



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

1313 Sherman Street, Room 215
Denver, CO 80203

May 5, 2017

Lance Baller
High Speed Mining, LLC
8480 East Orchard Rd, Suite 3600
Greenwood Village, CO 80111

RE: Fairplay Au Pit; DRMS File No. M-1991-037; Response to Request to Utilize Ponds

Dear Mr. Baller,

The Division has received your request to utilize the ponds which are located outside of the current permit boundary of the Fairplay Au Pit, File No. M-1991-037. The ponds and adjacent areas were the subject of an Enforcement Hearing at the January 25, 2017 Mined Land Reclamation Board (Board) Hearing. The Board found High Speed Mining, LLC in violation of section 34-32.5-109(1), C.R.S. for engaging in a mining operation without first obtaining a reclamation permit. The Board Ordered High Speed Mining to submit an application to convert the existing 110c Reclamation Permit to a 112 Hard Rock Reclamation Permit. The Division received the 112 Hard Rock Reclamation Permit application on March 9, 2017. The application is currently under review and the decision date is June 26, 2017.

The Division cannot authorize High Speed Mining to utilize areas outside of the current permit boundary, until such time as those affected lands are incorporated into the 112 Hard Rock permit boundary and reclamation of the those affected lands is bonded for. Pursuant to Rule 1.4.11 any person who can demonstrate that they are directly and adversely affected or aggrieved by an action of the Office and whose interests are entitled to legal protection under the Act may petition for a hearing before the Board.

If you have any questions, you may call me at (303)866-3567 x8116.

Sincerely,

Michael A. Cunningham
Environmental Protection Specialist

CC: Wally Erickson, DRMS

