



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

1313 Sherman Street, Room 215  
Denver, CO 80203

October 31, 2018

Keith McFarland  
McFarland Enterprises, Inc.  
1810 Mineral Street  
P.O. Box 617  
Silverton, CO 81413

**Re: Hobo 2, File No. M-2017-044, 110(1) Permit Application, Filing Deficiencies**

Dear Mr. McFarland,

On October 24, 2018 the Division received your completeness response to the items outlined in the June 20, 2018 Filing Deficiencies notice. Upon review of the submitted materials Division staff determined the application is still deficient for filing purposes, pursuant to Hard Rock Rules 1.1(20.1) and 1.4.2(2). The technical adequacy review of your application will not begin until the following filing deficiencies are resolved.

1. Please provide the correct notice as well as proof of notice to the San Juan County Commissioners and to the Board of Supervisors of the local conservation district. If no conservation district exists please clarify.
  - a. The copies of the notices that were included with the application still have the post mining land use listed as "Natural" which is in conflict with the designated post mining land use of "Rangeland" that is listed in the application form.
  - b. Also submitting a copy of the notice is not sufficient to satisfy the notice requirements pursuant to Rule 1.4.2(2)(b)(vi) and Rule 1.6.2(1)(a). Specifically, Rule 1.6.2(1)(a)(ii) states that "Proof of notice shall be in the form of a return receipt of certified mailing or a date-stamped copy of the notice acknowledging receipt by the appropriate local board." Please submit the corrected notice as well as the proper proof of filing as required by these rules.

Due to these deficiencies, the application for the Hobo 2 mine is deficient for filing purposes and the 30 day review process will not commence until these filing deficiencies are resolved.



All items in this review must be received within **14 days** of the date of this letter. All materials must be received by the Division's Denver office no later than **Wednesday November 14, 2018**. If you have any questions or concerns please feel free to contact me at the Division's Grand Junction Field Office, by phone at (970)-243-6368 or by email at [lucas.west@state.co.us](mailto:lucas.west@state.co.us).

Sincerely,



**Lucas West**  
Environmental Protection Specialist

Ec: Ken Schaef, ITC Resources

