In Reply Refer to:
3800 (OR-932) P

December 13, 2002

EMS TRANSMISSION  12/13/2002
Instruction Memorandum No. OR-2003-024
Expires: 09/30/2004

To: All District Managers
   Attn.: Field Office Minerals Specialists

From: State Director

Subject: Implementation of 43 CFR 3809 Regulations  DD: 12/20/2002

Program Area: Mining Law Administration

Purpose: The purpose of this Instruction Memorandum (IM) is to transmit additional information regarding mining claim notice extension and reclamation bonding (see Washington Office [WO] IM No. 2003-042) to notice-level mining operators.

Policy/Action: Field offices are requested to send each notice-level mining operator a copy of WO IM 2003-042 to assist in their understanding of the processes and deadlines for extending their notices and obtaining financial guarantees (reclamation bonds). A sample cover letter (Attachment 1) for sending out the copy of WO IM 2003-042 to them is attached.

Timeframe: The above information should be sent to mining operators by December 20, 2002.

Background: 43 CFR 3809.300, 3809.332, 3809.333, and 3809.335 provide for the term, extension, and expiration of notices. Oregon/Washington BLM has over 600 notice-level operators whose notices will expire on January 20, 2003, if they are not extended.


Coordination: Regional Solicitor’s Office, OR-932 (Branch of Physical Sciences), and OR-958 (Branch of Realty and Records Services).

Contact: John Kalvels, 503-808-6040; Nancy Diaz, 503-808-6036.

Districts with Unions are reminded to notify their unions of this IM and satisfy any bargaining obligations before implementation. Your servicing Human Resources Office or Labor Relations Specialist can provide you assistance in this matter.
Dear Mine Operator:

We recently sent you a letter reminding you that you are required to extend your notice of mining operations under 43 CFR 3809 by January 20, 2003. We have received some additional clarification and guidance (Instruction Memorandum No. 2003-042, 11/25/02) from our Washington, D.C., office regarding notice extensions, and we have enclosed this information to aid your understanding of the extension process and deadlines. If you have questions regarding the interpretation of any of this information, please contact [insert field office minerals specialist’s name here] at [phone number].

We expect to receive additional guidance in the near future on the following items and will pass it along to you as soon as it is available:

- Optional forms that can be used for your financial guarantee (reclamation bond)
- The Oregon/Washington BLM State Director’s list of acceptable forms of financial guarantee
- A reclamation bond calculation worksheet, and guidance for calculating the amount of a reclamation bond

Sincerely,

[field office minerals specialist’s signature block]

Enclosure (as stated)