



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

December 10, 2020

Jeff A. Carter
SSG Mining Inc.
15954 Jackson Ck Pkwy B281
Monument, CO 80132

Re: SSG Mining Inc., Lombard #3, File No. M-2020-057, Incomplete Submittal of Limited Impact Operation 110(1) Reclamation Permit Application Form

Mr. Carter:

On November 25, 2020, the Division of Reclamation, Mining and Safety (Division/DRMS) received the Limited Impact Operation 110(1) Reclamation Permit Application Form for the Lombard #3 site, File No. M-2020-057. Preliminary review of the information received determined the following items must be received before the Division can consider the form as being submitted and technical review can begin:

Application Form / 6.3.1 Exhibit A - Legal Description

1. Rule 6.3.1(1) states the legal description must identify the affected land, specify affected areas and be adequate to field locate the property. Description shall be by (A) township, range, and section, to at least the nearest quarter quarter section, and (B), location of the main entrance to the mine site reported as latitude and longitude, or the Universal Transverse Mercator (UTM) Grid as determined from a USGS topographic map. A metes and bounds survey description is acceptable in lieu of township, range, and section. Where available, the street address or lot number(s) shall be given. This information may be available from the County Assessor's office or U.S. Geological Survey (USGS) maps.

Item #10, on Page 3 of the Application Form - Location Information the Applicant lists the location of the proposed mine site as the NE quarter/quarter section, of the NE quarter section, Range 74 West, Township 3 South and Section 1. On Exhibit A - Legal Description, the Applicant lists the location of the proposed mine site as the NW quarter/quarter, of the NW quarter section, Range 74 West, Township 3 South and Section 1. Please explain this discrepancy and revised the application form and/or Exhibit A accordingly.

2. Rule 6.3.1(2) states the main entrance to the mine site shall be located based on a USGS topographic map showing latitude and longitude or Universal Transverse Mercator (UTM). The



operator will need to specify coordinates of latitude and longitude in degrees, minutes and seconds or in decimal degrees to an accuracy of at least five (5) decimal places (e.g., latitude 37.12345 N, longitude 104.45678 W). For UTM, the operator will need to specify North American Datum (NAD) 1927, NAD 1983, or WGS 84, and the applicable zone, measured in meters.

Item #11, on Page 3 of the Application Form - Primary Mine Entrance Location the Applicant lists the entrance of the proposed mine site as Latitude (N) 39° 44' 48.10" and Longitude (W) 105° 32' 49.11". On Exhibit A - Primary Mine Entrance Location, the Applicant lists the entrance as Latitude (N) 39° 49' 42.27" and Longitude (W) 105° 37' 13.38". Please explain this discrepancy and revised the application form and/or Exhibit A accordingly.

3. Item #14, on Page 4 of the application form states, if this operation will use designated chemicals, or will result, or presently has acid mine drainage - you cannot use this application form. The proposed mine site is located in an area of known acid producing ore bodies. Please provide an acid base accounting (ABA) test for proposed mine site demonstrating the ore body is not acid producing or withdraw this application and submit the appropriate designated mining operation (DMO) application package for the Lombard #3 site.

6.3.7 Exhibit G - Source of Legal Right to Enter

4. The Applicant states the owner of the surface and subsurface rights for the proposed mining operation as the United States Forest Service. Please provide documentation of the legal right to enter to conduct mining and reclamation for Owners of Record described in Rule 1.6.2(1)(e)(i). This may include a copy of a lease, deed, abstract of title, a current tax receipt, or a signed statement by the Landowner(s) and acknowledged by a Notary Public stating that the Operator/Applicant has legal right to enter to conduct mining and reclamation.

6.3.9 Exhibit I - Proof of Filing with County Clerk

5. The Applicant did not provide a copy of the completed Proof of Filing with County Clerk form with application. Please provide an affidavit or receipt indicating the date on which the original application documents were placed with the Clear Creek County Clerk.
6. Please provide an affidavit or receipt indicating the date on which the revised application documents were placed with the Clear Creek County Clerk in response to this letter.

6.3.10 Exhibit J - Proof of Mailing of Notices to Board of County Commissioners and Conservation District

7. The Applicant did not provide proof of mailing notices to the Board of County Commissioners and Conservation District with the application. Please provide proof that notice of the permit application was sent to the Board of County Commissioners and, if the mining operation is within the boundaries of a Conservation District, to the Board of Supervisors of the local Conservation District, pursuant to Rule 1.6.2(1)(a)(ii).

6.3.12 Exhibit L - Permanent Man-Made Structures

8. The Applicant did not provide Exhibit L - Permanent Man Made Structures with the application package. Please 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 in accordance with Rule 6.3.12.

Public Notice

9. The Applicant did not provide proof of public notice posted at the location of proposed mining operation in accordance with Rule 1.6.2(1)(b). Please provide proof of the public notice at the proposed entrance to the mine site.

Your 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 of all of the requested information. Additionally, if you have already published notice you will need to republish notice, after the Division considers the application submitted. Republication must occur once within ten (10) days of the submittal date. We will notify you when you should initiate republication of your notice. The final date for receiving comments is ten (10) days after the date of 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 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 Office, the Office shall deny the application and terminate the application file.

The response due date is February 8, 2021.

This letter shall not be construed to mean there are no other technical deficiencies 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 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: Jared Ebert, DRMS