



June 15, 2021

Casey Evans  
700 Rosalie Rd  
Bailey, CO 80421

**Re: Notice of Deficiencies, Desert Gold, File No. P-2021-011**

Dear Mr. Evans:

On May 31, 2021, the Division of Reclamation, Mining and Safety (Division) received your Notice of Intent to Conduct Exploration Operations (NOI) application for the Desert Gold and assigned it File No. M-2021-011. The Division's review indicates the NOI application contains deficiencies which need to be addressed before the Division can approve the NOI application. Please title your response to the following items as "Response to Deficiencies, P-2021-011". You can respond to each item by the respective number below.

1. The revised Hard Rock NOI form received on May 31, 2021 states the project will handle 70,000 tons of material while the Exhibit A, submitted with the other NOI materials on May 26, 2021, states 7,000 tons will be handled. Upon further discussions with the prospector, the Exhibit A figure is per test pit while the form is the total for the project, however, based on the details provided in the application regarding the maximum sized dimensions of each test pit, the Division has calculated that each test pit will handle a maximum of approximately 314 cubic yards. The Division believes the 70,000 tons and 7,000 ton figures are inaccurate. Please provide an accurate amount of material to be extracted, moved or proposed to be moved. Additionally, please provide an estimated amount of material planned to be processed on-site. The Prospector may specify cubic yardage in lieu of tons if the density of the material is unknown at this time.
2. The Exhibit D figure contains a statement that water from the ponds will be drained into existing ditch on site and the figure shows the existing ditch and dry pond located west of the processing ponds. Please provide additional details regarding this statement and how the project interacts with this ditch and dry pond.
3. Please provide the source of water to be used in the processing.
4. Please clarify if the wash ponds will be lined and if the processing system is intended to be a closed circuit. Please provide details regarding the fate of the pond liners and the fabric filter located between the two ponds during reclamation.
5. Please provide the seeding rate (PLS/acre) for each species listed in the reclamation seed mixture provided in Question 7.A. on Page 10 of the Hard Rock NOI form. The Prospector may also provide a total PLS/acre for the entire seed mixture and then a percentage of each species in the mixture. As discussed, the Prospector may want to revise the plan to remove the seeding task proposed to be



completed prior to topsoil replacement as the seeds will likely not germinate underneath the replaced topsoil. Additionally, please specify the time of year seeding will occur.

6. The Prospector provided an access agreement with Barr Star Land, LLC as the proposed prospecting activities on BLM lands is accessed by an existing two-track road from County Road 15 (Elkhorn Road) across private property. The Park County Assessor website shows the majority of the lands of the access road is owned by JJWM, LLP with a small portion being on land owned by Barr Star Land, LLC. Please provide additional documentation, as needed, to demonstrate the Prospector's legal right to enter in accordance with Rule 5.1.2(d)(iv).
7. On June 4, 2021, the Prospector attempted to forward an email response from Park County to demonstrate the Board of County Commissioners were noticed per the 6<sup>th</sup> certification on Page 13 of the Hard Rock NOI form, however, the email was cut off the Division could not verify the Park County Commissioners were noticed; please provide additional documentation accordingly.

This concludes the Division's review of this NOI application. This letter shall not be interpreted to mean that there are no other technical deficiencies in the NOI application as other issues may arise when additional information is supplied. **Be advised that if these items have not been addressed within 60 days of the date of this letter, due on or before August 16, 2021, the Division may terminate the NOI application.**

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](mailto:elliott.russell@state.co.us).

Sincerely,



Elliott R. Russell  
Environmental Protection Specialist

Cc: Jason Musick, Division of Reclamation, Mining & Safety