

May 8, 2017

Samuel Elliott  
14393 FM 2022 N  
Grapeland, TX 75844



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

1313 Sherman Street, Room 215  
Denver, CO 80203

***RE: Day Star Mine Prospect, File No. P-2017-007, Hard Rock Prospecting NOI Application Adequacy Review***

Mr. Elliott:

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.

1. Provide evidence that the NOI was sent to the United States Forest Service.
2. Page 5 of the NOI form shows that prospecting will include shafts, adits and declines. Elsewhere in the application it is stated that there will be no underground activity. Please clarify.
3. The application states that large areas will not be affected, so doesn't include reclamation details regarding topsoil or vegetation. Please clarify whether or not the areas to be disturbed currently have topsoil or vegetation. If so, please provide a plan for salvaging topsoil and revegetation of the disturbed areas.

Please submit your response(s) to the above listed issue(s) by May 26, 2017.

The Division will continue to review your application and will contact you if additional information is needed.

If you require additional information, or have questions or concerns, please contact me at the Division's Grand Junction Field Office.

Sincerely,

**Dustin Czapla**

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