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License to mine

1 message

Ronald Ericsson <ericsson@childselect.com>
To: "kyle.wendtland@wyo.gov" <kyle.wendtland@wyo.gov>

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8-16-2018

Kyle Wendtland
Administrator
Department of Environmental Quality
200 West 17th Street
Cheyenne, WY 82002

RE: License to mine

Dear Mr. Kyle J. WendtLand:

We would like you to revoke Bentonite Performance Minerals (BPM) – Halliburton license to mine for WDEQ-LQD Mining Permit 267C – Wyoming State Mineral Lease 42804 – TFN #6 1/197) as they are in violation of the following State Statute:

W. S. 35-11-412. License revocation or suspension. (a) **The director shall revoke an operator's license: (i) If at any time he becomes aware of the existence of any fact, reason, or condition that would have caused him to deny an application for a mining permit whether or not such condition existed at the time of the application;**

DEQ has been made aware that BPM does not have a valid mining lease with the State of Wyoming as required by the following State Statutes:

W. S. 35-11-406. Application for permit; generally; denial; limitations. (ii) A sworn statement stating that the applicant has the right and power by legal estate owned to mine from the land for which the permit is desired;

W. S. 35-11-410. License to mine for minerals; application. (a) A license to mine is issued for the duration of the mining operation on the permit area unless sooner revoked or suspended as provided herein. **No mining operation of any kind may be commenced or conducted without a license to mine.**

BPM does not have a mining lease therefore, they cannot have a license to mine or permit to mine.

Sincerely,
Ronald J. Ericsson, PhD
Scott A. Ericsson, PhD
Roland S. Ericsson, Attorney at Law