

MINUTE ORDER NO. 79-41

Reduction of Surety
PAGE 1 OF 1 PAGES

Based on the attached memorandum from the Mined Land Review Committee, the Commission hereby approves a reduction of surety on the basis of second seeding in the amount of \$7,750.00 for the 15½ acres.

COMMISSIONERS

JB
By In Billy Craddock
For
None
RWY No
107
107
107

Ralph A. Dumas SUBMITTED BY M. J. Bonner
CHAIRMAN

DATE PASSED _____

ARKANSAS DEPARTMENT OF POLLUTION CONTROL & ECOLOGY

MEMORANDUM

TO: Mined Land Review Committee

FROM: Milton J. Bonner

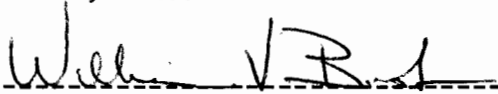
DATE: May 9, 1979

SUBJECT: Field trip to inspect reclamation effort on Mr. Sterlin Hurley properties approximately 3½ miles West of Clarksville off each side of Highway 64 for reduction of surety.

The subject properties were permitted and mined by Crown Construction of Fort Smith, Arkansas under Act 236 in 1971. The Permits #13 and #14 consisted of 10 acres on the North side of highway and 5.5 acres on the South side of highway. An effort was made by Crown to reclaim these areas in 1973 and consequently not considered for acceptance.

On November 17, 1975 these properties and the surety for reclamation were legally returned by Crown Construction back to Mr. Hurley (property owner - in fee). This document also explained approval for transfer of acreage from the South side of highway not mined to the North side of highway.

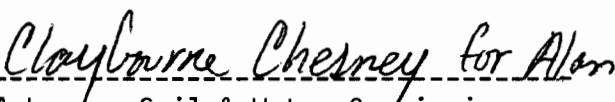
A letter dated April 19, 1976 (in file) explains present situation agreements. On April 6, 1979 a letter from Mr. Hurley to the Department was received. This letter requested acceptance and reduction of surety for permits #13 and #14. On the formal field trip conducted May 8, 1979, the Mined Land Review Committee and the Department were in complete agreement that the revegetative cover is no more than 25 to 30% and unacceptable. Mr. Hurley is requesting this reduction on the basis of Act 236, page 3, Section 6(i) portion pertaining to second seeding and approved by the Commission, shall be deemed reclaimed.



Arkansas Geological Commission
William V. Bush



Arkansas Forestry Commission
Garner Barnum



Arkansas Soil & Water Commission
Alan Fortenberry

