency so that the authorized officer may conduct a final site inspection and determine whether you may be released from liability. If you fail to reclaim the land to the satisfaction of the authorized officer, the surface management agency may cite you for noncompliance under its surface management regulations.

For land administered by the BLM, if you fail to reclaim the land to the satisfaction of the authorized officer as required in 43 CFR Subpart 3809, BLM will issue an order of noncompliance under 43 CFR 3809.601(a). If you fail to comply with the noncompliance order, BLM may take further action under 43 CFR 3809.604. Failure to conduct reclamation is a prohibited act that may subject you to criminal penalties. See 43 CFR 3809.605(h) and 43 CFR 3809.700.

If your occupancy has been terminated and you fail to remove structures, material, equipment, and any personal property in accordance with the regulations in 43 CFR 3715.5-1, BLM may dispose of the property. In accordance with 43 CFR 3715.5-2, you will remain liable for the costs BLM incurs in removing and disposing of the property.

Copies of the surface mining regulations (final 3809 rules) can be obtained from the BLM or at the e-CFR website at <http://www.ecfr.gov>.