

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

IN THE MATTER OF THE BOND)
FORFEITURE PROCEEDINGS)
AGAINST THE BOND OF) **Docket No. 21-4502**
In RE Future Enterprises LLC)
ET1335)

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’ reclamation performance bond for Limited Mining Operation No. ET1335. 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 \$5,000.00 reclamation bond for ET1335, in the form of a Certificate of Deposit issued by First Interstate Bank (Bond No. 220144610). Under ET1335, Future Enterprises and its co-operator, L & K Sales, disturbed approximately 1.5 acres at a sand and gravel pit located in the NW 1/4, SE 1/4, Section 2, Township 56 North, Range 86 West in Sheridan County.
2. Future Enterprises and L & K Sales have not engaged in mining at ET1335 since 2008. Future Enterprises submitted its last Annual Report for ET1335 in 2014.
3. Neither Future Enterprises nor L & K Sales has reclaimed any portion of the surface disturbance at ET1335.

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

5. On March 12, 2011, the Wyoming Secretary of State administratively dissolved L & K Sales for delinquent taxes.

6. On April 14, 2021, the Department issued Future Enterprises a Notice of Violation for abandonment and failure to reclaim ET1335 (Docket No. 6083-21).

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

8. On August 31, 2021, the Attorney General's Office sent notices of the forfeiture proceedings to Future Enterprises, L & K Sales, and First Interstate Bank by certified mail. The notices stated that the Council would enter an order forfeiting Future Enterprises' bond unless Future Enterprises or L & K Sales requested a hearing within thirty days. Future Enterprises and First Interstate Bank received the notices, but the notice to L & K Sales could not be delivered.

9. Neither Future Enterprises, nor L & K Sales, nor First Interstate Bank requested a hearing before the Council.

10. 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. 220144610 in the amount of \$5,000.00 is forfeited to the Department for use by the Department to reclaim all lands affected by Future Enterprises and L & K Sales at Limited Mining Operation No. ET1335.

DATED this 14 day of November, 2021.



John Corra, Chairman
Environmental Quality Council