



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

1313 Sherman Street, Room 215
Denver, CO 80203

May 10, 2017

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

**RE: Objections to 112 Hard Rock Conversion Application; Fairplay Au Pit;
DRMS File No. M-1991-037**

Dear Mr. Baller,

The Division has received a timely objection to the Fairplay Au Pit conversion application. The objection was received within the public comment period that began when the application was called complete for the purposes of filing on March 28, 2017, and before the public comment period ends on May 18, 2017.

Timely objection received:

1. On May 8, 2017, the Division received an objection from Robin Rindsig, dated May 8, 2017.

A copy of the written objection has been enclosed for your records. Please inform the Division how the Applicant intends to address the jurisdictional issues raised by the timely Objectors.

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

Sincerely,

Michael A. Cunningham
Environmental Protection Specialist

Enclosure: Objection Letter (1)

CC: Wally Erickson, DRMS
Ben Langenfeld, Greg Lewicki and Associates





STATE OF
COLORADO

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

Katuska Pit illegal mining, from the DRMS file M1991037 Comment to appeal of DRMS decision to deny water maintenance, and also comment to 112 permit application

1 message

rrindsig@mchsi.com <rrindsig@mchsi.com>

Mon, May 8, 2017 at 2:13 PM

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

Michael,

All the mining at Katuska has been illegal since at least 2011. It is in an area zoned for residential use, not mining.

Please read this letter from Park County from 2011, straight from the DRMS files:

<http://drmsweblink.state.co.us/drmsweblink/0/doc/932045/Page1.aspx?searchid=1a716600-401b-4ad1-ba2f-820621efa092>

The property has never been rezoned.

So, all this maneuvering by Baller to obtain permission to maintain/improve MINING water rights is a farce. He just wants to continue illegally mining Katuska as long as he can. The illegal mining predates the construction of all the ponds on the property.

I understand he has applied for rezoning of his property that includes Katuska. This is a process that should be allowed to run its course, without DRMS making ANY decision as to utilization of any part of the property for mining use. This means the appeal for water related maintenance should be moot until the property is rezoned, if it even occurs.

Any action to issue a 112 permit is likewise moot until rezoning, and should be deferred until the rezoning process (including any appeals) is complete.

Respectfully submitted,

Robin Rindsig