



**COLORADO**

**Division of Reclamation,  
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

April 3, 2019

Terry Wintermoyer  
B, G, & W LLC  
57314 HWY 330  
Collbran, CO 81624

**RE: Need for State Reclamation Permit, Wintermoyer Claim, File No. M-2019-017**

Dear Mr. Wintermoyer:

On April 2, 2019 the Division of Reclamation, Mining and Safety (Division) received your correspondence responding the Division's inquiry, RE: "Is It Mining". The Division has assigned file number M-2019-017 to this project. Please display the file number on any correspondence regarding this specific project.

The information you provided indicates you wish to extract a hematite material for production of gold, silver, platinum, copper and whatever other associated gemstones/minerals are present on BLM lands, specifically within the boundaries of your claim located in Mesa County. The project proposes to affect an area of approximately 0.6 acres. The excavation activity will be conducted with hand tools. Mineral specimens will be removed from site and mechanically processed elsewhere on private property.

The Colorado Mined Land Reclamation Board (Board) has requested the Division make preliminary determinations regarding the need for a mined land reclamation permit. Based on the information provided in your response, it is the Division's opinion the proposed project is a mining operation. Pursuant to Colorado law, you are required to first obtain a mined land reclamation permit from the Board prior to initiating the mining operation. If you disagree with the Division's determination you may petition the Board for a declaratory order whereby you may obtain an exemption from permit requirements. Such request must be made in writing and must be received no later than ten days prior to a regularly scheduled Board meeting. The next available Board meeting is scheduled for May 22-23, 2019.

If you have any questions please contact me at (303) 866-3567 extension 8186, otherwise we look forward to working with you through the permitting process.

Sincerely,

Travis Marshall  
Senior Environmental Protection Specialist



ec: Amy Yeldell, DRMS

cc: Eric Eckberg  
BLM GJFO  
2815 H Road  
Grand Junction, CO 81506