

Transmission Report

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COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources
1313 Sherman Street, Room 215
Denver, CO 80203

Date: 2-7-17

RE: Need for State Reclamation Permit: "Is It Mining?"

Name: CLIFFORD CLARK
Mailing Address: 7709 S. GLENVIEW WAY City: CRASTON State: CO Zip Code: 80122
Telephone: (303) 581-0499 Cell: (303) 581-0499
Email: glo-man-49@gmail.com

Enclosed are pertinent sections of the Colorado Mined Land Reclamation Board (Board) Rules governing activities that do not require a reclamation permit. To determine if you need a permit for your proposed activity, first check Rule 1.2 which describes activities the Board has determined do not require state reclamation permits. If you find a match, you can proceed based on your interpretation of the rule, but at your own risk. If you are uncertain how the Rule may apply to your activity, you should answer the list of questions below with as much detail as possible. Please feel free to use additional paper, maps, and attachments to explain your project.

Please include in your determination request answers to the following questions:

1. Please provide the legal location of the proposed project and submit a site map that clearly delineates the location of the proposed extraction site and the location of the nearest city, town, and county location name.
Section 33 ; Township 8S ; Range 78W ; PM 6 County Park + Sec 4 T9S R 78W
Or NAD27 GPS X UTM _____ Y UTM _____ 6 PM - Park Co.
Direction and miles to nearest town/city 3 miles WNW of ALMA, CO.
2. Is the site of material extraction on public or privately owned property? Public - NAT'L. Forest.
3. What type(s) of material or metal is/are proposed to be extracted and describe the physical nature of the site i.e., river terrace, rocky knob, in-stream gravel deposit, etc.? Gold - IN STREAM Gravel + some Adjoining Terrace
4. What processing or extraction method(s) will be used on site? Include any equipment or chemical(s) that will be used in the processing and extraction of the materials. No Chemicals; Sucking only
5. Will the extracted material be hauled offsite or used on the same parcel of property where the material is extracted? Recover Gold will be hauled offsite.
6. How will the extracted material be used on site? N/A
7. If the material is hauled offsite, where will it be hauled to and what is the intended use? Denver to be sold.

1313 Sherman Street, Room 215, Denver, CO 80203 P 303.866.3567 F 303.832.8106 <http://mining.state.co.us>
John W. Hickenlooper, Governor | Mike King, Executive Director | Virginia Brannon, Director



Total Pages Scanned : 2

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No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
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Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
RP: Report
FF: Fax Forward

CP: Completed
FA: Fail
TU: Terminated by user

TS: Terminated by system
G3: Group 3
EC: Error Correct



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

Date: 2-7-17

RE: **Need for State Reclamation Permit: "Is It Mining?"**

Name: CLIFFORD CLARK
Mailing Address: 7709 S. GUENOC WAY City: CENTENNIAL State: CO Zip Code: 80122
Telephone: (303) 881-0499 Cell: (303) 881-0499
Email: geoman49@gmail.com

Enclosed are pertinent sections of the Colorado Mined Land Reclamation Board (Board) Rules governing activities that do not require a reclamation permit. To determine if you need a permit for your proposed activity, first check Rule 1.2 which describes activities the Board has determined do not require state reclamation permits. If you find a match, you can proceed based on your interpretation of the rule, but at your own risk. If you are uncertain how the Rule may apply to your activity, you should answer the list of questions below with as much detail as possible. Please feel free to use additional paper, maps, and attachments to explain your project.

Please include in your determination request answers to the following questions:

- Please provide the legal location of the proposed project and submit a site map that clearly delineates the location of the proposed extraction site and the location of the nearest city, town, and county location name.
Section 33; Township 8S; Range 78W; PM 6 County PARK + SEC 4 T9S R 78W
Or NAD27 GPS X UTM _____ Y UTM _____ 6 PM - Park Co.
Direction and miles to nearest town/city 3 miles WNW of ALMA, CO.
- Is the site of material extraction on public or privately owned property? PUBLIC - NAT'L. Forest.
- What type(s) of material or metal is/are proposed to be extracted and describe the physical nature of the site i.e., river terrace, rocky knob, in-stream gravel deposit, etc.? GOLD - IN STREAM Gravel
+ Some Adjoining Terrace
- What processing or extraction method(s) will be used on site? Include any equipment or chemical(s) that will be used in the processing and extraction of the materials. No Chemicals; Sucking only
- Will the extracted material be hauled offsite or used on the same parcel of property where the material is extracted? Recovered Gold will be hauled offsite.
- How will the extracted material be used on site? N/A
- If the material is hauled offsite, where will it be hauled to and what is the intended use? Denver to be sold.



8. What is the approximate areal extent of the proposed extraction in acres? *< 1 Acre Annually*
9. To what approximate depth will the extraction extend? *Unknown; probably only a couple feet.*
10. In cubic yards, approximately how much material will be removed? *< 100*
11. Will material extraction involve the use of explosives? *NO*
12. Will site of extraction result in the exposure of tributary ground water? *UNKNOWN - Probably Not*
13. Will either the landowner or the mine site operator receive any type of compensation, i.e., monetary, in-kind, haulage fees, etc., from the proposed material extraction? *NONE OTHER THAN SALE OF ANY Recovered Gold.*
14. Please supply a copy of any documents that will ensure that the area of extraction will be reclaimed to some beneficial land use once extraction activities have been completed. *LAND will be Restored To As close As possible to Native Conditions.*
15. Do you have permits for this activity from any other governmental agencies such as building, construction, or grading permits, and if so, what are they? *NO*
16. Are there state/federal/local agency participants in terms of funding (yes)-(no), design (yes)-(no). What are the percentages? *NONE*
17. What *post mining* uses will be made of the site of extraction and why? *NO Post Mining Uses.*
(This question helps us determine the intent of the activity)
18. What types and sizes of equipment will be used in the extraction? *HAND PORTABLE SLUICE + PORTABLE Small Water PUMP.*

Please send the completed questionnaire to the Division at the address above for review. The Board has directed the Division to make a decision based on the information you have supplied. We trust that the activities will be performed as represented. If we receive a complaint, we are required by law to conduct an inspection of the site. Which could result in a violation, a cease and desist order, and other corrective actions including submittal of a permit application.

If you have any question, please contact Wally Erickson for Eastern Colorado sites at (303)866-3567, ext. 8176, or Russ Means for Western Colorado sites at (303)866-3567, ext. 8185. If you are unsure which area your project lies please feel free to contact either for further guidance and assistance. Please feel free to visit our web site at: www.mining.state.co.us for further access to the full Act and Rules governing extraction of metals, non-metals, and construction materials in the State of Colorado.

Sincerely,

Division of Reclamation, Mining and Safety Staff

Enclosure: Rule 1.2.1 for both Hard Rock Metal Mines and Construction Materials

NOTE: This Determination will influence whether I File a CLAIM with The BLM For This property.

Thanks!

[Signature]
2-7-17

1.2 SCOPE OF RULES AND ACTIVITIES THAT DO NOT REQUIRE A RECLAMATION PERMIT

1.2.1 Specified by Rule

The Board has determined that certain types of activities do not need reclamation permits either because the excavated substance is not a mineral as defined in Section 34-32-103(7), Colorado Revised Statutes 1984, as amended or because the activity is not a mining operation as defined by Section 34-32-103(8), C.R.S. 1984, as amended. Such activities include the following:

- (a) the exploration and extraction of natural petroleum in a liquid or gaseous state by means of wells or pipe;
- (b) the development or extraction of coal (refer to the Colorado Surface Coal Mining Reclamation Act Section 34-33-101, et seq., C.R.S. 1984, as amended);
- (c) smelting, refining, cleaning, preparation, transportation, and other off site operations not conducted on affected land;
- (d)
- (e) a custom mill.

1.2 ACTIVITIES THAT DO NOT REQUIRE A RECLAMATION PERMIT

103(3) and (13)

1.2.1 Specified by Rule

The Board has determined that certain types of activities do not need reclamation permits either because the excavated substance is not a construction material as defined in Section 34-32.5-103(3), Colorado Revised Statutes 1984, as amended or because the activity is not a mining operation as defined by Section 34-32.5-103(13), C.R.S. 1984, as amended. Such activities include the following:

- (a) the exploration and extraction of natural petroleum in a liquid or gaseous state by means of wells or pipe;
- (b) the development or extraction of coal (refer to the Colorado Surface Coal Mining Reclamation Act Section 34-33-101, et seq., C.R.S. 1984, as amended);
- (c) cleaning, preparation, transportation, and other off-site operations not conducted on permitted land; and
- (d) the extraction of geothermal or groundwater resources.

1.2.2 Reserved

1.2.3 Reserved

1.2.4 Extraction or Exploration on Federal Lands

Any person who intends to extract or explore for construction materials on federal lands shall apply for a Mined Land Reclamation Board permit or submit a Notice of Intent to conduct exploration operations unless specifically exempted by the Board according to the provisions of this Subsection 1.2.

Cunningham - DNR, Michael <michaela.cunningham@state.co.us>

Attachments8:31 AM (25 minutes ago)

to me, Camille

Hi Cliff,

I received your email inquiry about mining in Park County and wanted to respond to your questions. If you are conducting a mining operation on USFS lands in Colorado, you will need to obtain the appropriate permit from our office and from the USFS. The specific type of permit required will depend on the nature of your operation. As a starting point, I recommend that you complete and return the attached 'Is It Mining' questionnaire. We use the questionnaire to determine what type of permit you need and there is no cost associated with submitting the form. You may write your responses on a separate document since we don't give you much room on the form. You can send the questionnaire to the address listed on the top of form; the form will be reviewed by the Senior Environmental Protection Specialist and we will respond in writing to inform you as to what permit you will need. I also recommend visiting our website (www.mining.state.co.us) to obtain additional information about mining in Colorado. If you have specific questions about permitting with the USFS, please contact Amy Titterington in the Fairplay Office (amyjtitterington@fs.fed.us). Finally, I have attached a copy of the Memorandum of Understanding between our agency and the USFS, which provides information on how we coordinate the issuance of permits. Please don't hesitate to call or email with questions.

Regards,

Michael Cunningham

Environmental Protection Specialist III

P 303.866.3567 x8116 | F 303.832.8106

1313 Sherman Street, Room 215, Denver, CO 80203

michaela.cunningham@state.co.us | www.mining.state.co.us

2 Attachments