



COLORADO
**Division of Reclamation,
Mining and Safety**
Department of Natural Resources
1313 Sherman Street, Room 215
Denver, CO 80203

May 22, 2019

Miguel Hamarat
Climax Molybdenum Company
P.O. Box 68
Empire, CO 80438

**Re: Climax Molybdenum Company; Henderson Operations; File No. M-1977-342;
Incomplete Submittal of Regular (112d) Designated Mining Operation Amendment
Application Package (AM-07)**

Mr. Hamarat:

On May 9, 2019, the Division of Reclamation, Mining and Safety (Division/DRMS) received the Regular (112d) Designated Mining Operation Amendment Application package (AM-07) for the Henderson Operation site, File No. M-1977-342. Preliminary review of the information received determined the following items must be received before the Division can consider the application as being submitted and technical review can begin:

Application Form

1. The Division requires the Applicant provide documentation giving the signer, J. Stuart Teuscher, the authority to sign on behalf of the company. The authorization document may be in the form of by-laws, resolution, affidavit signed by corporate secretary, certified secretary statement or a notarized statement on company letterhead.
2. The Applicant did not complete the notary section on Page 8 of the application form. Please complete the "by", "as" and "of" portions of the notary section with the signer's name, signer's title and company name, respectively. The Division requires the Applicant use the exact company name registered with the Colorado Secretary of State office, "Climax Molybdenum Company" in the notary section.

The amendment application will not be considered submitted until the information listed above is received and found sufficient to begin our review. A decision date will be established 90 days from the date of receipt of all of the requested information. Additionally, if you have already published notice you will need to republish notice, after the Division considers the amendment application submitted. This notice must be published once a week for four (4) consecutive



weeks, starting within ten (10) days of the date your amendment application is considered submitted. We will notify you when you should initiate republication of your notice. The final date for receiving comments is the twentieth (20th) day after the fourth publication or the next regular business day.

You have sixty (60) days from the date of this letter to submit all necessary documents the Office needs for the amendment application to be considered filed. If, at the end of the sixty day period, the amendment application has not been determined to be filed with the Office, the Office shall deny the amendment application and terminate the amendment application file.

The response due date is July 21, 2019.

This letter shall not be construed to mean that there are no other technical deficiencies in your application. The Division will review your amendment application to determine whether it is adequate to meet the requirements of the Act after submittal of all required items.

If you have any questions, please contact me at peter.hays@state.co.us or (303) 866-3567 Ext. 8124.

Sincerely,



Peter S. Hays
Environmental Protection Specialist

Ec: Michael Cunningham; Division of Reclamation, Mining & Safety
Stephanie Mitchell; Division of Reclamation, Mining & Safety