

November 13, 2018

Dustin Czapla Colorado Division of Reclamation, Mining, and Safety 1313 Sherman St, Room 215 Denver, CO 80203 (970) 243-6299

RE: Box Creek Placer Mine, M-2018-053, Completeness Response

Dear Dustin Czapla:

Please allow the following Completeness Response to satisfy your Receipt of Incomplete (112) Application dated October 25, 2018.

- 1. The application form submitted is for a Construction Materials operation. This is not the appropriate form for this operation. Since this will be a gold mining operation, the form for a 112 Hard Rock/Metal Mining operation should be used. The appropriate form can be found at http://mining.state.co.us/SiteCollectionDocuments/Hardrock112App.pdf. Please submit the appropriate application form.
 - a. See the attached Box Creek Placer DRMS Application 2.pdf (in email) and in blue in signed hardcopy to the DRMS offices in Denver.
- 2. The application fee submitted is incorrect. The fee for a Hardrock/Metal Mining 112 operation is \$2,156.00. You submitted a fee in the amount of \$2,692.00. The Division has returned your check for \$2,692.00. Please submit a replacement fee in the amount of \$2,156.00.
 - a. A revised and correct check amounting to \$2,156.00 is en route to the DRMS offices in Denver.
- 3. Exhibit Q Proof of mailing notices to the Board of County Commissioners and Soil Conservation District was not submitted. Please submit proof that notice of the application was sent to the Lake County Board of County Commissioners and Soil Conservation District.
 - a. See the attached Lake BOCC mailing proof signed.pdf (in email) and in hardcopy to the DRMS offices in Denver.
 - b. See the attached SoilConDistrict Lake County certified mail return 1.pdf (in email) and in hardcopy to the DRMS offices in Denver. Please allow the signed

and returned receipt of notice to the Lake County Soil Conservation District to satisfy the notice requirement for said agency. The signed Lake County Soil Conservation District receipt letter and re-noticing signed USPS return receipts will be delivered to the DRMS as received.

- 4. Exhibit R Proof of filing with the County Clerk and Recorder was not submitted. Please submit proof that a copy of the application was placed with the Lake County Clerk and Recorder office for public review.
 - a. See the attached Box Creek County Clerk letter signed.pdf (in email) and in hardcopy to the DRMS offices in Denver.
- 5. Affidavit of posting notice pursuant to Rule 1.6.2 (1)(b) was not submitted. Rule 1.6.2(1)(b) requires that prior to filing the application, the applicant post notices (signs) at the location of the proposed mine site, as required by the Office, of sufficient size and number to clearly identify the site as the location of a proposed mining operation giving the name, address, and phone number of the applicant, and stating that Titan AU, Inc. has applied for a mining permit with the Colorado Mined Land Reclamation Board. Anyone wishing to comment on the application may view the application at the County Clerk's or Recorder's office and should send comments prior to the end of the public comment period to the Division of Reclamation, Mining and Safety at 1313 Sherman Street, Denver, Colorado, 80203. Please provide a signed affidavit that such notice (sign) was posted according to the provisions of this Rule.
 - a. See the attached Rule1.6.2(1)(b) –Box Creek sign cert. signed and photos.pdf (in email) and in hardcopy to the DRMS offices in Denver.

Additionally, USPS stamped Certified Mail Receipts are included for all structure agreements and adjoining property notices. Returned and signed Return Receipts from each recipient will be compiled as shared with the DRMS as received.

Please do not hesitate to contact me with further questions or concerns.

Sincerely,

Mours Weloth

Katie Todt, P.G. Greg Lewicki and Associates, PLLC (314) 704-4505 katie@lewicki.biz Fax: (303) 346-6934

CC: Mindy Miller, Titan Au

Enclosures:

- Box Creek Placer DRMS Application 2 signed.pdf -
- Lake BOCC mailing proof signed.pdf -
- SoilConDistrict Lake County certified mail return 1.pdf
 Box Creek County Clerk letter signed.pdf
- Rule1.6.2(1)(b) –Box Creek sign cert. signed and photos.pdf -
- Box Creek Placer USPS stamped certified mail receipts.pdf _

STATE OF COLORADO

		tural Resources					10
Denve	herman St., r, Colorado (303) 866-						COLORAD DIVISION O RECLAMATIO
	03) 832-81		HARD	ROCK/METAL M	INING		MINING
			REGU	LAR OPERATION	N (112)		SAFETY
		RE	CLAMATION	N PERMIT APPLI	CATION FORM		
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9.	Location Information: the <u>center</u> of the area where the majority of mining will occur lies in:
	COUNTY: Lake
	PRINCIPAL MERIDIAN (check one):
	SECTION (write number): S 4
	TOWNSHIP (write number and check direction): T 11 North South
	RANGE (write number and check direction):
	QUARTER SECTION (check one):
	QUARTER/QUARTER SECTION (check one):
	GENERAL DESCRIPTION (miles and direction from nearest town and approximate elevation):
	8.5 miles south-southwest of Leadville, Colorado; elevation 9330 feet.
10.	Primary Mine Entrance Location (report in either Latitude/Longitude OR UTM): Latitude/Longitude: Example: (N) 39° 44' 12.98" (W) 104° 59' 3.87"
	Latitude (N): deg <u>39</u> min <u>7</u> sec <u>46</u> . <u>9992</u> (2 decimal places)
	Longitude (W): deg 106 min 20 sec 25 .5696 (2 decimal places)
	OR
	Example: (N) 39.73691° (W) -104.98449°
	Latitude (N) <u>39</u> . <u>129722</u> (5 decimal places)
	Longitude (W) - <u>106</u> . <u>340436</u> (5 decimal places)
	OR
	Universal Tranverse Mercator (UTM)
	Example: 201336.3 E NAD27 Zone 13 4398351.2 N
	UTM Datum (specify NAD27, NAD83 or WGS 84) WGS 84 Zone 13
	Easting
	Northing
11.	Primary future (Post-mining) land use (check one): General Agriculture (GA) Cropland (CR) Pastureland (PL) Angeland (RL) Forestry (FR) Residential (RS) Recreation (RC) Developed Water Resources (WR) Solid Waste Disposal (WD)
12.	Primary present land use (check one): Cropland (CR) Pastureland (PL) General Agriculture (GA) ✓ Rangeland (RL) Forestry (FR) Wildlife Habitat (WL) Residential (RS) Developed Water Resources (WR) Recreation (RC) Industrial/Commercial (IC)

13. Correspondence Information:

Individual's Name:	Mindy Miller	Title:_Manager
Company Name:	Titan Au, Inc.	
Street/P.O. Box:	1935 65th Avenue, Suite A	P.O. Box:
City:	Greeley	
State:	Colorado	Zip Code: 80634
Area Code:	(970) Telephone: 53	9-8586
Fax Number:		
PERMITTING CONTACT	(if different from applicant/operator abo	ve)
Individual's Name:	Katie Todt	Title: Consultant
Company Name:	Greg Lewicki and Associates, P	LLC
Street/P.O. Box:	3375 West Powers Circle	P.O. Box:
City:	Littleton	
State:	Colorado	Zip Code: 80123
Area Code:	(314) Telephone: 70	4-4505
Fax Number:		
NSPECTION CONTACT		
Individual's Name:		Title:
Company Name:		
Street/P.O. Box:		P.O. Box:
City:		
State:		Zip Code:
Area Code:		
Fax Number:		
CC: STATE OR FEDERAL		
	City of Aurora - Aurora Water Reso	ources (Michael McHugh - con
Agency: Street:	15151 East Alameda Parkway,	
City:	Aurora	್ರಾಮದ್ರಾನ್) ಸಾನಾನಾನ್
State:	Colorado	Zip Code: 80012
Area Code:	(303) Telephone: 73	9-7006
		anna - gynr ei de Califar a -
CC: STATE OR FEDERAL	State Land Board - Colorado (Pl	nillip Courtney - contact)
Agency:	1127 Sherman Street, Suite 30	
Street: City:	Denver	
CILV.		
State:	Colorado	Zip Code: 80203

	Primary future (Post-mining) land use (check on	<u>ne)</u> :		
	Cropland (CR)	Pastureland (PL)		General Agriculture (GA)
	Rangeland (RL)	Forestry (FR)		Wildlife Habitat (WL)
	Residential (RS)	Recreation (RC)		Industrial/Commercial (IC)
	Developed Water Resources (WR)			Solid Waste Disposal (WD)
	Primary present land use (check one): Cropland (CR) Rangeland (RL) Residential (RS) Developed Water Resources (WR)	Pastureland (PL) Forestry (FR) Recreation (RC)		General Agriculture (GA) Wildlife Habitat (WL) Industrial/Commercial (IC)
	Method of Mining: Quarry (QR) [16.1 Other: Briefly explain mining method (e. Diesel-hydraulic equipment to tromme			
	On Site Processing:			Thermal (TH)
	List any designated chemicals or acid-producing m	aterials to be used or stored wi	thin	permit area:
	none.			
			-	
rip	tion of Amendment of Conversion:			
	If you are amending or converting an existing oper	ation, provide a brief narrative	desc	ribing the proposed change(s):
	New permit.			
				1,

Maps and Exhibits:

Two (2) complete, unbound application packages must be submitted. One complete application package consists of a signed application form and the set of maps and exhibits referenced below as Exhibits A-S, Addendum 1, and the Geotechnical Stability Exhibit. Each exhibit within the application must be presented as a separate section. Begin each exhibit on a new page. Pages should be numbered consecutively for ease of reference. If separate documents are used as appendices, please reference these by name in the exhibit.

With each of the two (2) signed application forms, you must submit a corresponding set of the maps and exhibits as described in the following references to Rule 6.4, 6.5, and 1.6.2(1)(b):

EXHIBIT A	Legal Description
EXHIBIT B	Index Map
EXHIBIT C	Pre-Mining and Mining Plan Map(s) of Affected Lands
EXHIBIT D	Mining Plan
EXHIBIT E	Reclamation Plan
EXHIBIT F	Reclamation Plan Map
EXHIBIT G	Water Information
EXHIBIT H	Wildlife Information
EXHIBIT I	Soils Information
EXHIBIT J	Vegetation Information
EXHIBIT K	Climate Information
EXHIBIT L	Reclamation Costs
EXHIBIT M	Other Permits and Licenses
EXHIBIT N	Source of Legal Right-To-Enter
EXHIBIT O	Owners of Record of Affected Land (Surface Area) and Owners of Substance to be Mined
EXHIBIT P	Municipalities Within Two Miles
EXHIBIT Q	Proof of Mailing of Notices to County Commissioners and Conservation District
EXHIBIT R	Proof of Filing with County Clerk or Recorder
EXHIBIT S	Permanent Man-Made Structures
Rule 1.6.2(1)(b)	ADDENDUM 1 - Notice Requirements (sample enclosed)
Rule 6.5	Geotechnical Stability Exhibit (any required sections)

The instructions for preparing Exhibits A-S, Addendum 1, and Geotechnical Stability Exhibit are specified under Rule 6.4 and 6.5 and Rule 1.6.2(1)(b) of the Rules and Regulations. If you have any questions on preparing the Exhibits or content of the information required, or would like to schedule a pre-application meeting you may contact the Office at 303-866-3567.

Responsibilities as a Permittee:

Upon application approval and permit issuance, this application becomes a legally binding document. Therefore, there are a number of important requirements which you, as a permittee, should fully understand. These requirements are listed below. Please read and initial each requirement, in the space provided, to acknowledge that you understand your obligations. If you do not understand these obligations then please contact this Office for a full explanation.

1. Your obligation to reclaim the site is not limited to the amount of the financial warranty. You assume legal liability for all reasonable expenses which the Board or the Office may incur to reclaim the affected lands associated with your mining operation in the event your permit is revoked and financial warranty is forfeited;

- 2. The Board may suspend or revoke this permit, or assess a civil penalty, upon a finding that the permittee violated the terms or conditions of this permit, the Act, the Mineral Rules and Regulations, or that information contained in the application or your permit misrepresent important material facts;
- 3. If your mining and reclamation operations affect areas beyond the boundaries of an approved permit boundary, substantial civil penalties, to you as permittee can result;
- 4. Any modification to the approved mining and reclamation plan from those described in your approved application requires you to submit a permit modification and obtain approval from the Board or Office;
- 5. It is your responsibility to notify the Office of any changes in your address or phone number;
- 6. Upon permit issuance and prior to beginning on-site mining activity, you must post a sign at the entrance of the mine site, which shall be clearly visible from the access road, with the following information (Rule 3.1.12):
 - a. the name of the operator;
 - b. a statement that a reclamation permit for the operation has been issued by the Colorado Mined Land Reclamation Board; and,
 - c. the permit number.
- 7. The boundaries of the permit boundary area must be marked by monuments or other markers that are clearly visible and adequate to delineate such boundaries prior to site disturbance.
- 8. It is a provision of this permit that the operations will be conducted in accordance with the terms and conditions listed in your application, as well as with the provisions of the Act and the Construction Material Rules and Regulations in effect at the time the permit is issued.
- 9. Annually, on the anniversary date of permit issuance, you must submit an annual fee as specified by Statute, and an annual report which includes a map describing the acreage affected and the acreage reclaimed to date (if there are changes from the previous year), any monitoring required by the Reclamation Plan to be submitted annually on the anniversary date of the permit approval. Annual fees are for the previous year a permit is held. For example, a permit with the anniversary date of July 1, 1995, the annual fee is for the period of July 1, 1994 through June 30, 1995. Failure to submit your annual fee and report by the permit anniversary date may result in a civil penalty, revocation of your permit, and forfeiture of your financial warranty. It is your responsibility, as the permittee, to continue to pay your annual fee to the Office until the Board releases you from your total reclamation responsibility.
- 10. For joint venture/partnership operators: the signing representative is authorized to sign this document and a power of attorney (provided by the partner(s)) authorizing the signature of the representative is attached to this application.

Certification:

As an authorized representative of the applicant, I hereby certify that the operation described has met the minimum requirements of the following terms and conditions:

1. This mining operation will not adversely affect the stability of any significant, valuable and permanent man-made structure(s) located within two hundred (200) feet of the affected lands. (However, where there is an agreement between the applicant/operator and the persons having an interest in the structure that damage to the structure is to be compensated for by the applicant/operator (Section 34-32-115(4)(d), C.R.S. 1984, as amended), then mining may occur within 200 feet. Proof of an agreement must be submitted to the Office prior to the decision date.)

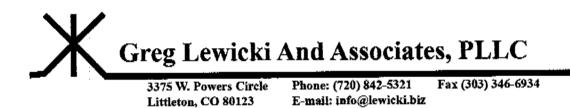
2. No mining operation will be located on lands where such operations are prohibited by law (Section 34-32-115(4)(f), C.R.S. 1984, as amended);

3. As the applicant/operator, I do not have any mining/prospecting operations in this state of Colorado currently in violation of the provisions of the Mined Land Reclamation Act (Section 34-32-120, C.R.S. 1984, as amended) as determined through a Board finding.

4. I understand that statements in the application are being made under penalty of perjury and that false statements made herein are punishable as a Class 1 misdemeanor pursuant to Section 18-8-503, C.R.S 1984, as amended.

This form has been approved by the Mined Land Reclamation Board pursuant to section 34-32-112,C.R.S., of the Mined Land Reclamation Act. Any alteration or modification of this form shall result in voiding any permit issued on the altered or modified form and subject the operator to cease and desist orders and civil penalties for operating without a permit pursuant to section 34-32-123, C.R.S.

Signed and dated this <u>7</u> th day of <u>November</u>	2018
Titan Au, Inc.	If Corporation Attest (Seal)
Applicant/Operator or Company Name	
Signed Miles	Signed:
	Corporate Secretary or Equivalent Town/City/County Clerk
Title: SECERTARY	
State of COLORADO	
County of <u>WELD</u>) ss.	1
The foregoing instrument was acknowledged before me this7	day of NOVEMBER , 2018.
by MINDY MILLER as SECRETAR	
	Elimbeth Jalottoused
ELIZABETH T. DIVITTORIO NOTARY PUBLIC	Notary Public 3/20/2020
STATE OF COLORADO NOTARY ID 20124020568 MY COMMISSION EXPIRES MARCH 30, 2020	My Commission expires: <u>(2/30/306</u>) BLUE INK



October 3, 2018

Lake County Board of County Commissioners 505 Harrison Avenue Leadville, CO 80461

Dear_Commissioners:

Enclosed is a notice of application to the Colorado Division of Reclamation, Mining, and Safety for the 112 regular permit for the mine known as the Box Creek Placer operated by Titan Au, Inc. The application clarifies that the County has twenty (20) days from the published notice in the newspaper to make comments. The Colorado Division of Reclamation, Mining and Safety requires evidence that you received this notice. Therefore, please sign and date the box below and return a copy to our offices via mail or fax. Thank you.

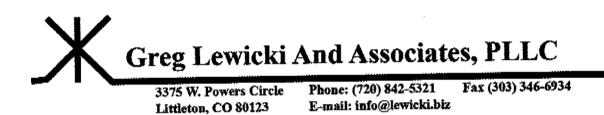
Sincerely,

Katie Todt, P.G. and Consultant Greg Lewicki and Associates (314) 704-4505 <u>Katie@lewicki.biz</u> Fax: (303) 346-6934

The application was received on the following date: $\frac{ll-7-2018}{2}$

by: Mart Slam

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Ensure items 1, 2, and 3 are completed. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature: (Addressee or Agent) X B. Received By: (Printed Name) C. Date of Delivery Let Manual (1-2)
1. Article Addressed to: Lake County Conservation District 5575 Cleora Road Salida CO 81201-9759	D. Is delivery address different from item 1? If YES, enter delivery address below: No
9490 9118 9956 0775 6591 64	3. Service Type ☑ Certified Mail®
2. Article Number (Trapsfer from service label) 9414 7118 9956 0775 6591 53	
PS Form 3811 Facsimile, July 2015 (SDC 3930)	Domestic Return Receipt



September 25, 2018

Lake County Clerk and Recorder Attn: Patty Berger 505 Harrison Avenue P.O. Box 917 Leadville, CO 80461 (719) 486-1410

Dear Lake County Clerk:

Enclosed is a notice for an application to the Colorado Division of Reclamation, Mining, and Safety for the 112 regular permit for the mine to be known as the Box Creek Placer Mine, located approximately 8.5 miles south-southwest of Leadville, CO west of Highway 24, Lake County, CO. The applicant is Titan Au, Inc. The Colorado Division of Reclamation, Mining, and Safety (DRMS) requires evidence that the application has been filed with your office. Therefore, please sign and date the box below. Return your signed acknowledgement of this application via mail, email or fax and we will forward your acknowledgement to the DRMS. Thank you.

Sincerely,

Katie Todt, P.G. Greg Lewicki and Associates, PLLC (314) 704-4505 katie@lewicki.biz Fax: (303) 346-6934

The application was received on the following date: 10 - 11 - 18

by Sattura a Byrger

NOTICE

This site, the **Box Creek Placer Mine**, is the location of a proposed placer gold mine operation. **Titan Au**, **Inc.** whose address and phone number is **1935 65th Avenue**, **Greeley**, **CO 80634**, has applied for a Reclamation Permit with the Colorado Mined Land Reclamation Board. Anyone wishing to comment on the application may view the application at the **Lake County Clerk and Recorder's Office**, **505 Harrison Ave**, **Leadville**, **CO 80461**, and should send comments prior to the end of the public comment period to the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203.

Certification:

I, Marey K. Toot , hereby certify that I posted a sign containing the above notice for the proposed permit area known as the Box Creek Placer Mine, on

181104 (date)

181104

DATE



Sign posted at the northeastern most gated access. Photo captured: 181104





