



## COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

**RECEIVED**

**NOV 14 2019**

**DIVISION OF RECLAMATION  
MINING AND SAFETY**

### **HARD ROCK / METAL MINING LIMITED IMPACT OPERATION (110(1)) RECLAMATION PERMIT APPLICATION PACKAGE**

#### **APPLICABILITY:**

This application package is for a mining operation that is NOT a Designated Mining Operation, affecting LESS than 5 acres and extracting LESS than 70,000 tons of mineral, overburden or combination of the two per calendar year. If you plan to conduct a mining operation which meets these criteria, please follow the instructions provided in this package, in the Mineral Rules and Regulations, and in the Mined Land Reclamation Act, as required. Please see Rule 1.1(12) for the definition of "Designated Mining" operation.

#### **FILING REQUIREMENTS:**

The Mineral Rules and Regulations (the Mined Land Reclamation Act, Section 34-32-101, et seq., C.R.S., and 2 CCR 407-1) of the Colorado Mined Land Reclamation Board (the "Board") regulate the permitting, operational and reclamation requirements for all non-coal mining operations in Colorado. It is your obligation to comply with the Act and Regulations. You are encouraged to obtain and review a copy of the Rules, available for \$8.00 from the Division of Reclamation, Mining, and Safety (the "Office") or at the Division's Web Page at [www.mining.state.co.us](http://www.mining.state.co.us). In order to submit your application properly, it is recommended that you review the Act, and;

Rule 1.1	Definitions;
Rule 1.4	Application Review and Consideration Process;
Rule 1.5	Fees;
Rule 1.6	Public Notice Procedures;
Rule 3.1	Reclamation Performance Standards;
Rule 3.3.1	Operating without a Permit - Penalty;
Rule 4	Performance Warranties and Financial Warranties;
Rule 6	Permit Application Exhibit Requirements;
Rule 6.2	General Requirements of Exhibits;
Rule 6.3	Specific Permit Application Exhibit Requirements;
Rule 6.4.19	Exhibit S (as required); and,
Rule 6.5	Geotechnical Stability Exhibit;



To apply for a Reclamation Permit for a Limited Impact Operation, one (1) signed and notarized original and one (1) copy of the Limited Impact Operation (110(1)) Application Form, two (2) copies of Exhibits A-J, any required sections of Exhibit S and Geotechnical Stability Exhibit, as required, and outlined in Rules 6.1, 6.2, 6.3, 6.4.19 and 6.5, and an application fee MUST be submitted to the Office. The thirty (30) day period for review of the application and exhibits will NOT begin until all required information is submitted. The Office will then review the submitted information for adequacy.

It is recommended that you contact the agencies listed under "Compliance With Other Laws" prior to submitting the application to the Office. You must send a notice, on a form approved by the Board, to the local board of county commissioners and, if the mining operation is within the boundaries of a soil conservation district, to the board of supervisors of the soil conservation district, prior to filing the application. A copy of these "Notice of Filing Application" forms have been attached for your use. You must include proof of such mailings with the application at the time the application is submitted to the Office for filing (Rules 1.6.2 and 1.6.3).

Upon filing the application, place for public review a copy of the application, less confidential items, with the clerk and recorder of the county or counties in which the affected land is located. Any changes or additions made to an application following submittal must be filed with the county clerk and recorder. You must also provide the Office with an affidavit or receipt demonstrating that the change was filed with the county clerk and recorder no later than the close of business on the day the change was filed with the Office (Rule 1.8.1). The copy of the application and any changes or additions placed at the office of the county clerk and recorder shall not be recorded, but shall be retained there for at least sixty (60) days after a decision on the application by the Office and be available for inspection during this period. At the end of this period, the application may be reclaimed by the applicant or destroyed (Rule 1.6.2(2)).

Prior to the Office making an approval decision (consideration of the application), you must submit proof of publication and proof of all required notices. Proof of notice may be by submitting return receipts of a certified mailing or by proof of personal service (Rule 1.6.1(f)).

#### **APPLICATION REVIEW PROCEDURES:**

The Office shall approve or deny the application within thirty (30) days of filing unless the date for consideration by the Office is extended pursuant to Rule 1.8. The time for consideration shall not be extended beyond thirty (30) days after the last such change submitted. For complex applications, the review period may be extended an additional sixty (60) days. Please see Rule 1.1(9) for the definition of what may constitute a complex application.

If the requirements of the Act and Mineral Rules have been satisfied, the Office will approve the application. The Act also provides for automatic approval if no action is taken by the Office by the end of the review period.

If the Act and Regulation requirements have not been satisfied, the Office will deny the application. If the Office denies the application, you may appeal to the Board for a final determination by submitting a written request for administrative appeal to the Board within 60 days of the decision date. (Rule 1.4.7)

#### **PERFORMANCE AND FINANCIAL WARRANTIES:**

A performance warranty and a financial warranty, in an amount determined as a part of the application review, must be submitted and approved by the Office prior to permit issuance. If the applicant is a unit of state or county government, then only a performance warranty is required. Several different types of financial warranties are allowed by the law. Please review Rule 4.0 to determine which type of financial warranty you desire to use. You may obtain the appropriate forms from the Office during the application review period. A financial warranty should not be submitted until a decision on the application has been made. Please note that an application approval does not convey a right to begin operations. You must submit, and have approval of your performance and financial warranties, and receive your copy of the signed permit document prior to beginning on-site mining activity.

#### **COMPLIANCE WITH OTHER LAWS:**

Compliance with the Act and Rules and Regulations of the Mined Land Reclamation Board does not relieve you of your responsibility to comply with all other applicable state and federal laws (Sections 34-32-115(4)(c) and 34-32-109(5), C.R.S. 1984, as amended). At a minimum, you MUST contact the following agencies to determine whether you need to comply with their legal requirements:

- The Colorado State Historical Preservation Office regarding properties of historical significance including the need for an archeological survey, procedures for requesting a file search, and inventory forms to identify structures.
- Colorado Division of Water Resources with regard to the administration of water rights;
- Colorado Department of Public Health and the Environment, Water Quality Control Division, with regard to the discharge of pollutants into the waters of the State;
- Colorado Department of Public Health and the Environment, Air Pollution Control Division, with regard to the need for a fugitive dust permit;
- U.S. Bureau of Land Management or the U.S. Forest Service if the proposed operation will occur on federal lands;
- U. S. Army Corps of Engineers regarding a dredge and fill (404) permit; and
- The County Planning Department for the county or counties in which your proposed operation is located. Section 34-32-109(6), C.R.S. requires a mining operator to be responsible for assuring that the mining operation and the post-mining land use comply with local land use regulations and any master plan for extraction adopted pursuant to Section 34-1-304, C.R.S.

#### **PERMIT APPROVAL:**

An applicant will not be issued a reclamation permit until notified by the Office that this application and the required performance and financial warranties have been approved. Alternatively, an automatic approval will occur where the Office fails to notify the applicant/operator that the application has been denied. This decision must be made thirty (30) calendar days from the date the application was submitted. However, the performance and financial warranties must be submitted and approved by the Office before the permit will be issued even if you receive an automatic approval. NO MINING OPERATIONS SHALL BEGIN UNTIL A PERMIT IS ISSUED (Rule 4.1(2)).

#### **NOTICE REQUIREMENTS:**

Within ten (10) days after filing, mail or personally serve a copy of the notice described in Rule 1.6.2(1)(c) to all owners of record of surface rights to the affected land and all owners of record of lands that are within 200 feet of the boundary of the affected land (Rule 1.6.2(1)(d)(i) and (ii)). In addition, you must publish once in a newspaper of general circulation, in the locality of the proposed mining operation, the notice described in Rule 1.6.2(1)(c). A copy of a form which includes all required information for the notice has been attached for your use. You will need to provide the Office proof of notice prior to the decision date. Proof of notice may be by submitting return receipts of a certified mailing or by proof of personal service (Rules 1.4.1(4), 1.4.2(4)(c) and 1.6.2(1)(d)).

#### **NOTE TO COMMENTORS/OBJECTORS:**

It is likely there will be additions, changes, and deletions to this document prior to final decision by the Office. Therefore, if you have any comments or concerns you must contact the applicant or the Office prior to the decision date so that you will know what changes may have been made to the application document.

The Office is not allowed to consider comments, unless they are written, and received prior to the end of the public comment period. You should contact the applicant for the final date of the public comment period.

If you have questions about the Mined Land Reclamation Board and Office review and decision or appeals process, you may contact the Office at (303) 866-3567.

#### **COMPLETION OF MINING:**

Upon completion of any phase of reclamation, you should consult Rule 3.1 for reclamation standards and 4.16 for details on how to request a reclamation responsibility release from the Board.



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

1313 Sherman Street, Room 215  
Denver, CO 80203

**LIMITED IMPACT OPERATION (110(1))  
RECLAMATION PERMIT  
APPLICATION FORM**

CHECK ONE: ☒ New Application

Permit # M- \_\_\_\_\_ - \_\_\_\_\_ (provide for conversions and amendments of existing permits)

The application for a Limited Impact 110(1) Mining Operation Reclamation Permit contains three major parts: (1) the application form; (2) Exhibits A-J, any required sections of Exhibit S and Geotechnical Stability Exhibit, as required by the Office, and outlined in Rules 6.1, 6.2, 6.3, and 6.5; and (3) the application fee. When you submit your application, be sure to include one (1) signed and notarized original and one (1) copy of the application form, two (2) copies of Exhibits A-J, and 6.5 (Geotechnical Stability Exhibit), as required, and a check for the application fee described under (4) below. Exhibits should not be bound or in a 3-ring binder; maps should be folded to 8 1/2" X 11" or 8 1/2" X 14" size. To expedite processing, please provide the information in the format and order described in this form.

**GENERAL OPERATION INFORMATION**

Type or print clearly, in the space provided, all information described below

1. Applicant/operator or company name (name to be used on the permit): McFarland Enterprises, Inc.
  - 1.1 Type of organization (corporation, partnership, etc.): Corporation
2. Operation name (pit, mine or site name): Hobo 2
3. Permitted acreage (new or existing): (must be 5 acres or less) 0.713 permitted acres
4. Fees:
  - 4.1 New Application \$288.00 application fee
5. Primary commodity(ies) to be mined: Astorite
6. Name of owner to the surface of affected land: B.L.M
7. Name of owner to the subsurface rights of affected land: McFarland Enterprises, Inc.
8. Type of mining operation: ☐ Surface ☒ Underground ☐ Placer



9. **Correspondence Information:**

**APPLICANT/OPERATOR** (name, address, and phone of name to be used on permit):

Contact's Name: Keith McFarland Title: President  
Company Name: McFarland Enterprises, Inc.  
Street: 1081 Mineral St. P.O. Box: 617  
City: Silverton  
State: Colorado Zip Code: 81413  
Telephone Number: (970) - 387-5123  
Fax Number: ( ) -

**PERMITTING CONTACT** (if different from applicant/operator above):

Contact's Name: Ken Schaaf Title: President  
Company Name: ITC Resources  
Street: 1205 H Lane P.O. Box: 563  
City: Delta  
State: Colorado Zip Code: 81416  
Telephone Number: (970) - 387-0600  
Fax Number: ( ) -

**INSPECTION CONTACT:**

Contact's Name: \_\_\_\_\_ Title: \_\_\_\_\_  
Company Name: \_\_\_\_\_  
Street: \_\_\_\_\_ P.O. Box: \_\_\_\_\_  
City: \_\_\_\_\_  
State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Telephone Number: ( ) - \_\_\_\_\_  
Fax Number: ( ) - \_\_\_\_\_

**CC: STATE OR FEDERAL LANDOWNER** (if any):

Agency: B.L.M  
Street: 2850 Youngfield St  
City: Lakewood  
State: Colorado Zip Code: 80215  
Telephone Number: (San Juan Co) - 239-3600

**CC: STATE OR FEDERAL LANDOWNER** (if any):

Agency: \_\_\_\_\_  
Street: \_\_\_\_\_  
City: \_\_\_\_\_  
State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Telephone Number: ( ) - \_\_\_\_\_

10. **Location information:** The center of the area where the majority of mining will occur lies in:  
COUNTY: San Juan  
PRINCIPAL MERIDIAN (check one): ☐ 6th (Colorado) ☒ 10th (New Mexico) ☐ Ute  
SECTION (write number): S 17  
TOWNSHIP (write number and check direction): T 42 ☒ North ☐ South  
RANGE (write number and check direction): R 6 ☐ East ☒ West  
QUARTER SECTION (check one): ☒ NE ☐ NW ☐ SE ☐ SW  
QUARTER/QUARTER SECTION (check one): ☐ NE ☒ NW ☐ SE ☐ SW  
GENERAL DESCRIPTION (miles and direction from nearest town and approximate elevation):  
From Silverton CO, travel 9 miles on county Rd. 2

11. **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 37 min 54 sec 35 27 (2 decimal places)  
Longitude (W): deg 107 min 33 sec 27 05 (2 decimal places)

OR

Example: (N) 39.73691°  
(W) -104.98449°

Latitude (N): \_\_\_\_\_ (5 decimal places)

Longitude (W): - \_\_\_\_\_ (5 decimal places)

OR

Universal Transverse Mercator (UTM)

Example: 201336.3 E NAD27 Zone 13  
4398351.2 N

UTM Datum (specify NAD27, NAD83 or WGS 84): \_\_\_\_\_ Zone \_\_\_\_\_

Easting: \_\_\_\_\_

Northing: \_\_\_\_\_

12. **Primary future (Post-mining) land use (check one):**

☐ Cropland (CR) ☐ Pastureland (PL)  
☒ Rangeland (RL) ☐ Forestry (FR)  
☐ Residential (RS) ☐ Recreation (RC)  
☐ Developed Water Resources (WR)

☐ General Agriculture (GA)  
☐ Wildlife Habitat (WL)  
☐ Industrial/Commercial (IC)  
☐ Solid Waste Disposal (WD)

13. **Primary present land use (check one):**

☐ Cropland (CR) ☐ Pastureland (PL)  
☒ Rangeland (RL) ☐ Forestry (FR)  
☐ Residential (RS) ☐ Recreation (RC)  
☐ Developed Water Resources (WR)

☐ General Agriculture (GA)  
☐ Wildlife Habitat (WL)  
☐ Industrial/Commercial (IC)  
☐ Mining (MN)

14. If this operation will use designated chemicals, or will result, or presently has acid mine drainage - you cannot use this application form. You must submit a either a 110d or 112d application form for Designated Mining Operations. In either case, you must list any acidic or toxic-forming materials, exposed or disturbed as a result of the mining operation, and whether the operation will result in or presently has acid mine drainage:

No acidic or toxic-forming materials is expected to be encountered. If acidic or toxic-forming  
materials are encountered they will transported in field contains in compliance with State and Federal  
regulations to an approved disposal site.

15. **Description of Conversion or Amendment:** If you are converting or amending an existing operation, provide a brief narrative describing the proposed change(s):

The existing portal that has been in existence since the late 1800. There is a small structure  
constructed to enclose mine portal. There will be no further surface disturbance done to the site.

16. **Maps & Exhibits:** Submit two (2) complete, unbound copies of the following application exhibits:

- 6.3.1 EXHIBIT A - Legal Description and Location Map
- 6.3.2 EXHIBIT B - Site Description
- 6.3.3 EXHIBIT C - Mining Plan
- 6.3.4 EXHIBIT D - Reclamation Plan
- 6.3.5 EXHIBIT E - Map
- 6.3.6 EXHIBIT F - List of Other Permits and Licenses Required
- 6.3.7 EXHIBIT G - Source of Legal Right-to-Enter
- 6.3.8 EXHIBIT H - Municipalities within a Two-mile Radius
- 6.3.9 EXHIBIT I - Proof of Filing with County Clerk
- 6.3.10 EXHIBIT J - Proof of Mailing Notices of Permit Application
- 6.3.12 EXHIBIT L - Permanent Man-Made Structures
  
- 6.5 Geotechnical Stability Exhibit (as required)

**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 Mineral 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 (\$172), 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 or Environmental Protection Plans 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 an operator, 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. All necessary approvals from local government have been applied for (Rule 1.6.2(1) and (2));
2. This entire mining operation will not extract more than 70,000 tons of mineral, overburden, or combination thereof in any calendar year (defined in C.R.S. 34-32-110(2)(a));
3. 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.)
4. 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);
5. 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.
6. 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 34-32-110(1), 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 11 day of November 2018

McFarland Enterprises, Inc.

Applicant/Operator

Signed By: Keith Allen McFarland

Title: President

State of Colorado

County of San Juan ) ss.

There is no corporate seal for  
McFarland Enterprises, Inc.

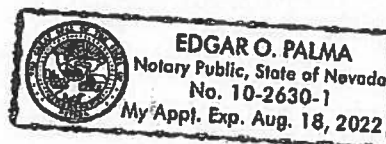
By: \_\_\_\_\_  
Corporate Secretary or Equivalent  
Town/City/County Clerk

The foregoing instrument was acknowledged before me this 12<sup>th</sup> day of November 2018  
by Edgar O. Palma as Notary of Edgar O. Palma

Notary Public

My Commission expires: Aug 18, 2022

SIGNATURES MUST BE IN BLUE INK



**NOTE TO COMMENTORS/OBJECTORS:**

It is likely there will be additions, changes, and deletions to this document prior to final decision by the Office. Therefore, if you have any comments or concerns you must contact the applicant or the Office prior to the decision date so that you will know what changes may have been made to the application document.

The Office is not allowed to consider comments, unless they are written, and received prior to the end of the public comment period. You should contact the applicant for the final date of the public comment period.

If you have questions about the Mined Land Reclamation Board and Office review and decision or appeals process, you may contact the Office at (303) 866-3567.

*Please note that under the provisions of C.R.S. 34-32-101 et seq. Comments related to noise, truck traffic, hours of operation, visual impacts, effects on property values and other social or economic concerns are issues not subject to this Office's jurisdiction. These subjects, and similar ones, are typically addressed by your local governments, rather than the Division of Reclamation, Mining, and Safety or the Mined Land Reclamation Board.*

**EXHIBIT A - Legal Description and Location Map**  
**Rule 6.3.1 (Starts on Page 134 of the Rules)**

**1) Please provide the legal location description of the Mine:**

- a. COUNTY: San Juan
- b. PRINCIPAL MERIDIAN (check one): ☐ 6th (Colorado) ☒ New Mexico Principal Meridian (NMPM)
- c. SECTION (write number): 17
- d. TOWNSHIP (write number and check direction): T 42 ☒ North ☐ South
- e. RANGE (write number and check direction): R 6 ☐ East ☒ West
- f. QUARTER SECTION (check one): ☒ NE ☐ NW ☐ SE ☐ SW
- g. QUARTER/QUARTER SECTION (check one): ☐ NE ☒ NW ☐ SE ☐ SW
- h. Approximate elevation (write number): 10720 Feet
- i. Direction and miles to nearest town/city From Silverton CO, travel 9 miles on county Rd. 2

Additional Legal Description:

---

---

Note: Description shall be by township, range, and section, to at least the nearest quarter quarter section. A metes and bounds survey description is also acceptable. Where available, the street address or lot number(s) shall be given.

**2) Primary Mine Entrance Location (report in either Latitude/Longitude OR UTM):**

Latitude/Longitude:

Degrees Minutes Seconds (DMS):

Latitude (N): deg 37 min 54 sec 35.27 (2 decimal places)

Longitude (W): deg 107 min 33 sec 27.05 (2 decimal places)

OR

Decimal Degrees (DD):

Latitude (N): \_\_\_\_\_ (5 decimal places)

Longitude (W): - \_\_\_\_\_ (5 decimal places)

OR

Universal Tranverse Mercator (UTM):

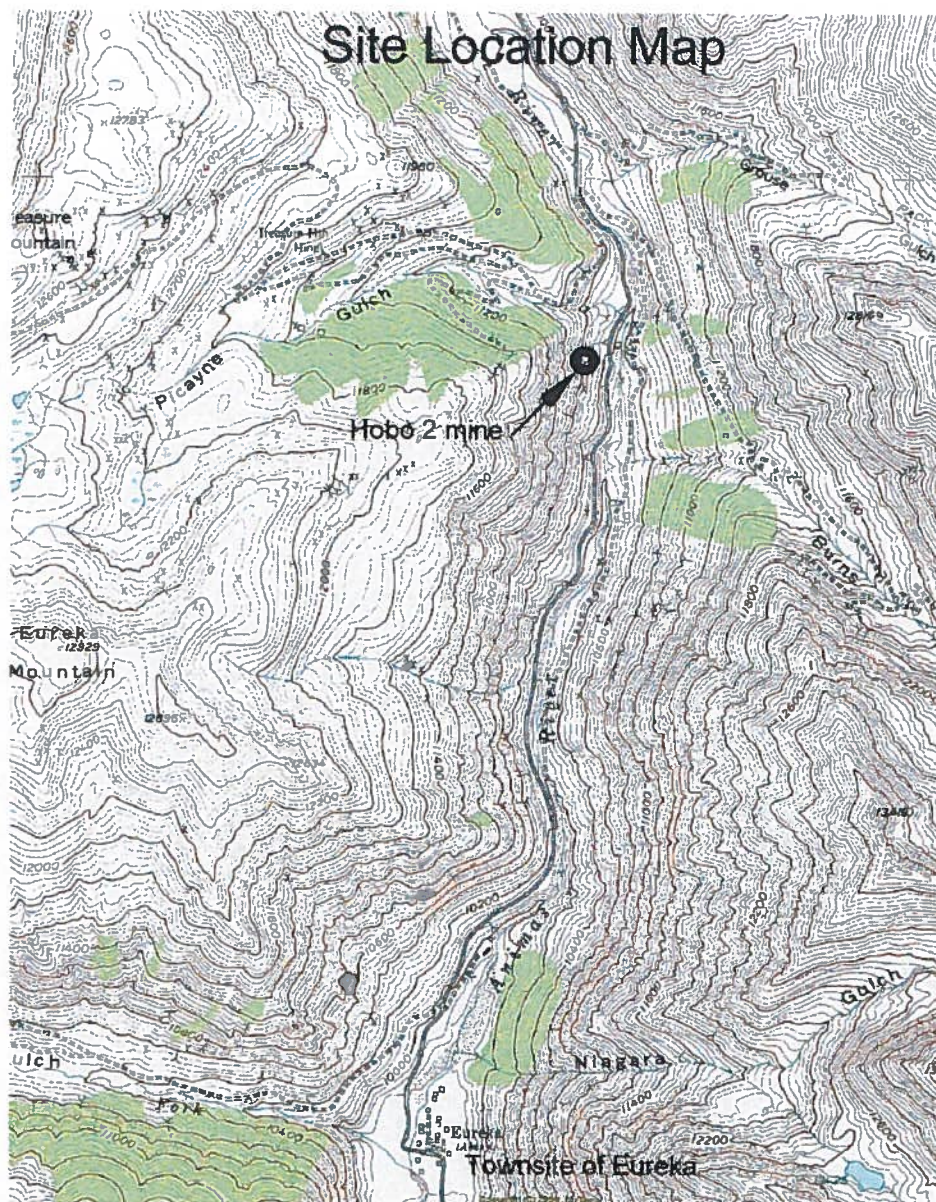
UTM Datum (specify NAD27, NAD83 or WGS 84) \_\_\_\_\_ Zone \_\_\_\_\_

Easting: \_\_\_\_\_

Northing: \_\_\_\_\_

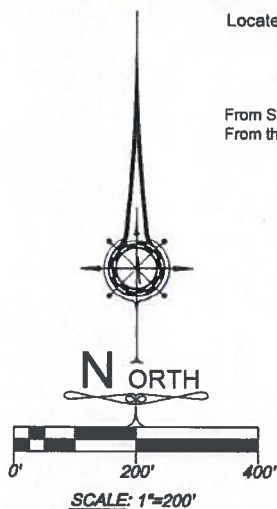
**3) Please provide a Location Map or use the attached template. The map must show the location of the mine site on a USGS 7.5 minute Quad (1:24,000 scale) or equivalent map. An example location map is enclosed.**

---



Located in the NE 1/4 and the NW 1/4 of Section 17, in suspended T. 42 N., R. 6 W.,  
New Mexico Principal Meridian, San Juan County, Colorado

From Silverton Colorado travel 8.9 miles on San Juan county road 2, to the Eureka Town site.  
From the Eureka Town site travel along San Juan county road 2 proximally 2 miles to mine site.



Signature

Date

11/5/19

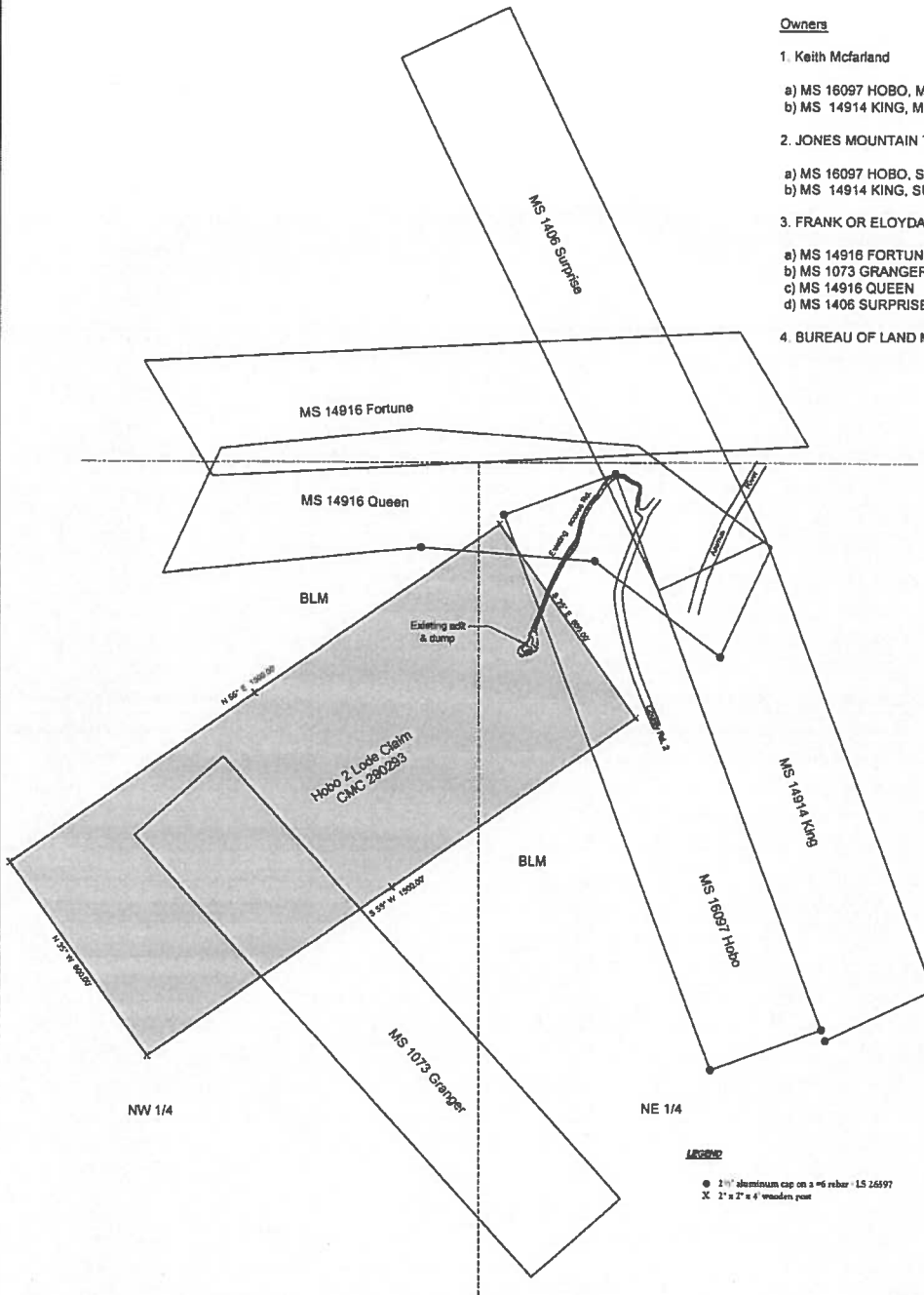
ITC Resource, LLC		Project #	Revision
MacFarland Enterprises, Inc.	1001 Mineral St.	1001	1/1/19
Silverton Colorado	81433		
Job Number	08-19		
Sheet	1 of 1		

Operator Name: MacFarland Enterprises, Inc.

Site Name: Hobo Mine 2

## Site Location & Property Ownership Map

Located in the NE1/4 and the NW1/4 of Section 17, in suspended T. 42 N., R. 6 W., New Mexico Principal Meridian, San Juan County, Colorado



### Owners



1. Keith McFarland
  - a) MS 16097 HOBO, MINERAL RIGHTS ONLY
  - b) MS 14914 KING, MINERAL RIGHTS ONLY
2. JONES MOUNTAIN TRUST
  - a) MS 16097 HOBO, SURFACE RIGHTS ONLY
  - b) MS 14914 KING, SURFACE RIGHTS ONLY
3. FRANK OR ELOYDA BRIDGEWATER
  - a) MS 14916 FORTUNE
  - b) MS 1073 GRANGER
  - c) MS 14916 QUEEN
  - d) MS 1406 SURPRISE
4. BUREAU OF LAND MANAGEMENT

### LEGEND

- 2" x 4" aluminum cap on a #6 rebar - L5 16597
- X 2" x 2" x 4" wooden post

Agreement and easement between Frank Bridgewater, Eloyda Bridgewater and MacFarland Enterprises, Inc. for Ingress and Egress across MS 14916 Queen and MS 14916 Fortune is recorded in the San Juan County, Clerk and Records Office.

From Silverton Colorado travel 8.9 miles on San Juan county road 2, to the Eureka Town site. From the Eureka Town site travel along San Juan county road 2 proximally 2 miles to mine site.

Signature  Date   
KENNETH E. SCHAEFER  
REGISTERED  
38114  
LAND SURVEYOR  
STATE OF COLORADO

ITC Resources, LLC	
McFarland Enterprises, Inc.	
Project	119719
Drawn	119719
Check	119719
Scale	1"=300'
Date	8/22/19
Sheet	1 of 1

Operator Name: MacFarland Enterprises, Inc.

Site Name: Hobo Mine 2

## Site Location & Property Ownership Map

Located in the NE1/4 and the NW1/4 of Section 17, in suspended T. 42 N., R. 8 W., New Mexico Principal Meridian, San Juan County, Colorado

From Silverton Colorado travel 8.9 miles on San Juan county road 2, to the Eureka Town site. From the Eureka Town site travel along San Juan county road 2 proximally 2 miles to mine site.

### Owners

#### 1. Keith McFarland

- a) MS 16097 HOBO, MINERAL RIGHTS ONLY
- b) MS 14914 KING, MINERAL RIGHTS ONLY

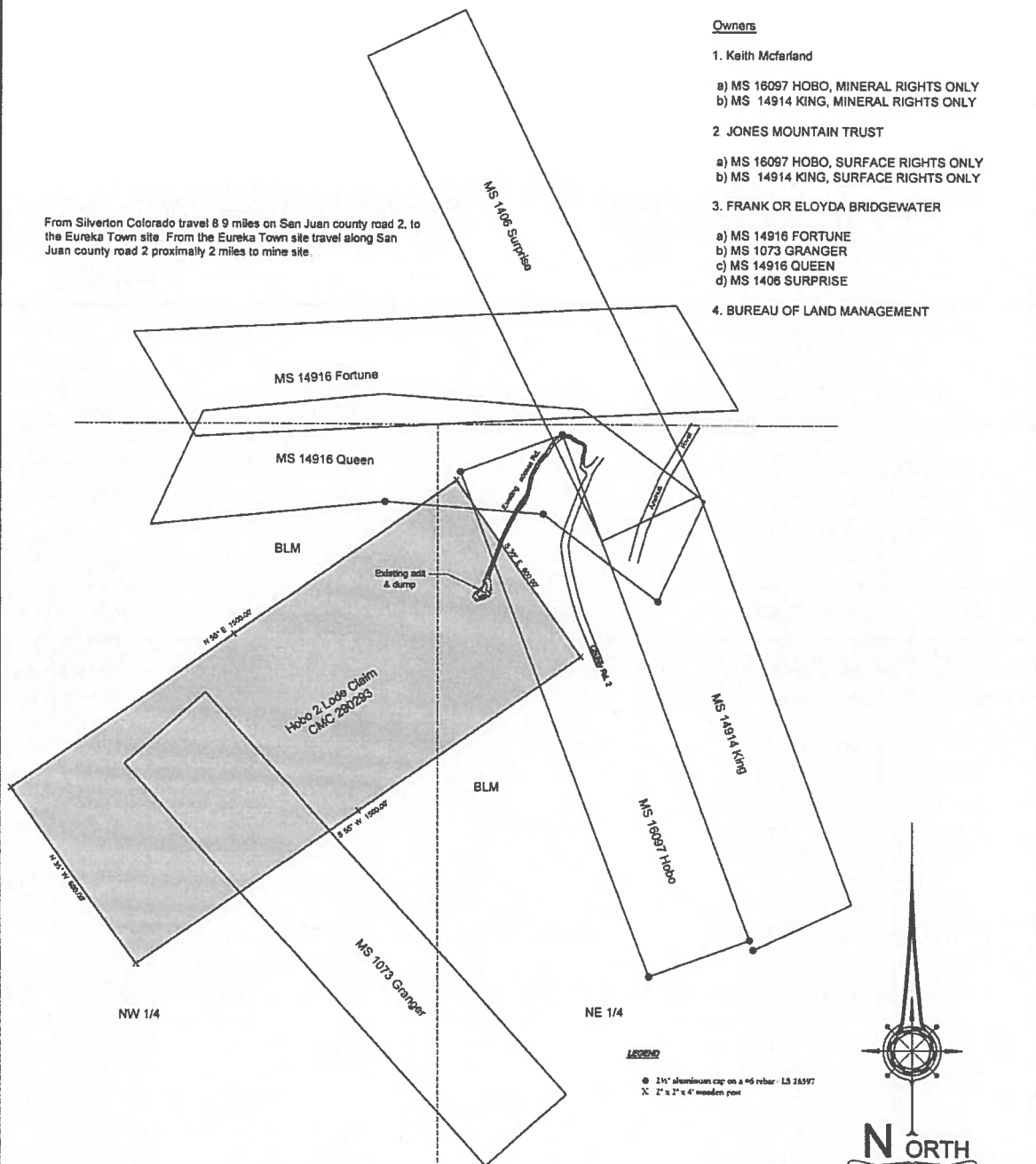
#### 2. JONES MOUNTAIN TRUST

- a) MS 16097 HOBO, SURFACE RIGHTS ONLY
- b) MS 14914 KING, SURFACE RIGHTS ONLY

#### 3. FRANK OR ELOYDA BRIDGEWATER

- a) MS 14916 FORTUNE
- b) MS 1073 GRANGER
- c) MS 14916 QUEEN
- d) MS 1406 SURPRISE

#### 4. BUREAU OF LAND MANAGEMENT



Agreement and easement between Frank Bridgewater, Eloyda Bridgewater and MacFarland Enterprises, Inc. for Ingress and Egress across MS 14916 Queen and MS MS 14916 Fortune is recorded in the San Juan County, Clerk and Records Office.

Easement between Jones Mountain Trust and MacFarland Enterprises, Inc. for Ingress and Egress across MS 16097 The Hobo is recorded in the San Juan County, Clerk and Records Office.

Signature



ITC Resources, LLC	
1001 Mineral St. Silverton Colorado 81433	
Book	14-0007
Date	8/20/18
Drawn	JES
Job Number	89-19
Sheet	1 of 1

**EXHIBIT B – Site Description**  
**Rule 6.3.2 (Starts on Page 135 of the Rules)**

**1) Primary present land use (check one):**

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Cropland (CR)             | <input type="checkbox"/> Pastureland (PL) | <input type="checkbox"/> General Agriculture (GA)   |
| <input checked="" type="checkbox"/> Rangeland (RL) | <input type="checkbox"/> Forestry (FR)    | <input type="checkbox"/> Wildlife Habitat (WL)      |
| <input type="checkbox"/> Residential (RS)          | <input type="checkbox"/> Recreation (RC)  | <input type="checkbox"/> Industrial/Commercial (IC) |

Additional Land use information:

---

---

**2) Current vegetative cover (check all that apply):**

- |                                  |                                  |   |
|----------------------------------|----------------------------------|---|
| <input type="checkbox"/> Grasses | <input type="checkbox"/> Trees   | <input checked="" type="checkbox"/> No vegetative cover |
| <input type="checkbox"/> Shrubs  | <input type="checkbox"/> Pasture | <input type="checkbox"/> Other: _____                   |

Additional vegetation information:

---

---

**3) Current Soil Characteristics:**

Scree rock and waste rock from previous mining operation

---

---

*(This information is publically available and free. It may be obtained through the local office of the Natural Resource Conservation Service)*

**4) Are there any permanent manmade structures (homes, roads, bridges, power lines, fences, etc.) located within two hundred (200) feet of the mine boundary: ( ☒ ) Yes or ( ☐ ) No**

If yes, please identify the type of structure and the structure owner:

Structure: County Rd 2

Owner: San Juan County

Structure: \_\_\_\_\_

Owner: \_\_\_\_\_

Structure: \_\_\_\_\_

Owner: \_\_\_\_\_

Structure: \_\_\_\_\_

Owner: \_\_\_\_\_

**5) Are there any streams, springs, lakes, stock water ponds, ditches, reservoirs, and aquifers that would receive drainage directly from the mine: ( ☐ ) Yes or ( ☒ ) No**

If yes, please describe the water features:

---

---

**6) (Optional) Please provide a Wildlife Statement prepared by the Colorado Parks and Wildlife.**

Additional site description information:

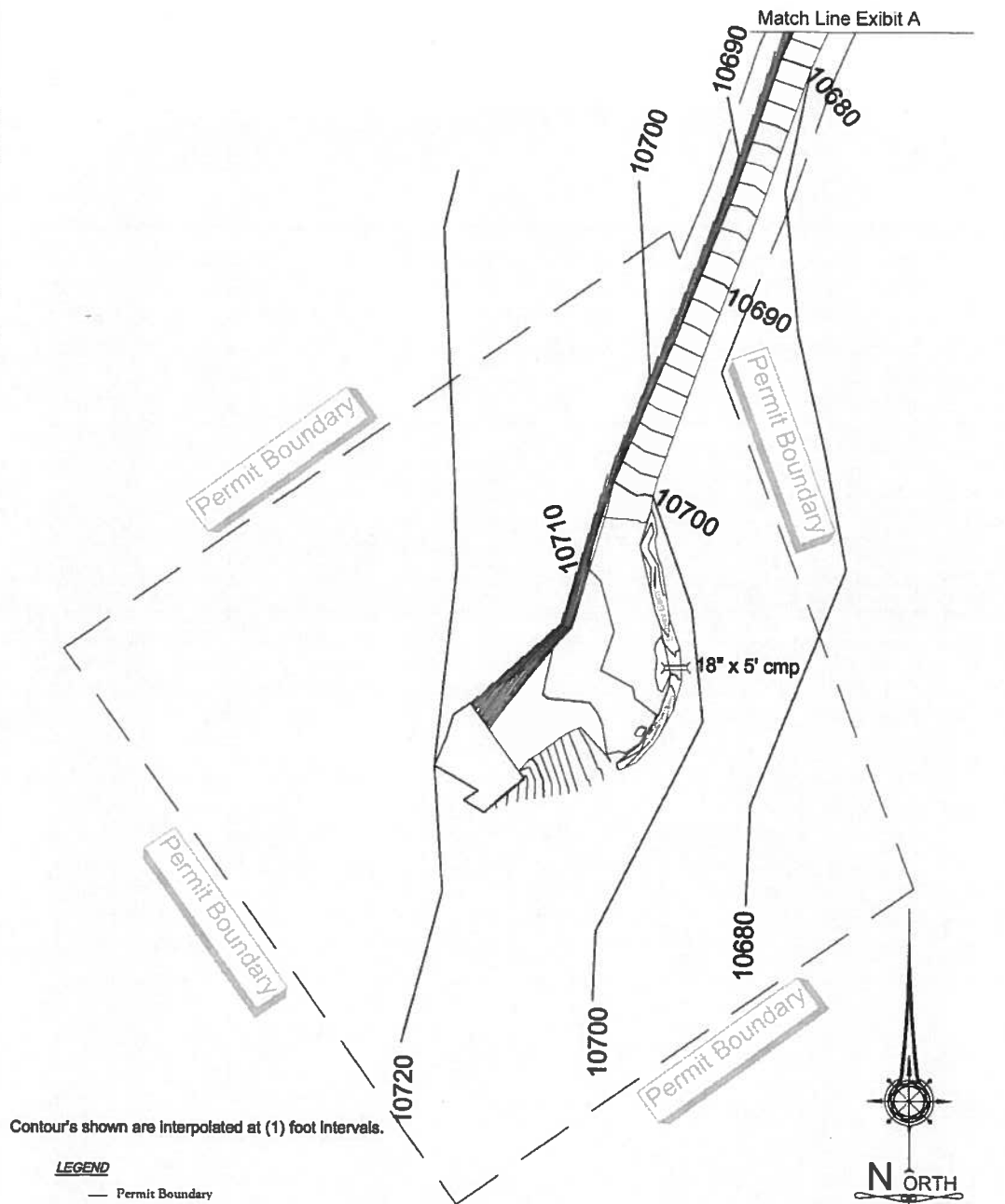
---

---

---

---

## EXHIBIT B



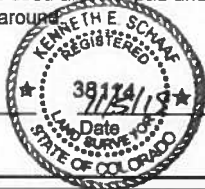
Contour's shown are interpolated at (1) foot intervals.

**LEGEND**

— Permit Boundary

Straw wattles will be used to control erosion around culvert ends and water bars. Silt fencing will be used around pad and surrounding the portal area to control erosion around

Signature



ITC Resources, LLC		Scale
1000 W. Lewis, Suite, CO 81401		Scale
McFarland Enterprises, Inc.	Date: 1/13/19	Scale: 1"=25'
1001 Silverado St.	Date: 02/01/18	Scale: 1"=25'
Silverado Colorado	Scale: 1"=25'	Scale: 1"=25'
81433	Scale: 1"=25'	Scale: 1"=25'
Job Number: 00-10	Scale: 1"=25'	Scale: 1"=25'
Sheet 1 of 1	Scale: 1"=25'	Scale: 1"=25'

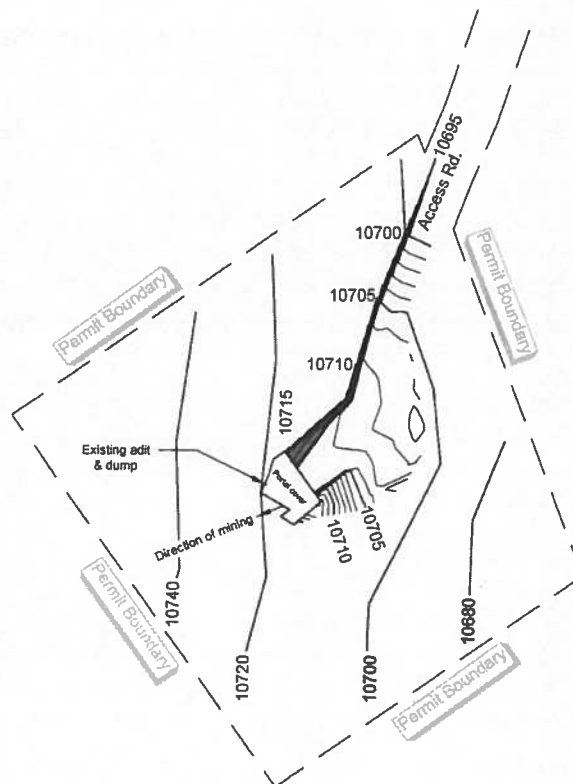
## EXHIBIT B

### Existing Site Description

Located in the NE1/4 and the NW1/4 of Section 17, in suspended T. 42 N., R. 6 W.,  
New Mexico Principal Meridian, San Juan County, Colorado

**Note:**

1. Portal and dump area have been in existences since the late 1800, Disturbed area consists of scree rock and waste rock from previous mining operation
2. Existing access road has been in place since the 1950, Improvements to the road where preformed in 2017. Existing runoff canals and ditches will be maintained.
3. The Animas River is located approximately three hundred fifty feet (350) feet east of project area. All drainage and runoff from the site has been historically intercepted and diverted down San Juan county road No. 2.



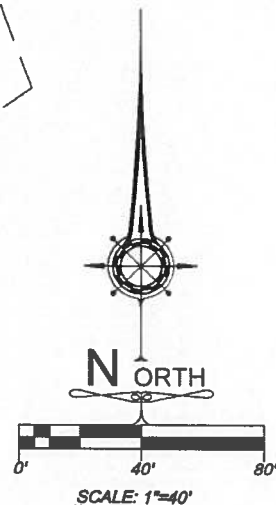
Contour's shown are interpolated at (1) foot intervals.

**LEGEND**

--- Permit Boundary

Signature  38114 Date 11/5/19

KENNETH E. SCHAFF  
REGISTERED  
LAND SURVEYOR  
STATE OF COLORADO



ITC Resources LLC	
2880 S. Loma, Suite 100, 80501	
Scale	1"=40'
Date	11/5/19
Drawn	8/30/18
Checked	8/30/18
Job Number	08-10
Sheet	1 of 1

McFarland Enterprises, Inc.  
1081 Mineral St.  
Silverton Colorado  
81433

**EXHIBIT C - Mining Plan**  
**Rule 6.3.3 (Starts on Page 136 of the Rules)**

The purpose of the mining plan is to describe how mining will affect the permit area through duration of the operation. The plan must be correlated to Exhibit E – Map.

- 1) Estimated dates of commencement: 7/15/2018 and completion: 9/30/2028
- 2) How many years is the mine anticipated to be operational: 10 years
- 3) Will mining activities occur all-yearlong or just seasonally when weather permits (check one):  
(☐) all-yearlong or (☒) seasonally, explain: Activities preformed while weather permits
- 4) How many aces of the mine site will be disturbed at any given time: 0.713 acres
- 5) Depth of topsoil to be salvaged (only for surface disturbances) (check one):  
☐ 4-6 inches      ☐ 6-8 inches  
☐ 8-10 inches      ☐ 10-12 inches  
☐ Other: None  
☐ N/A, explain: \_\_\_\_\_
- 6) Will you need to move any overburden (check one): (☐) Yes or (☒) No  
a. If yes, approximately how thick is the overburden? \_\_\_\_\_ feet
- 7) How will the mine be accessed: (☒) existing roads (☐) new roads will be created  
Please describe the existing roads:  
Existing road through private property  
\_\_\_\_\_  
a. If there will be new roads or road improvements, please describe the new roads and road improvements:  
Placement of two eighteen inch culvert and water bars,  
\_\_\_\_\_
- 8) Will water be needed during the mining operation (check one): (☐) Yes or (☒) No  
a. If yes, please describe the source of the water and how much water will be used during the operation:  
\_\_\_\_\_  
\_\_\_\_\_
- 9) Will any water diversions or impoundments be constructed (check one): (☒) Yes or (☐) No  
a. If yes, please describe the water diversions or impoundments:  
Placement of three eighteen inch culvert and water bars 12" straw wattles and silt fencing  
to prevent undue erosion to pad and surrounding the portal area  
\_\_\_\_\_
- 10) Will any chemicals be used during the mining process (check one): (☐) Yes or (☒) No  
a. If yes, please describe the chemical types and quantities to be utilized, chemical storage and spill containment and emergency response plans for on-site spills. Plant operation details should include tank capacities and operating solution volumes:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11) Will the deposit/ore be processed on-site (check one): (☐) Yes or (☒) No

a. If yes, please describe how the deposit/ore will be processed on site:

---

---

12) Will explosives be used at any point in your mining operation (check one): (☒) Yes or (☐) No

13) Please identify the primary and secondary commodities to be mined:

Astorite

---

14) Type of mining operation (check one): ☐ Surface ☒ Underground ☐ Placer

15) How will earthmoving be conducted: Heavy equipment (☐) Yes or (☐) No  
Hand tools (☒) Yes or (☐) No

16) Please provide an estimate of the actual costs to reclaim the site based on what it would cost the State of Colorado using an independent contractor to complete reclamation. The Office adds up to an additional maximum eighteen and one half (18.5%) percent of that total, which includes a private contract, typical overhead costs and profit.

Direct Cost:

- i. Backfilling: 36 (cubic yards) X \$            (cost per yard) = Total \$ 1944.
- ii. Grading: 270 (cubic yards) X \$ 15 (cost per yard) = Total \$ 2700.
- iii. Topsoil: 30 (cubic yards) X \$ 20 (cost per yard) = Total \$ 600.
- iv. Seeding: .5 (acres) X \$ 500 (cost per acre) = Total \$ 500.
- v. Mobilization: 1 (Pieces of equipment) X \$ 1220 (cost per equipment) =  
Total \$ 1220.

Direct Cost Subtotal: \$ 6964.00.

Division's total overhead cost: X 18.5%

Division's Total cost: \$ 8545.00.

Note: Based on the Division's experience the required financial warranty is normally set at approximately \$2,500 per acre. Therefore, a typical 5 acre permit will have a total required financial warranty in the amount of \$12,500.

17)(Optional) Please provide additional information about the Mine Plan:

~~Production will be seasonal and minimal. Removal of less than 500 lbs. of target material each season.~~  
~~Season will depend on access due to snow and conditions. Generally sometime between June and~~  
~~August. Removal of the stone will be done with the use of a jack-leg and the use of a non-Explosive~~  
~~Demolition Agent. IE: Expanding Grout. Holes will be drilled at a depth to provide the most efficient~~  
~~use of this product. Holes will be approximately 1 5/8 inch diameter. The material will be hand sorted.~~  
~~Material will be hauled on an existing road with an OHV. Material will not be stored on site.~~  
~~Material will be used in jewelry. Material will be cut and processed off site.~~  
~~Mode of entry as an existing Adit.~~

~~Equipment:~~

~~Toyo 65# Jackleg.~~

~~Rented compressor.~~

~~Polaris ranger (Surface use only).~~

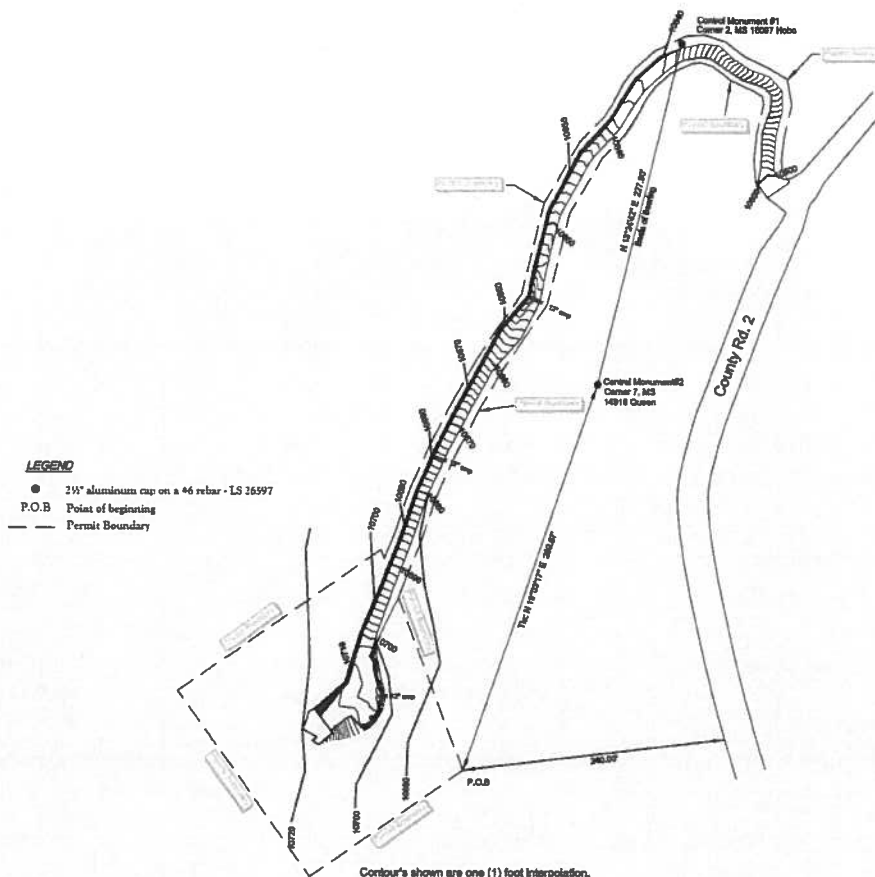
Operator Name: MacFarland Enterprises, Inc.

EXHIBIT C

Site Name: Hobo Mine 2

Permit Boundary & Mine Plan Map

Located in the NE1/4 and the NW1/4 of Section 17, in suspended T. 42 N., R. 6 W.,  
New Mexico Principal Meridian, San Juan County, Colorado



LEGEND

- 2 1/2" aluminium cap on a #6 rebar - LS 26597
- P.O.B Point of beginning
- Permit Boundary

Contours shown are one (1) foot interpolation.

Local Description Permit area Hobo 2 mine

Basin of Bearing

The bearing between corner 2, MS 15087 Hobo monumented with a 2 1/2" aluminium cap on a #6 rebar, by LS 26597 and corner 7, MS 14918 Queen monumented with a 2 1/2" aluminium cap on a #6 rebar, by LS 26597 was found to bear S 13°24'42" W

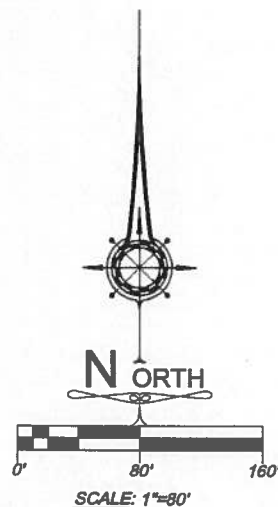
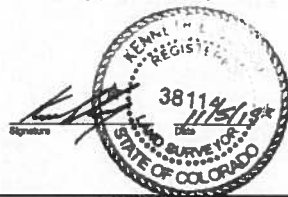
Beginning at a point whence corner 7, MS 14918 Queen bears N 19°03'17" E 269.67 ft. dist. thence N 20°14'31" W 121.48 ft. dist. thence N 20°45'58" E 12.67 ft. dist. thence N 22°36'49" E 25.22 ft. dist. thence N 18°40'57" E 32.38 ft. dist. thence N 34°31'38" E 33.66 ft. dist. thence N 27°38'05" E 29.60 ft. dist. thence N 29°22'14" E 29.09 ft. dist. thence N 33°57'20" E 25.84 ft. dist. thence N 33°23'39" E 29.73 ft. dist. thence N 13°32'02" E 63.24 ft. dist. thence N 39°16'50" E 41.70 ft. dist. thence N 43°14'50" E 22.82 ft. dist. thence N 32°51'23" E 12.89 ft. dist. thence N 37°05'54" E 13.88 ft. dist. thence N 37°24'11" E 9.72 ft. dist. thence N 44°06'30" E 12.11 ft. dist. thence N 62°27'39" E 7.30 ft. dist. thence N 65°10'56" E 5.98 ft. dist. thence N 85°54'48" E 5.02 ft. dist. thence S 72°22'42" E 7.69 ft. dist. thence S 52°22'14" E 16.07 ft. dist. thence S 60°54'10" E 17.07 ft. dist. thence S 59°00'21" E 14.11 ft. dist. thence S 58°38'22" E 5.36 ft. dist. thence S 13°37'23" W 18.36 ft. dist. thence S 59°49'28" W 17.14 ft. dist. thence S 04°23'24" E 14.11 ft. dist. thence S 36°03'43" E 13.01 ft. dist. thence N 52°56'17" E 18.00 ft. dist. thence N 36°03'43" W 7.90 ft. dist. thence N 04°23'24" W 7.38 ft. dist. thence N 05°49'28" E 14.90 ft. dist. thence N 13°37'23" E 21.70 ft. dist. thence N 08°38'25" W 17.36 ft. dist. thence N 59°00'21" W 18.71 ft. dist. thence N 65°04'10" W 18.02 ft. dist. thence N 52°22'14" W 16.19 ft. dist. thence N 72°03'50" W 14.33 ft. dist. thence S 55°50'48" W 12.72 ft. dist. thence S 63°57'22" W 22.32 ft. dist. thence S 48°00'30" W 18.66 ft. dist. thence S 37°24'11" W 13.03 ft. dist. thence S 27°05'54" W 14.63 ft. dist. thence S 32°51'23" W 10.20 ft. dist. thence S 43°49'53" W 23.36 ft. dist. thence S 29°59'50" W 46.23 ft. dist. thence S 13°32'02" W 62.66 ft. dist. thence S 33°23'39" W 28.49 ft. dist. thence S 33°57'20" W 28.54 ft. dist. thence S 29°22'14" W 29.09 ft. dist. thence S 27°38'05" W 32.45 ft. dist. thence S 24°31'38" W 35.65 ft. dist. thence S 18°40'57" W 32.60 ft. dist. thence S 22°36'49" W 17.74 ft. dist. thence N 20°14'31" W 8.37 ft. dist. thence S 59°00'21" W 18.00 ft. dist. thence S 35°00'00" E 150.00 ft. dist. thence N 65°00'00" E 122.44 ft. dist. to the point of beginning. Containing 0.713 acres

1. Proposed start date for mining activities August 30, 2018
2. Proposed ending date September 30, 2028
3. An eighteen (18) inch safety berm will be constructed around the existing pad area.
4. Storm water control devices such as water bars or drainage ditches will be installed and maintained on the existing road.
5. Production will be seasonal and minimal. Removal of less than 500 lbs. of target material each season. Season will depend on access due to snow and conditions. Generally sometime between June and August. Removal of the stone will be done with the use of a jack-leg and the use of a non-Explosive Demolition Agent. IE. Expanding Grout. Holes will be drilled at a depth to provide the most efficient use of this product. Holes will be approximately 1 5/8 inch diameter. The material will be hand sorted. Material will be hauled on an existing road with an OHV. Material will not be stored on site. Material will be cut and processed off site.

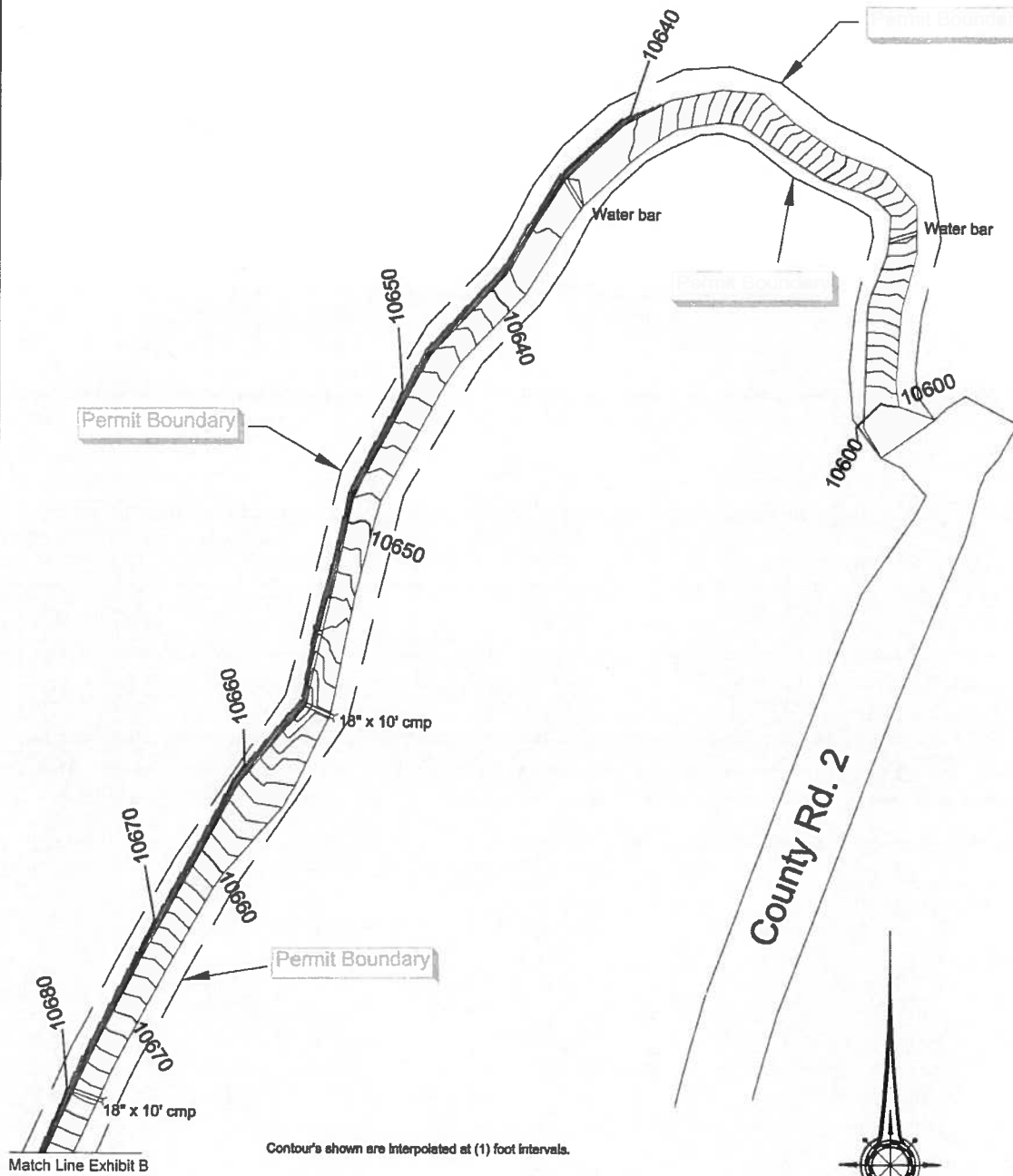
Equipment:  
Toys 558 Jackleg.  
Rented compressor  
Polers ranger (Surface use only)

Note:

1. Mining operation will not directly affect surface or ground water systems



JTC Resources, LLC	
1081 Mineral St. Silverton Colorado 81435	
Date	1/4/20
Drawn	8/20/18
Revised	1/15/20
By	AKS
Job Number	08-10
Sheet	1 of 1

**LEGEND**

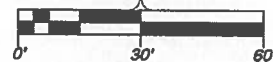
--- Permit Boundary

Straw wattles will be used to control erosion around culvert ends and water bars. Silt fencing will be used around pad and surrounding the portal area to control erosion around.

Signature



NORTH



SCALE: 1"=30'

ITC Resources LLC		201	201
1001 Mineral St.		201	201
Silverton Colorado		201	201
81433		201	201
McFarland Enterprises, Inc.	201	201	201
1001 Mineral St.	201	201	201
Silverton Colorado	201	201	201
81433	201	201	201
Job Number:	201	201	201
Sheet 1 of 1	201	201	201

**EXHIBIT D - Reclamation Plan**  
**Rule 6.3.4 (Starts on Page 139 of the Rules)**

The purpose of the Reclamation Plan is to describe the timing, procedures, criteria and materials that will be used to reclaim the affected land to the proposed post-mining land use. Reclamation is required for all affected lands. This plan must be correlated to Exhibit E - Map.

**1) Primary future (Post-mining) land use (check one):**

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Cropland (CR)             | <input type="checkbox"/> Pastureland (PL) | <input type="checkbox"/> General Agriculture (GA)   |
| <input checked="" type="checkbox"/> Rangeland (RL) | <input type="checkbox"/> Forestry (FR)    | <input type="checkbox"/> Wildlife Habitat (WL)      |
| <input type="checkbox"/> Residential (RS)          | <input type="checkbox"/> Recreation (RC)  | <input type="checkbox"/> Industrial/Commercial (IC) |

**2) Please provide a general description of how the mined area will be Reclaimed:**

Mine Portal will be collapsed, approximately 74 cubic yard of material will be needed to reclaim  
portal, pad and road to private property. Back slope will be re-graded to work with existing contours  
or at a 3H:1V. Available top soil will distributed across disturbed area and re-seeded. (See Item 11)

**3) What will the final grade of the reclaimed slopes (Horizontal:Vertical):** 3 H: 1 V  
(Note: If the Applicant proposes slopes steeper than 3H: 1V (example 1H:1V, 2H: 1V, etc.), please include a justification:

**a. Please provide a general description of the backfilling and grading:**

Approximately 74 cubic yard of material will be needed to reclaim portal, pad and road to private  
property. Material will be salvaged from dump slopes and graded to 3H: 1V (See Item 11)

**4) Depth of topsoil to be salvaged (only for surface disturbances) (check one):**

- |                                      |                                       |
|--------------------------------------|---------------------------------------|
| <input type="checkbox"/> 4-6 inches  | <input type="checkbox"/> 6-8 inches   |
| <input type="checkbox"/> 8-10 inches | <input type="checkbox"/> 10-12 inches |

☐ Other: \_\_\_\_\_

☐ N/A, explain: Topsoil that is available will be distributed across disturbed

- 5) Please provide a seed mix recommendation from the local office of the Natural Resource Conservation Service, United States Forest Service, Bureau of Land Management or pick a seed mix from the following list that best represents the climate zone at the mine (check one):

a. ☐ Zone 1, Eastern Plains

**Site Description:** The elevation of the plains is 6,000 feet or below. The general region is the Front Range, surrounding Denver Metro area and the Eastern Plains. Annual precipitation generally 12-18 inches per year. The average annual high temperature is 69°F with average annual low temperature of 37°F.

Seed Mix	Common Name	Scientific Name	Application Rate PLS (pounds of pure live seed per acre for Drill seeding. Double rate for broadcast seeding)
Grasses	Sideoats Grama	<i>Bouteloua curtipendula</i>	1.8
	Buffalograss	<i>Buchloe dactyloides</i>	6.25
	Western Wheatgrass	<i>Pascoprum smithii</i>	2.76
	Blue Grama	<i>Bouteloua gracilis</i>	0.49
	Green Needlegrass	<i>Stipa viridula</i>	1.44
	Little Bluestem	<i>Schizachyrium scoparium</i>	1.16
Forbs	Upright prairie coneflower	<i>Ratibida columnifera</i>	0.25

b. ☐ Zone 2, Foothills (Lower Montane)

**Site Description:** The elevation of the foothills ranges from 6,000 to 7,500 feet. The general region is the transition zone between the plains and the montane. Annual precipitation ranges from 12 to 18 inches per year. The average annual high temperature is 60°F with average annual low temperature of 29°F.

Seed Mix	Common Name	Scientific Name	Application Rate PLS (pounds of pure live seed per acre for Drill seeding. Double rate for broadcast seeding
Grasses	Blue Grama	<i>Bouteloua gracilis</i>	0.49
	Needle and thread	<i>Hesperostipa comata</i>	2.3
	western Wheatgrass	<i>Pascorum smithii</i>	2.76
	Little Bluestem	<i>Schizachyrium scoparium</i>	1.54
	Indian Ricegrass	<i>Oryzopsis hymenoides</i>	1.38
Forbs	Palmer's penstemon	<i>Penstemon palmeri</i>	.2

c. ☐ Zone 3, Pinyon-Juniper (Sagebrush Steppe, Western Plateau)

**Site Description:** The elevation of the foothills ranges from 6,000 to 7,500 feet. The general region is the transition zone between the plains and the montane. Annual precipitation average is around 9 inches per year. The average annual high temperature is 65°F with average annual low temperature of 40°F.

Seed Mix	Common Name	Scientific Name	Application Rate PLS (pounds of pure live seed per acre for Drill seeding. Double rate for broadcast seeding
Grasses	Indian Ricegrass	<i>Acnatherum hymenoides</i>	1.85
	Western Wheatgrass	<i>Pascopyrum smithii</i>	2.76
	Needle and thread	<i>Hilaria jamesii</i>	3.03
	Galleta	<i>Elymus elymoides</i>	2.19
	Basin wild rye	<i>Leymus cinereus</i>	3.03
Forbs	Scarlett globemallow	<i>Sphaeralcea coccinea</i>	0.25

d. ☐ Zone 4, Montane

**Site Description:** The elevation of the Montane zone ranges from 7,500 to 9,300 feet. The general areas include the mountain resort towns and surrounding areas such as Georgetown, Steamboat Springs, Pagosa Springs, Crested Butte, Etc. Annual precipitation ranges from 18 to 60 inches per year. The average annual high temperature is 54°F with an average annual low temperature of 25°F.

Type	Common Name	Scientific Name	Application Rate PLS (pounds of pure live seed per acre for Drill seeding. Double rate for broadcast seeding
Grasses	Mountain brome	<i>Bromus carinatus</i>	1.93
	Bluebunch wheatgrass	<i>Pseudoroegneria spicata</i>	3.71
	Idaho fescue	<i>Festuca idahoensis</i>	0.79
	Prairie junegrass	<i>Koeleria macrantha</i>	0.15
	Sandberg bluegrass	<i>Poa secunda</i>	0.37
Forbs	Common yarrow	<i>Achillea millefolium</i>	0.25

e. ☐ Zone 5, Sub-Alpine

**Site Description:** The elevation of the Sub-Alpine zone ranges from 9,300 to 11,400 feet. The general areas include but are not limited to Lake County, Summit County and areas adjacent to the Continental Divide. Annual precipitation is 40 inches per year and above. Average annual high temperature is 49° with average annual low temperature of 21°F.

Seed Mix	Species	Scientific Name	Application Rate PLS (pounds of pure live seed per acre for Drill seeding. Double rate for broadcast seeding
Grasses	Mountain muhly	<i>Muhlenbergia montana</i>	0.23
	Parry's oatgrass	<i>Danthonia parryi</i>	2
	Prairie junegrass	<i>Koeleria macrantha</i>	0.15
	Elk sedge	<i>Carex geyeri</i>	2.9
	Idaho fescue	<i>Festuca idahoensis</i>	0.8
Forbs	Lambert's locoweed	<i>Oxytropis lambertii</i>	0.25

f. ☒ Zone 6, Alpine

**Site Description:** The elevation of the Alpine zone range is 11,400 feet and above. The general area includes all areas above timberline. Annual precipitation ranges from 20 to 25 inches per year. Average annual high temperature is 52°F and an average annual low temperature of 18°F.

Seed Mix	Species	Scientific Name	Application Rate PLS (pounds of pure live seed per acre for Drill seeding. Double rate for broadcast seeding
Grasses	Tufted hairgrass	<i>Deschampsia cespitosa</i>	0.4
	Alpine bluegrass	<i>Poa alpine</i>	0.4
	Spike trisetum	<i>Trisetum spicatum</i>	0.17
	Alpine timothy	<i>Phleum alpinum</i>	0.35

6) How will the selected seed mixture be seeded (check one):

- ☐ Drilled      ☒ Broadcast  
☐ Hydroseeded      ☐ Aerial seeded  
☐ Other: \_\_\_\_\_

Note: Application rates need to be doubled for hydroseeding, aerial and broadcast seeding.

7) Will trees be planted as a part of the reclamation plan (check one): ( ☐ ) Yes ( ☒ ) No  
 a. If yes, please list the species: \_\_\_\_\_

8) Will Shrubs be planted as a part of the reclamation plan (check one): ( ☐ ) Yes ( ☒ ) No  
 a. If yes, please list the species: \_\_\_\_\_

9) Will mulch be used (check one): ( ☐ ) Yes ( ☒ ) No  
 a. If yes, what kind will be used: Staples and Straw Blankets  
     Crimping method: \_\_\_\_\_  
     Application Rate: \_\_\_\_\_

10) Will Fertilizer be used (check one): ( ☐ ) Yes ( ☒ ) No  
 a. If yes, what kind will be used: \_\_\_\_\_  
     Application method: \_\_\_\_\_  
     Application Rate: \_\_\_\_\_

11)(Optional) Please provide additional information about the Reclamation Plan:

Portal shed will be dismantled approximately three (3) cubic yards of material will be removed and disposed of at the Silverton transfer station.

Mine portal will be collapsed by method of drill and blasting through a contract blasting company. Approximately 74 cubic yard of material will be needed to reclaim portal, pad and road to private property. Scree rock and waste rock from previous mining operation located on the dump slopes will be used for grading purposes, if any additional material is required it will be purchased and delivered through Maisel Excavation.

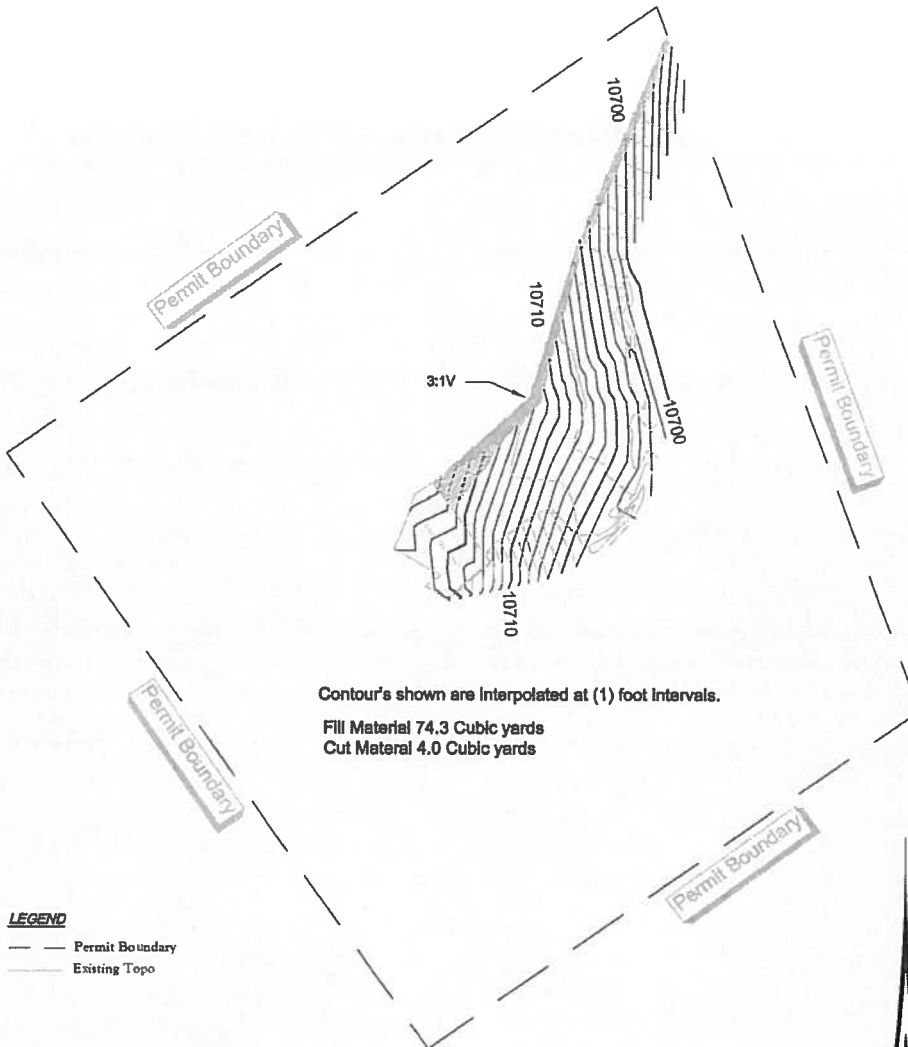
Back slope will be re-graded to work with existing contours or at a 3H:1V. Available top soil will be distributed across disturbed area and re-seeded. Existing road will be sacrificed and re-seeded to the private property line of MS 16097 - Hobo. Straw Blankets used erosion control, soil stabilization and mulching.

Operator Name: MacFarland Enterprises, Inc.

Site Name: Hobo Mine 2

## EXHIBIT D Reclamation Map

Located in the NE1/4 and the NW1/4 of Section 17, in suspended T. 42 N., R. 6 W.,  
New Mexico Principal Meridian, San Juan County, Colorado



### LEGEND

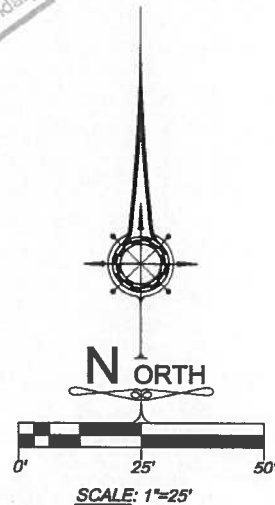
- Permit Boundary
- Existing Topo

### Note:

1. Portal shed will be dismantled approximately three (3) cubic yards of material will be removed and disposed of at the Silverton transfer station. Mine portal will be collapsed by method of drill and blasting through a contract blasting company. Approximately 74 cubic yard of material will be needed to reclaim portal, pad and road to private property. Some rock and waste rock from previous mining operation located on the dump slopes will be used for grading purposes, if any additional material is required it will be purchased and delivered through Melsel Excavation. Back slope will be re-graded to work with existing contours or at a 3H:1V. Available top soil will be distributed across disturbed area and re-seeded. Existing road will be sacrificed and re-seeded to the private property line of MS 16097 - Hobo. Straw Blankets used erosion control, soil stabilization and mulching.

2. Agreement Frank Bridgewater, Eloyda Bridgewater and MacFarland Enterprises, Inc. recorded in the San Juan County, Clerk and Records Office. States that no reclamation of the road crossing MS 14916 Queen and MS 14916 Fortune will be require at the termination of the mining permit.

Signature



ITC Resources, LLC		Project Information	
Project Name	Project Number	Project Name	Project Number
McFarland Enterprises, Inc.	1081 Mineral St.	McFarland Enterprises, Inc.	1081 Mineral St.
Silverton Colorado	81433	Silverton Colorado	81433
Date	8/20/18	Date	8/20/18
Drawn by	MS	Drawn by	MS
Scale	08-10	Scale	08-10
Sheet	1 of 1	Sheet	1 of 1

**EXHIBIT E - Maps**  
**Rule 6.3.5 (Starts on Page 141 of the Rules)**

The purpose of the mine plan map is to describe how mining will affect the permit area through duration of the operation. The purpose of the reclamation plan map is to describe the timing, procedures, criteria and materials that will be used to reclaim the affected land to the proposed post-mining land use. Reclamation is required for all affected lands. The mine plan map and the reclamation plan map must satisfy the general map requirements of Rule 6.2.1(2), and illustrate the information specified under Rules 6.3.2(b), 6.3.3 and 6.3.5. Examples of a mine plan map and a reclamation plan map are enclosed for reference.

**1) Please show the following on the Mine Plan Map (Please use the optional template or attach a map):**

- a. Boundary of Affected Lands must be delineated and labeled (the mine boundaries cannot be larger than 5 acres);
- b. Where will mining start;
- c. What direction will mining progress;
- d. Label all immediately adjoining surface owners;
- e. Show the name and location of all creeks, roads, buildings, oil and gas wells and lines, and power and communication lines on the mine and within two hundred (200) feet of the mine boundary;
- f. Show the existing topography (contour lines of sufficient detail are required to portray the direction and rate of slope of the affected land);
- g. Label the type of vegetation covering the mine;
- h. Show all permanent man-made structures on the mine and within two hundred (200) feet of the mine boundary and label the owners of the permanent man-made structures; and
- i. If the operation is not expected to directly affect surface or groundwater systems, a statement of that expectation shall be submitted
  - i. Illustrate on the pre-mining map if the operation is not expected to directly affect surface or groundwater systems, a statement of that expectation shall be submitted.
  - ii. Please identify all known aquifers.
  - iii. Submit a brief statement or plan showing how water from dewatering operations or from runoff from disturbed areas, piled material and operating surfaces will be managed to protect against pollution of either surface or groundwater.

Note: It may be helpful to print an aerial photo and label everything on the aerial photo.

**2) Reclamation Plan Map (Please use the optional template or attach a map)**

Please provide a map that clearly describes the features associated with the mining plan and the components of the Reclamation Plan. Include one map for the mine plan and one map for the Reclamation Plan. The map(s) must be drawn to a scale no smaller than appropriate to clearly show all elements that are required to be delineated by the Act and these Rules; show a north arrow, note any section corners adjacent to the proposed operation, and indicate the date illustrated. At a minimum, maps must include the following information:

- a. Please illustrate the gradient of all reclaimed slopes (horizontal:vertical) sufficient to describe the post mine topography;
- b. If ponds are a part of the Reclamation Plan, outline the final shore configuration of the ponds and shallow areas if the future land use is for wildlife;
- c. State the average thickness of replaced overburden by reclamation area or phase; and
- d. State the average thickness of replaced topsoil by reclamation area or phase.

**EXHIBIT F - Other Permits and Licenses**  
**Rule 6.3.6 (Starts on Page 142 of the Rules)**

- 1) Please identify which of the following permits, licenses and approvals which are held or will be sought in order to conduct the proposed mining and reclamation operations (check all that apply):

<input type="checkbox"/> Effluent discharge permits	<input type="checkbox"/> Air quality emissions permits
<input type="checkbox"/> Radioactive source materials licenses	<input type="checkbox"/> Explosives permits
<input type="checkbox"/> Permit to construct a dam	<input type="checkbox"/> Well permits
<input type="checkbox"/> Highway access permits	<input type="checkbox"/> State Historic Preservation Office
<input type="checkbox"/> U.S. Forest Service permits	<input checked="" type="checkbox"/> Bureau of Land Management permits
<input checked="" type="checkbox"/> County zoning and land use permits	<input type="checkbox"/> City zoning and land use permits.
<input type="checkbox"/> Disposal of dredge and fill material (404) permits	

- a. (Optional) If available, please enclose with this application copies of the permits, licenses and approvals identified above or provide proof of filling.

**EXHIBIT G - Source of Legal Right to Enter**  
**Rule 6.3.7 (Starts on Page 143 of the Rules)**

**1) Name of owner to the surface of affected land:**

<input checked="" type="checkbox"/>	Public Domain (BLM)	<input type="checkbox"/>	National Forest (USFS)
<input type="checkbox"/>	State	<input type="checkbox"/>	State Sovereign Lands
<input checked="" type="checkbox"/>	Private (who): Jones Mountain Trust, MS 16097 The Hobo. Frank Bridgewater, MS 14916 Quee		
<input type="checkbox"/>	Other (please describe): _____		

**2) Name of owner to the subsurface rights of affected land:**

<input type="checkbox"/>	Public Domain (BLM)	<input type="checkbox"/>	National Forest (USFS)
<input type="checkbox"/>	State	<input type="checkbox"/>	State Sovereign Lands
<input checked="" type="checkbox"/>	Private (who): McFarland Enterprise, Inc.		
<input type="checkbox"/>	Other (please describe): _____		

**3) If mining is located on Bureau of Land Management Land (BLM) or U.S. Forest Service land (USFS) land the remaining section must be completed:**

i) Claimant:	McFarland Enterprises, Inc.
ii) Serial Number:	CMC 290293
iii) List Name:	Hobo 2
iv) Address:	1810 Mineral Street, Silverton CO 81433
v) Telephone:	970-387-5123
vi) Fax Number:	_____

**4) If the mining operation is located on private, state, or state sovereign lands, please provide a description of the basis for legal right of entry to the site and to conduct mining and reclamation for Owners of Record described in Rule 1.6.2(1)(e)(i). This may be a copy of access lease, deed, abstract of title, or a current tax receipt. A signed statement by the Landowner(s) and acknowledged by a Notary Public stating that the Operator/Applicant has legal right to enter and is also acceptable.**

**EASEMENT**

**Jones Mountain Trust**, whose legal address is 8155 FM 3237, Driftwood, TX 78619 ("Grantor"), in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby confessed and acknowledge, does hereby sell, convey and quitclaim unto **McFarland Enterprises, Inc.**, whose legal address is 1081 Mineral St., Silverton, CO 81433 ("Grantee") an access easement for purposes on ingress and egress in Section 17, suspended Township 42 North, Range 6 West, New Mexico Principal Meridian, San Juan County, Colorado, as more particularly described as follows:

See **Exhibit A**, attached hereto and incorporated herein (the "Easement");

over and across the surface of real property in San Juan County, in Section 17, suspended Township 42 North, Range 6 West, New Mexico Principal Meridian, San Juan County, Colorado  
(the "Burdened Property").

This Easement is for the benefit of and appurtenant to that mineral estate, or any part thereof, situate in the County of San Juan and State of Colorado, and described as:

MS# 16097 the Hobo, located in Section 17, suspended Township 42 North, Range 6 West, New Mexico Principal Meridian, San Juan County, Colorado.

Grantee, at Grantee's expense, shall have the right to use, maintain and repair the access road, within the Easement so long as the use, maintenance and repairs are conducted in accordance with all applicable San Juan County, State of Colorado and United States laws. Grantee is prohibited from using the Easement for any purpose that is not expressly authorized herein.

Grantee's use of the Easement shall not be exclusive, and Grantor and Grantor's successors, transferees, legal representatives, heirs, assigns, guest and invitees shall have an equal right to the use of the Easement, but without interference with Grantee's use thereof.

The Easement shall be binding upon and inure to the benefit of the successors, transferees, legal representatives, heirs and assigns of Grantor and Grantee. Notwithstanding the forgoing, the Easement shall terminate upon reclamation of the portal, pad, and portion of the access on B.L.M. property known as the Hobo 2 mine.

IN WITNESS WHEREOF, Grantor and Grantees have executed this Driveway Easement Agreement this 11 day of ~~June~~ *October*, 2019.

GRANTOR:

JONES MOUNTAIN TRUST

  
Jones Mountain Trust

By *Jennifer Brooke-Davidson*, Trustee

Return to: Keith McFarland  
PO Box 617  
Silverton CO 81433

Its: Trustee

GRANTEE:

McFarland Enterprises Inc.  
McFarland Enterprises, Inc.  
By: Keith McFarland  
Its: President

STATE OF Texas )  
COUNTY OF Hays ) ss.

The foregoing instrument was acknowledged before me this 11 day of October, 2019 by \_\_\_\_\_ as Trustee of Jones Mountain Trust

WITNESS my hand and official seal this day.

Lynn C. Spivey  
Notary Public



9-14-2021

STATE OF Colorado )  
COUNTY OF San Juan ) ss.

The foregoing instrument was acknowledged before me this 21 day of October, 2019 by Keith McFarland, as President of McFarland Enterprises, Inc.

WITNESS my hand and official seal this day.

WILLIAM W. WILSON  
Notary Public

My Commission expires: July 18, 2022



RECORDED AT REC'T 152567  
SAN JUAN COUNTY CLERK  
& RECORDER

**EXHIBIT H - Municipalities within a Two Mile Radius**  
**Rule 6.3.8 (Starts on Page 143 of the Rules)**

- 1) Please list all municipalities (mailing address and telephone of the governing body) located within a two mile radius of the mine:**

Municipality: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Municipality: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Municipality: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Municipality: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

**Exhibit I - Proof of Filing with County Clerk  
Rule 6.3.9 (Starts on Page 143 of the Rules)**

- 1) Please provide An affidavit or receipt indicating the date on which the mine application was placed with the local County Clerk and Recorder for public review, pursuant to Subparagraph 1.6.2(1)(c).

**Proof of Filing with County Clerk**

I, Ladonna Jaramillo the County Clerk for San Juan County;  
have received a complete application package for a Hard Rock/Metal Mining Limited Impact (110)  
Reclamation Permit with the Colorado Mined Land Reclamation Board under provisions of the Colorado Mined  
Land Reclamation Act. The proposed mine is known as the (Name of the Mine) Hobo 2  
and is located at or near Section 17, Township 42N, Range 6W, N.M Principal Meridian.

Ladonna Jaramillo  
Signature

11-13-19  
Date

**EXHIBIT J - Proof of Mailing of Notices to Board of County  
Commissioners and Soil Conservation District  
Rule 6.3.10 (Starts on Page 143 of the Rules)**

- 1) Please provide proof that notices of the permit application were sent to the Board of County Commissioners and, if the mining operation is within the boundaries of a Soil Conservation District, to the Board of Supervisors of the Soil Conservation District, pursuant to Subparagraph 1.6.2(1)(a)(ii).

Note: There are two templates below one for the County Commissioners and one Soil Conservation District. The Division will accept copies of the complete templates and proof of deliver in the form of a signed certified mail receipt.

NOTICE OF FILING APPLICATION  
FOR COLORADO MINED LAND RECLAMATION PERMIT  
FOR HARD ROCK/METAL MINES LIMITED IMPACT (110) OPERATION

NOTICE TO THE BOARD OF COUNTY COMMISSIONERS  
COUNTY

McFarland Enterprises, Inc. (The "Applicant/Operator") has applied for a Hard Rock/Metal Mines Limited Impact (110) reclamation permit from the Colorado Mined Land Reclamation Board (the "Board") to conduct mining operations in San Juan County. The attached information is being provided to notify you of the location and nature of the proposed operation. The entire application is on file with the Division of Reclamation, Mining, and Safety (the "Division") and the local county clerk and recorder.

The applicant/operator proposes to reclaim the affected land to Rangeland use. Pursuant to Section 34-32-116(7)(j), C.R.S., the Board is required to confer with the local Board of County Commissioners before approving of the post-mining land use. Accordingly, the Board would appreciate your comments on the proposed operation. Please note that, in order to preserve your right to a hearing before the Board on this application, you must submit written comments on the application within ten (10) days after the date of the applicant's newspaper publication.

If you would like to discuss the proposed post-mining land use, or any other issue regarding this application, please contact the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567.

**NOTE TO APPLICANT/OPERATOR:** You must attach a copy of the application form to this notice. If this is a notice of a change to a previously filed application you must either attach a copy of the changes, or attach a complete and accurate description of the change.

NOTICE OF FILING APPLICATION  
FOR COLORADO MINED LAND RECLAMATION PERMIT  
FOR HARD ROCK/METAL MINES LIMITED IMPACT (110) OPERATION

NOTICE TO THE BOARD OF SUPERVISORS  
OF THE LOCAL CONSERVATION DISTRICT  
DISTRICT

McFarland Enterprises, Inc. (The "Applicant/Operator") has applied for a Hard Rock/Metal Mines Limited Impact (110) reclamation permit from the Colorado Mined Land Reclamation Board (the "Board") to conduct mining operations in San Juan County. The attached information is being provided to notify you of the location and nature of the proposed operation. The entire application is on file with the Division of Reclamation, Mining, and Safety (the "Division") and the local county clerk and recorder.

The applicant/operator proposes to reclaim the affected land to Rangeland use. Pursuant to Section 34-32-116(7)(j), C.R.S., the Board is required to confer with the local Conservation Districts before approving of the post-mining land use. Accordingly, the Board would appreciate your comments on the proposed operation. Please note that, in order to preserve your right to a hearing before the Board on this application, you must submit written comments on the application within ten (10) days after the date of the applicant's newspaper publication.

If you would like to discuss the proposed post-mining land use, or any other issue regarding this application, please contact the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567.

**NOTE TO APPLICANT/OPERATOR:** You must attach a copy of the application form to this notice. If this is a notice of a change to a previously filed application you must either attach a copy of the changes, or attach a complete and accurate description of the change.

**EXHIBIT L - Permanent Man-Made Structures**  
**Rule 6.3.12 (Starts on Page 144 of the Rules)**

- 1) The Applicant shall provide information sufficient to demonstrate that the stability of any structures located within two hundred (200) feet of the operation or affected land will not be adversely affected. If the Office determines that such information is inadequate to demonstrate that the operation will not adversely affect the stability of any significant, valuable and permanent manmade structure, the Applicant shall either:
    - a) Provide a notarized agreement between the applicant and the person(s) having an interest in the structure, that the applicant is to provide compensation for any damage to the structure; or
    - b) Where such an agreement cannot be reached, the applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
    - c) Where such structure is a utility, the applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility.
-

An example Structure Agreement which meets the requirements of the Statutes is shown below.  
\*\*\*\*\*

### Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

*The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.*

**The following structures are located on or within 200 feet of the proposed affected area:**

1. County Road 2
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_

*(Please list additional structures on a separate page)*

**CERTIFICATION**

The Applicant, McFarland Enterprises, Inc. (print applicant/company name),  
by Kieth McFarland (print representative's name), as President (print  
representative's title), does hereby certify that San Juan County (structure owner) shall  
be compensated for any damage from the proposed mining operation to the above listed structure(s)  
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation  
Permit Application for Hobo 2 (operation name),  
File Number M- 970 -       .

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its  
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and  
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.  
Any alteration or modification to this form shall result in voiding this form.*

**NOTARY FOR STRUCTURE OWNER**

**ACKNOWLEDGED BY:**

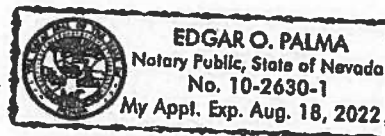
Structure Owner McFarland Enterprises Inc. Name Kieth McFarland  
Date 11/12/2019 Title President / CEO

STATE OF Nevada  
COUNTY OF Clark ) ss.

The foregoing was acknowledged before me this 12<sup>th</sup> day of November, 2019, by  
Edgar O. Palma as Notary of Treasure Island Hotel.

Edgar O. Palma  
Notary Public

My Commission Expires: Aug 18, 2022



**NOTARY FOR STRUCTURE OWNER**

ACKNOWLEDGED BY:

Structure Owner SAN JUAN COUNTY Name William Tookay Wili Tookay

Date 11/13/19 Title COUNTY Administrator

STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by  
\_\_\_\_\_ as \_\_\_\_\_ of \_\_\_\_\_.

\_\_\_\_\_  
Notary Public My Commission Expires: \_\_\_\_\_

**REQUIRED Newspaper Notice**

**Note: The Division will notify you when to begin the publication.**

An example Public Notice which meets the requirements of the statutes is attached. The blanks, which require dates, will need to be filled in according to the following instructions. **PLEASE READ CAREFULLY.**

**Publication Instructions:**

Date of commencement and date of completion should represent the dates which you feel most accurately describe the life of the operation.

For all Limited Impact (110) types of operations, this notice must be published once within ten (10) days of the date the application is considered submitted to the Division of Reclamation, Mining, and Safety (the "Division"). The final date for receiving comments is ten (10) days after the date of publication or the next regular business day.

All notices must be published in a newspaper of general circulation in the locality of the proposed mining operation and mailed to the landowners as set forth in the Colorado Mined Land Reclamation Rules and Regulations. Since the date for consideration of your application may change, DO NOT include it in this notice.

For a complete discussion of the notice procedures and objections, please refer to C.R.S. 34-32-110(7)(c), 114 and 115.

\*\*\*\*\*  
\*\*\*\*\*

## PUBLIC NOTICE

(Operator Name) McFarland Enterprises, 1810 Mineral St. Silverton CO 81433; (Address and Phone Number), has filed an application for a Hard Rock/Metal Mining Limited Impact (110) Reclamation Permit with the Colorado Mined Land Reclamation Board under provisions of the Colorado Mined Land Reclamation Act. The proposed mine is known as the (Name of the Mine) Hobo Mine, and is located at or near Section 17, Township 42N, Range 6W, N.M. Prime Meridian.

The proposed date of commencement is June 10, 2020, and the proposed date of completion is September 30, 2028. The proposed future use of the land is (Future Landuse).

Additional information and tentative decision date may be obtained from the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567, or at the (County Name) San Juan County Clerk and Recorder's office; (Clerk and Recorder's Address) 1557 Greene St., or the above-named applicant. A complete copy of the application is available at the above-named County Clerk and Recorder's office and at the Division's office.

Comments concerning the application and exhibits must be in writing and must be received by the Division of Reclamation, Mining, and Safety by 4:00 p.m. on (Final Date for Comments) November 18, 2019.

*Please note that under the provisions of C.R.S. 34-32-101 et seq. Comments related to noise, truck traffic, hours of operation, visual impacts, effects on property values and other social or economic concerns are issues not subject to this Office's jurisdiction. These subjects, and similar ones, are typically addressed by your local governments, rather than the Division of Reclamation, Mining, and Safety or the Mined Land Reclamation Board.*

### **Required On-Site Notice**

The following is an example that you may wish to use for the Notice required for Rule 1.6.2(1)(b). This Notice must be placed at the proposed entrance to the mine site while the application is being submitted to the Division.

### NOTICE

This site is the location of a proposed mining operation. (Name of the Applicant/Operator) McFarland Ent., whose address and phone number is (Address and Phone Number of the Applicant/Operator) 1810 Mineral St., 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 (County Name) San Juan County Clerk and Recorder's Office, (Clerk and Recorder's Office Address) 1557 Greene St., and should send comments prior to the end of the public comment period to the Division of Reclamation, Mining, and Safety, 1313 Sherman St., Room 215, Denver, Colorado 80203.

### Certification:

I, Keith McFarland, hereby certify that I posted a sign containing the above notice for the proposed permit area known as the (Name of Operation) Hobo 2, on (Date Posted) 11-11-2019.

Keith McFarland  
SIGNATURE

11-11-2019  
DATE

## Proof of Hand Delivery of Notices to Board of County Commissioners

Notice of the permit application was hand delivered to the County Administrator, Willy Tookey for the Board of County Commissioners of San Juan County.

  
\_\_\_\_\_  
Willy Tookey, County Administrator

11/13/19  
Date: