



COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

November 21, 2016

Mr. Jason Von Lembke
Scout Investments, LLC
8301 E. Prentice Ave., Suite 100
Greenwood Village, CO 80111

**Re: Scout Investments, LLC; S&H Mine; File No. M-2000-158
Technical Revision No. 6 (TR-06) Adequacy Review**

Mr. Von Lembke,

The Division of Reclamation, Mining and Safety (Division/DRMS) has reviewed the content of technical revision (TR-06) for the S&H Mine submitted on November 9, 2016 and submits the following comments. The Division is required to make an approval or denial decision no later than December 9, 2016 therefore; a response to the following adequacy review concerns should be submitted to the Division as soon as possible.

1. The Operator states Scout Investments, LLC (Scout) acceded to a three-year period during which Scout agreed to reclaim a portion of the City of Aurora (Aurora) owned property. Pursuant to Rule 6.4.14, please provide a description of the basis for legal right of entry to the site and to conduct mining and reclamation on the Aurora owned property. This may be a copy of access lease, deed, abstract of title, or a current tax receipt. A signed statement by the Landowner and acknowledged by a Notary Public stating the Operator has legal right to enter and reclaim is also acceptable.

Please submit a copy of the lease agreement between Scout and Aurora authorizing Scout to conduct reclamation on the Aurora owned property or another acceptable form of legal right to enter pursuant to Rule 6.4.14.

2. As part of the Succession of Operator process, the Operator provided a notarized statement from the previous Permittee and landowner, Gilcrest Reservoir L.L.C., stating Scout had legal right to enter the property. Please provided the Division with a copy of access lease, deed, abstract of title, or a current tax receipt for the property transfer from Gilcrest Reservoir, L.L.C to Scout for the northern portion of the site for the Division's records.



Please be advised the technical revision for the S&H Mine may be deemed inadequate, and the revision may be denied on December 9, 2016, unless the above mentioned adequacy review items are addressed to the satisfaction of the Division.

If you have any questions, please contact me at peter.hays@state.co.us or (303) 866-3567 Ext. 8124.

Sincerely,



Peter S. Hays
Environmental Protection Specialist

Ec: Wally Erickson; DRMS