



**Board of Minerals
and Environment**

523 East Capitol Avenue
Pierre, South Dakota 57501-3182
(605)773-3151 Fax: (605)773-4068

AGENDA

**Board of Minerals and Environment
Telephone Conference Call Meeting**

**February 20, 2014
10:00 a.m. CST**

10:00 a.m. Call to order and roll call

Approval of minutes from the January 16, 2014, meeting

Mining Issues

Adjourn

A limited number of phone lines are available for this call. Interested parties who wish to participate in the telephone conference call should contact DENR at (605)773-3886 no later than 3:00 p.m. CST on Wednesday, February 19, 2014.

Interested parties may also participate at the following location:

Department of Environment and Natural Resources
Lower Level Conference Room
523 East Capitol Avenue
Pierre, South Dakota

South Dakota Board of Minerals & Environment

February 20, 2014

<u>License/Permit Holder</u>	<u>License/ Permit</u>	<u>Site No.</u>	<u>Surety Amt.</u>	<u>Surety No.</u>	<u>Surety Company/Bank</u>	<u>DENR Recommendation</u>
<u>Transfer of Liability:</u>						
Dakota Earthworks, Inc. Sioux Falls, SD	05-809		\$20,000	2074857	North American Specialty Insurance Company	Transfer liability.
		809001	W1/2 SW1/4 Section 16; T101N-R50W, Minnehaha County			
Transfer to:						
Crusher Investment Company Sioux Falls, SD	83-24		\$20,000	2135492	North American Specialty Insurance Company	
<u>Release of Liability and Surety:</u>						
Capella Resources Ltd. Reno, NV	EXNI-405		\$20,000	8963998383	Wells Fargo Bank, Reno, NV	Release liability and \$20,000.
			Sections 14, 15, 23, & 27; T5N-R1E, Lawrence County			
<u>Annual Update of Homestake Mining Company's Letter of Credit for Post Closure Bond:</u>						
Homestake Mining Company Lead, SD	332		\$38,498,041	ILOC 96586/80085	Scotia Bank The Bank of Nova Scotia New York, NY	Accept amendment to Irrevocable Letter of Credit 96586/80085 to increase the amount to \$39,626,023.

Minutes of the
Board of Minerals and Environment
Telephone Conference Call Meeting

Matthew Environmental Education and Training Center
523 East Capitol Avenue
Pierre, South Dakota

January 16, 2014
10:00 a.m. CT

CALL TO ORDER AND ROLL CALL: The meeting was called to order by Chairman Richard C. Sweetman. The roll was called and a quorum was present.

BOARD MEMBERS PARTICIPATING: Richard Sweetman, Lee McCahren, Linda Hilde, Dennis Landguth, Glenn Blumhardt, Doyle Karpen, Rex Hagg, and Bob Morris.

BOARD MEMBER ABSENT: Pete Bullene.

OTHERS PRESENT: Mike Lees, Tom Cline, and Brett Graves, DENR Minerals and Mining Program.

APPROVAL OF MINUTES FROM NOVEMBER 21, 2013, MEETING: Motion by Blumhardt, seconded by Hagg, to approve the minutes from the November 21, 2013, Board of Minerals and Environment meeting. A roll call vote was taken, and the motion carried unanimously.

MINING ISSUES: Prior to the meeting, the board received a table listing the department recommendations for transfers of liability and releases of liability (see attachment).

Motion by Landguth, seconded by Hilde, to accept the department recommendations for transfers of liability and releases of liability, as shown on the attached table. A roll call vote was taken, and the motion carried unanimously.

NEXT MEETING: The next board meeting is scheduled for February 20, 2014, in Pierre.

ADJOURNMENT: Motion by McCahren, seconded by Landguth, that the meeting be adjourned. Motion carried.

The meeting was digitally recorded and a copy of the recording may be obtained by contacting the Department of Environment and Natural Resources, 523 East Capitol Avenue, Pierre, SD 57501; telephone number 605-773-3886. The recording is also available on the DENR website at <http://denr.sd.gov/boards/schedule.aspx>.

Approved this 20th day of February, 2014.

Secretary

Date

Witness

Date

South Dakota Board of Minerals & Environment

January 16, 2014

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<u>Transfers of Liability:</u>						
Dan L. Meyers DBA Meyers Sand & Gravel Huron, SD	83-176		\$20,000	RC-0013	Sun Surety Insurance Company	Transfer liability.
		176013	SW1/4 Section 12; T109-63W, Beadle County			
Transfer to:						
Todd Koerner Alpena, SD	13-960		\$500	200782	American Bank & Trust, Alpena	
Michael O'Farrell Summit, SD	99-691		\$4,000	26821	Peoples State Bank, Summit	Transfer liability.
			\$2,000	27157	Peoples State Bank, Summit	
			\$1,000	9583	Peoples State Bank, Summit	
			\$1,000	26713	Peoples State Bank, Summit	
			\$2,000	0713037398	Wells Fargo Bank, Milbank	
			\$1,000	0237013391	Wells Fargo Bank, Milbank	
			\$500	0237013657	Wells Fargo Bank, Mibank	
		691001	E1/2 NE1/4 Section 36; T122N-R52W, Roberts County			
Transfer to:						
L.G Everist Inc. & Subsidiaries Sioux Falls, SD	83-37		\$20,000	41 S17664 BCA	The Aetna Casualty & Surety Company	

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<u>Releases of Liability:</u>						
Carlson Crushing & Excavating, LLC Britton, SD	10-904		\$11,500	L4176	Norstar Fed Credit Union, Britton	Release liability.
			\$3,000	I4103	Norstar Fed Credit Union, Britton	
			\$1,500	J4170	Norstar Fed Credit Union, Britton	
			\$1,000	K4109	Norstar Fed Credit Union, Britton	
		904002	SW1/4 Section 29; T128N-R56W, Marshall County			
Fisher Sand & Gravel Company Dickinson, ND	83-54		\$20,000	190-002-030	Liberty Mutual Insurance Co.	Release liability.
		54052	SE1/4 Section 29; T120-R74W, Potter County			
HF Jacobs & Son Construction Incorporated Aberdeen, SD	83-188		\$20,000	964 93 46	Fidelity & Deposit Company of Maryland	Release liability.
		188002	NW1/4 Section 3; T120N-R73W, Potter County			
Jensen Rock & Sand, Inc. Mobridge, SD	83-112		\$20,000	41-16-48	New Hampshire Insurance Company	Release liability.
		112006	S1/2 NE1/4 Section 29; T9N-R24E, Ziebach County			
		112016	NE1/4 NE1/4 Section 1; T19N-R28E, Corson County			

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<u>Releases of Liability:</u>						
Mehlhaff Construction Kaylor, SD	83-218	218021	\$4,000	57284	The Farmers & Merchants State Bank, Scotland	Release liability.
					SE1/4 & NE1/4 Section 9; T99N-R58W, Hutchinson County	
Pacer Corporation Custer, SD	88-370	370033	\$20,000	12 03 35	Union Insurance Company	Release liability.
					SE1/4 & NE1/4 Section 24; T5S-R4E, Custer County	
		370044			SE1/4 SE1/4 Section 25; T4S-R4E & SW1/4 SW1/4 Section 30; T4S-R5E, Custer County	
		370046			NW1/4 & SE1/4 SW1/4 Section 24; T2S-R4E, Pennington County	
		370051			NE1/4 Section 24 & SE1/4 Section 13; T4S-R4E, Custer County	
		370057			SE1/4 Section 25; T4S-R4E & SW1/4 Section 30; T4S-R5E, Custer County	
		370058			SW1/4 Section 7; T5S-R5E, Custer County	
		370060			NE1/4 Section 35; T4S-R4E, Custer County	
Lloyd Priebe & Sons Construction Chamberlain, SD	83-143	143012	\$20,000	SD 7013	Merchants Bonding Company	Release liability.
					NW1/4 Section 18; T103N-R69W, Brule County	

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<u>Releases of Liability:</u>						
Western Construction Inc. Rapid City, SD	09-880	880001	\$20,000 Section 14; T6N-R6E, Meade County	105126710	Travelers Casualty & Surety Company of America	Release liability.
Edmunds County Highway Department Ipswich, SD	83-161	161010	EXEMPT NW1/4 Section 7; T121N-R66W, Edmunds County	NA	NA	Release liability.
Meade County Highway Department Sturgis, SD	83-113	113007 113049 113066 113068	EXEMPT Section 1; T3N-R7E, Meade County Section 22; T9N-R12E, Meade County S1/2 Section 10; T8N-R15E, Meade County SE1/4 Section 21; T6N-R16E, Meade County	NA	NA	Release liability.
Pennington County Highway Department Rapid City, SD	83-45	45028	EXEMPT NW1/4 Section 9; T5N-R16E, Pennington County	NA	NA	Release liability.

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<u>Releases of Liability:</u>						
Ziebach County Highway Department Dupree, SD	83-246		EXEMPT	NA	NA	Release liability.
		246011	NW1/4 Section 28 & NE1/4 Section 29; T9N-R24E, Ziebach County			