



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources
1313 Sherman Street, Room 215
Denver, Colorado 80203

March 8, 2018

Gary W. Pollack
11415 Palomar St.
Spring Hill, FL 34609

RE: Adequacy Review #2, 110(1) Hardrock Application, Q-2, File No. M-2017-046

Dear Mr. Pollack,

The Division of Reclamation, Mining, and Safety (Division) has reviewed the content of your adequacy review responses for your 110(1) Limited Impact Operation Reclamation Permit Application for the Q-2 operation, File No. M-2017-046, and submits the following comments. **The Division is required to make an approval or denial decision no later than March 12, 2018; therefore, a response to the following adequacy review concerns should be submitted to the Division as soon as possible.** Please respond to this Adequacy Review with a letter summarizing each response, to the numbered items below, in a cover letter titled "Adequacy Review Response #2; M-2017-046".

The review consisted of comparing the application content with specific requirements of Rules 1, 3, 6.1, 6.2, and 6.3 of the Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for Hard Rock/ Metal, and Designated Mining Operations. Any inadequacies are identified under the respective exhibit heading.

GENERAL APPLICATION PROCEDURES

9. The Division did not received proof of the notice to all owners of record of surface and mineral rights of the affected land and the owners of record of all land surface within 200 feet of the boundary of the affected land, as required by Rule 1.6.2. Proof of notice may be return receipts of a Certified Mailing or by proof of personal service.

6.3 SPECIFIC PERMIT APPLICATION EXHIBIT REQUIREMENTS –110 LIMITED OPERATIONS

EXHIBIT E - Reclamation Plan (Rule 6.4.5):

10. The Division has calculated the total required financial warranty for the site to be \$5,100.00. A copy of the reclamation cost summary is attached for the Applicant's review. The Forest Service is also currently reviewing this estimate to determine sufficiency. At this time, upon approval of the application, the required financial warranty for the site will be set at \$5,100.00; please contact me prior to the decision date to discuss any questions regarding the cost estimate or to identify any errors with this calculation.



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This concludes the Division's second adequacy review of this application. This letter shall not be interpreted to mean that there are no other technical deficiencies in your application; other issues may arise as additional information is supplied. Please be advised the Q-2 permit application may be deemed inadequate, and the application may be denied on March 12, 2018, unless the above mentioned adequacy review items are addressed to the satisfaction of the Division. **If more time is needed to complete the reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of the Applicant's right to a decision by March 12, 2018, and the request for additional time. This must be received no later than the deadline date.**

If you need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **303-866-3567 x8132**, or by email at elliott.russell@state.co.us.

Sincerely,



Elliott R. Russell
Environmental Protection Specialist

Enclosure: Reclamation Cost Estimate M2017046

CC: Gary Pollack, Garyp1100@gmail.com
Wally Erickson with DRMS