

November 27, 2019

Jacob Ulrich
17619 Leisure Lake Dr
Monument, CO 80132

**RE: Notice of Filing Deficiencies, 110(1) Hardrock Application
Ulrich - Rovedo Mine, File No. M-2019-057**

Dear Mr. Ulrich,

On November 20, 2019, the Division of Reclamation, Mining and Safety (Division) received the 110(1) Limited Impact Operation Reclamation Permit Application for the Ulrich - Rovedo Mine and assigned it File No. M-2019-057. Pursuant to Rule 1.4.1(8), the Division has determined the application contains deficiencies which prevent the application from being considered filed. The following filing deficiencies must be addressed before the Division can consider the application as being filed and the technical adequacy review can begin. Please respond to this Notice of Deficiencies with the requested information and summarize each response to the numbered items below, in a cover letter titled "Response to Deficiencies, M-2019-057".

Application Form

1. The Division requires the name of the Applicant/Operator to remain consistent throughout the application, specifically on pages 1, 2, and 7 of the application form. On Pages 1 and 2 the Applicant/Operator is identified as "Jacob Ulrich" while Page 7, the certification page, has "Jacob P Ulrich". Please revise the name of the Applicant/Operator, as appropriate, and submit replacement pages of the application form.
2. Responsibility #10 on Page 6 of the application form has been initialed, however the Applicant appears to not be a joint venture/partnership business. Please submit a new Page 6 without responsibility #10 initialed.
3. The notary portion of the Certification Page (Page 7 of the application form) has been executed incorrectly as the last two fields have been left blank. Please execute a new certification page with "Jacob Ulrich as Operator of Ulrich - Rovedo Mine" in the notary portion at the bottom of the page.
4. The copy of the on-site notice provided in the application has both the address and phone number for the Applicant and the address of the local County Clerk and Recorder cut-off due to page formatting. Please submit documentation which shows the on-site notice contains the full address and phone number of the Applicant and the full address of the Clerk and Recorder. The Applicant may also post a new on-site notice and submit an affidavit and a copy of the notice as required by Rule 1.6.2(1)(b).

EXHIBIT G – Source of Legal Right-to-Enter (Rule 6.3.7)

5. The United States Forest Service (USFS) is the surface owner of record for the affected lands. The Division considers an approved Mine Plan of Operations (MPO) from the USFS as the demonstration of the Applicant's surface legal right of entry to the site to conduct mining and reclamation in accordance with Rule 6.3.7. Please submit documentation which shows the USFS has approved or conditionally approved a MPO for the proposed operation.



EXHIBIT I - Proof of Filing with County Clerk (Rule 6.3.9):

6. Any changes or additions to the application on file with the Division, must also be reflected in the public review copy in accordance with Rule 1.6.2(2). Please submit proof that the public review copy has been updated with a copy of this letter and associated response.

EXHIBIT J - Proof of Mailing of Notices to Board of County Commissioners and Soil Conservation District (Rule 6.3.10):

7. The application included receipts of certified mailing to the local Board of County Commissions and the Soil Conservation District, however, the application did not included the required certified mail return receipts, also known as the green cards. In accordance with Rule 1.6.2 (1)(a)(ii), please submit Proof of Notice in the form of certified mail return receipts or date-stamped copies of the notices acknowledging receipt by the local Board of County Commissions and the Soil Conservation District.

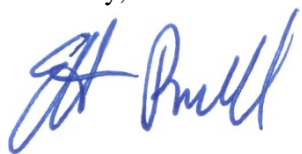
Your 110(1) Limited Impact Operation Reclamation Permit Application will not be considered filed until the information listed above is received and found sufficient to begin our review. A decision date will be established 30 days from the date of receipt and acceptance of all of the requested information. Additionally, if you have already published notice you will need to republish notice, but only after the Division considers the application filed; the Division will notify you when you should initiate publication of your notice. This notice must be published once within ten (10) days of the date your application is considered filed. The final date for receiving comments is the 10th day after the publication or the next regular business day.

Pursuant to Rule 1.4.1(8), you have sixty (60) days from the date of this letter to submit all necessary documents that the Division needs for an application to be considered filed. If, at the end of the sixty day period, the application has not been determined to be filed with the Division, the Division may deny the application and terminate the application file. **The response to this Notice of Filing Deficiencies is due on or before January 27, 2020.**

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

If you need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **303-866-3567 x8132**, or by email at elliott.russell@state.co.us.

Sincerely,



Elliott R. Russell
Environmental Protection Specialist

ec: Jason Musick with the Division of Reclamation, Mining & Safety
Jacob Ulrich, ulrich585@comcast.net