



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

1313 Sherman St. Room 215
Denver, CO 80203

February 17, 2021

Mr. Harald Hoegberg
1805 Tunbridge Dr.
Richmond VA 23238

RE: NOI Application Adequacy Review; Kate2 Project; DRMS File P-2021-001

Mr. Hoegberg,

The Division of Reclamation, Mining, and Safety has completed its preliminary adequacy review of your Notice of Intent to Conduct Prospecting (NOI) permit application. The application was called complete for review on February 12, 2021. All comment and review periods began on February 12, 2021. **Please be advised that if you are unable to satisfactorily address any concerns identified in this review within 60 days of the date of this letter, it will be your responsibility to request an extension of the review period. If there are outstanding issues that have not been adequately addressed prior to the end of the review period, and no extension has been requested, the Division will deny this application.** Please note that the applicant has stated that none of the materials in the NOI are considered confidential by the applicant, and therefore all information associated with this application will be made available for public review by the Division.

As with most applications, there are items that will require clarification of the provided information. Any inadequacies are identified under the respective exhibit heading.

P2, Section I, Item 5, Location Information

General Description (number of miles and direction to the nearest town and approximate elevation) was left blank – please provide the required information.

P5, Section III, Item 3: Please specify the amount of material (and units) to be extracted, moved, or proposed to be moved. This item was left blank. Please specify the total amount of core material and/or other materials that you propose to move or remove from the site.

P6, Section III, Item 6C Mud Pits: 4 pits are described here, but on the modified Page 8 you provided DRMS, section J (describe and locate any structures to be constructed) was left blank. It is the Division's understanding based on recent phone conversations that this operation will not require mud pits and will be conducted in a similar fashion to the previous Kate NOI (P2020-010). If this is the case, please revise this application for consistency. If no mud pits will be needed, remove them from Page 6 item 6c, and state "none required" for page 8 section J.



P8, Section III Item 6K: Describe anticipated relationship to surface water and groundwater (proximity to streams/surface water, penetration of groundwater aquifers): The response provided was “there is no surface water on the property”. Please also state if borings are expected to encounter groundwater, and if so, what is the expected depth and nature of the aquifer. If borings will be terminated prior to encountering groundwater, or if groundwater is encountered, please state so.

P8, Section IV, Operation and Reclamation Measures, Item 2: Please provide a more detailed description of the vegetation currently existing in the proposed work areas. Alternatively, color photos representative of the vegetation and area(s) to be disturbed would be acceptable.

This section also contains references to possible mud pits. As previously discussed, if no mud pits will be needed, please remove them from this section as well.

P9, Section IV, Operation and Reclamation Measures, Item 5: The application states “all cutting will be backfilled with excavated materials, any disturbance will be re-contoured”. What type of disturbance is referred to by “cutting”? Do you mean vehicle tracks left by the operation? Please clarify.

Appendix 5 as provided is identified as “spill mitigation”, however there does not appear to be a spill mitigation plan of any kind included – only photos and descriptions of the equipment to be utilized on site. Please clarify/address as appropriate.

In addition, please address any issues necessary to secure approval of your BLM application, as BLM approval constitutes the last remaining access requirement for unpatented claims prior to DRMS issuance of the NOI.

DRMS notes that updated pages 7 and 8 of the application form, updated location/ownership information table, topo map, and access to Town of Silver Cliff locations were provided prior to this letter, and have been added to the site file. DRMS has also accepted the \$2000 reclamation bond required for NOI submission filing at this time.

This concludes the Division’s preliminary adequacy review of this NOI application. This letter shall not be construed to mean that there are no other technical deficiencies in your application. Other issues may arise as additional information is supplied. As previously mentioned, if you are unable to provide satisfactory responses to any inadequacies within 60 days of the date of this letter, it will be your responsibility to request an extension of time to allow for continued review of this application. If there are still unresolved issues when the decision date arrives and no extension has been requested, the application will be denied. If you have any questions, please contact me at (303) 229-9414, or at Eric.Scott@state.co.us.

Sincerely,



Eric Scott
Environmental Protection Specialist

CC: Michael Cunningham, DRMS