

**BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING**

IN THE MATTER OF THE BOND)
FORFEITURE PROCEEDINGS)
AGAINST THE BOND OF) **Docket No. 21-4503**
In RE Future Enterprises LLC)
ET1179)

BOND FORFEITURE ORDER

This matter comes before the Wyoming Environmental Quality Council on the Wyoming Department of Environmental Quality, Land Quality Division's motion for forfeiture of Future Enterprises, LLC's reclamation performance bond for Limited Mining Operation No. ET1179. The Council, having reviewed the motion and being otherwise fully informed, makes the following findings of fact and conclusions of law:

1. Future Enterprises posted a \$4,500.00 reclamation bond for ET1179, in the form of a \$3,000.00 Certificate of Deposit issued by First Northern Bank of Wyoming (Bond No. 8978) and a \$1,500.00 Certificate of Deposit issued by First Interstate Bank (Bond No. 220104049). Under ET1179, Future Enterprises disturbed approximately 3.8 acres at a scoria pit located in the NW 1/4, SE 1/4, Section 18, Township 57 North, Range 83 West in Sheridan County.
2. Future Enterprises has not engaged in mining at ET1179 since 2009. Future Enterprises submitted its last Annual Report for ET1179 in 2014.
3. Future Enterprises has not reclaimed any portion of the surface disturbance at ET1179.

4. On June 4, 2008, the Wyoming Secretary of State administratively dissolved Future Enterprises for delinquent taxes.

5. On April 14, 2021, the Department issued Future Enterprises a Notice of Violation for abandonment and failure to reclaim ET1179 (Docket No. 6084-21).

6. The Council approved the Department's request to initiate bond forfeiture proceedings against Future Enterprises on August 17, 2021.

7. On August 31, 2021, the Attorney General's Office sent notice of the forfeiture proceedings to Future Enterprises, First Northern Bank of Wyoming, and First Interstate Bank by certified mail. The notice stated that the Council would enter an order forfeiting Future Enterprises' bond unless Future Enterprises requested a hearing within thirty days. Future Enterprises, First Northern Bank of Wyoming, and First Interstate Bank each received the notice.

8. Neither Future Enterprises, nor First Northern Bank of Wyoming, nor First Interstate Bank requested a hearing before the Council.

9. The Department has satisfied all requirements for bond forfeiture pursuant to Wyo. Stat. Ann. § 35-11-421.

Therefore, the Council hereby orders that Reclamation Bond No. 8978 in the amount of \$3,000.00 and Reclamation Bond No. 220104049 in the amount of \$1,500.00 are forfeited to the Department for use by the Department to reclaim all lands affected by Future Enterprises at Limited Mining Operation No. ET1179.

DATED this ____ day of _____, 2021.

John Corra, Chairman
Environmental Quality Council