

May 2, 2017

Peter Freedman
AuPt Industries LLC
PO Box 1424
Edwards, CO 81632



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

1313 Sherman Street, Room 215
Denver, CO 80203

Re: West Side Placer, File No. M-2016-081, Receipt of Hard Rock/Metal Mining Limited Impact Operation (110(2)) Reclamation Permit Conversion Application Package (CN-1)

Dear Mr. Freedman:

The Division of Reclamation, Mining and Safety (Division) is in the process of reviewing the above referenced application in order to ensure that it adequately satisfies the requirements of the Colorado Mined Land Reclamation Act (Act) and the associated Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for Hard Rock, Metal, and Designated Mining Operations (Rules). During review of the material submitted, the Division determined that the following issue(s) of concern shall be adequately addressed before the application can be considered for approval.

EXHIBIT C - Mining Plan			
			With regards to the ponds clarify that contemporaneous reclamation will also apply. In addition to water being pumped from the north pond to the south pond as the operation progresses. State that once you're done using the north pond it will be reclaimed.
EXHIBIT D - Reclamation Plan			
(1)	(a)		<p>Specify at what point in the mining plan and to what depth(s) overburden will be replaced in relation to ongoing extraction.</p> <p>Contemporaneous reclamation in mining phases will be used. State depths of overburden/processed material that needs to be replace in addition to topsoil.</p> <p>Upon final completion of project state that all other affected areas (ponds, roads, processing areas) will be reclaimed. It is shown on the maps but not mentioned in the narrative. Clarify what reclamation efforts will be used in these disturbed but not mined areas (i.e. grading, ripping, topsoil replacement, seeding, etc.).</p>
			Question #6 stated broadcast seeding method used, narrative states no-till seeder. Revise #6 to say drill seed. The portion of Exhibit D that has #6 was not included, only the questions #1-4 were resubmitted.



(11) Optional			Include a statement that the access road will be removed upon final reclamation.
EXHIBIT E – Map			
(3)			Reclamation Plan Map
			All mine related features that are to be removed upon final reclamation should not be depicted on the reclamation map (specifically southern mining phases, ore stockpile, tailings footprint and south pond)
			Areas contoured to a 3:1 are identified. Add to the narrative that all other affected areas to be reclaimed will be approximately flat, or specify the maximum slope in those areas. You may also include contour lines in place of narrative statement.
			No need to depict the historic/previously disturbed outlines on the reclamation map as they will likely be disturbed by this operation. Just shade or identify all areas within the permit boundary that will be disturbed and require reclamation upon completion.
			Narrative box states that mining phase strips will be 100' W by 600' L. The mining plan and map state these areas to be worked are 75' W by 600' L. Please make consistent
ADDENDUM 1 - Notice Requirements - Affidavit of Posting Notice			
(1)	(b)		Prior to filing the application, post notices (signs) at the location of the proposed mine site, as required by the Office, of sufficient size and number to clearly identify the site as the location of a proposed mining operation giving name, address, and phone number of the Applicant, and stating that (name of Applicant) has applied for a mining permit with the Colorado Mined Land Reclamation Board. Anyone wishing to comment on the application may view the application at the County Clerk's or Recorder's office and should send comments prior to the end of the public comment period to the Colorado Mined Land Reclamation Office, at the address given on the cover of these Rules and Regulations. Any class of Limited Impact 110 or 110d operation need only post notice (sign) at the location of the proposed access to the site. After having posted such notice (sign), failure by an Applicant to maintain such notice shall not constitute just cause to deny approval of the application. At the time the application is filed with the Office, the Applicant shall provide a signed affidavit that such notice (sign) was posted according to the provisions of this Rule.
			Affidavit of posting is from the original 110(1) application. Please update the notice for the current conversion application. Please note that in addition to this notice the permanent mine sign for the approved 110(1) permit shall be posted.

Public Notice

Within ten (10) days you must publish notice in a newspaper of general circulation in the locality of the proposed mining operation. Immediately after the publication, mail a copy of the notice to all owners of record of surface rights and mineral rights, holders of any recorded easements, and all owners of record of lands that are within 200 feet of the boundary of the affected land. Proof of notice and mailings, such as Certified Mail - Return Receipt Requested, must be submitted to the Division of Reclamation, Mining and Safety prior to the decision date.

A decision date has been set for Monday, July 24, 2017. All adequacy information needs to be received in the Divisions Denver office no later than **Thursday, June 15, 2017** to allow the Division sufficient time for review.

This letter shall not be construed to mean that there are no other technical deficiencies in your application. The Division will review your application to determine whether it is adequate to meet the requirements of the Act after submittal of all required items.

If you require additional information, or have questions or concerns, please feel free to contact me. Amy Yeldell at the Division of Reclamation, Mining and Safety, 1313 Sherman St., Room 215, Denver, CO 80203. Direct contact can be made by phone at 970-254-8511 or via email at amy.yeldell@state.co.us

Sincerely,



Amy Yeldell
Environmental Protection Specialist
Department of Natural Resources
Division of Reclamation, Mining and Safety
Phone: (970) 254-8511
Fax: (970) 241-1516

Cc:
Russ Means, Senior EPS, Grand Junction DRMS
Philip Courtney, Colorado State Land Board