



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

April 17, 2017

Energy Fuels Resources (USA) Inc.

Attn: Harold Roberts

225 Union Blvd., Suite 600

Lakewood, CO 8-228

RE: Whirlwind Mine, Permit M2007044, Status of Temporary Cessation.

Dear Mr. Roberts,

On May 7, 2013 the Mined Land Reclamation Board approved Energy Fuels, Inc. request to put the Whirlwind Mine permit into an initial Temporary Cessation (TC) pursuant to Rule 1.13.5(1)(a) for five (5) years. Per the Board Order the TC was effective September 19, 2012. Therefore, the TC period ends on September 19, 2017.

Energy Fuels has three (3) options to address the conclusion of the initial period of TC and comply with the Act and Rules by September 19, 2017.

- 1) Re-commence mining operations that meet the definitions of CRS 34-32-103(8) and Rule 1.1 (31); or
- 2) Declare that the permit is entering into final reclamation pursuant to CRS 34-32-103 (6) (b). The declaration shall include a Technical Revision outlining the tasks and timeframes to accomplish reclamation to meet the five (5) year requirement of Rule 3.1.3(2).
- 3) Request a hearing pursuant to CRS 34-32-103 (6) (a) (III) and Rule 1.13.5 (1)(b) for a second five (5) year TC period before the Mined Land Reclamation Board at the September 27~28, 2017 MLRB meeting. The request must be received by no later than September 1st, 2017 and meet the requirements of Rule 1.13.5 (3).

Failure to initiate one of the three options outlined above by September 19, 2017 may result in the Division seeking enforcement action including but not limited to declaring the termination of life of mine and order final reclamation to commence.



If you have any questions please contact me at 970-241-1117, or by email at russ.means@state.co.us. Please feel free to visit our web site at: <http://mining.state.co.us/Pages/Home.aspx> for 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
Senior Environmental Protection Specialist
Grand Junction Field Office

Ec: Tony Waldron, DRMS Minerals Program Supervisor
Stephanie Mitchell, DRMS GJFO EPS II
Jeff Fugate, DRMS AGO Counsel

Cc: Nicolas Sandoval, Geologist, Colorado State Office BLM
Eric Eckberg, BLM Minerals, Grand Junction Office

