

To: File, Robert Michael #1-A, Permit No. M-2019-050

From: Elliott Russell (DRMS)

Date: January 28, 2020

Re: Operator's Proof of Noticing USFS

On January 28, 2020, Amy Titterington with the United States Forest Service (USFS) emailed me regarding Robert and Lauren Berry's permit application for the Robert Michael #1-A. The USFS acknowledged the mining permit application and stated they had issued NOI-2020-002 to Mr. Berry on November 18, 2019. The USFS also stated they had no issues with the current permit application.

The Division considers the January 28, 2020 USFS email as the Operator's compliance with Rule 1.6.2 and an alternative response to Adequacy Item 2 of the December 30, 2019 Adequacy Review letter regarding the noticing of the surface owner of affected lands and surface owner within 200 feet of the affected lands.