




**MINERALS PROGRAM INSPECTION REPORT**  
**PHONE: (303) 866-3567**

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

<b>MINE NAME:</b> Upper Mountain Top	<b>MINE/PROSPECTING ID#:</b> P-2011-003	<b>MINERAL:</b> Silver	<b>COUNTY:</b> Ouray
<b>INSPECTION TYPE:</b> Monitoring	<b>INSPECTOR(S):</b> Lucas West	<b>INSP. DATE:</b> August 23, 2021	<b>INSP. TIME:</b> 14:56
<b>OPERATOR:</b> Ken Orvis, The Mining Company Inc.	<b>OPERATOR REPRESENTATIVE:</b> None	<b>TYPE OF OPERATION:</b> MP - Mineral Prospecting	

<b>REASON FOR INSPECTION:</b> Normal I&E Program	<b>BOND CALCULATION TYPE:</b> None	<b>BOND AMOUNT:</b> \$2,552.00
<b>DATE OF COMPLAINT:</b> NA	<b>POST INSP. CONTACTS:</b> None	<b>JOINT INSP. AGENCY:</b> None
<b>WEATHER:</b> Clear	<b>INSPECTOR'S SIGNATURE:</b> 	<b>SIGNATURE DATE:</b> September 13, 2021

**GENERAL INSPECTION TOPICS**

This list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each. No problems or possible violations were noted during the inspection. The mine operation was found to be in full compliance with Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials and/or for Hard Rock, Metal and Designated Mining Operations. Any person engaged in any mining operation shall notify the office of any failure or imminent failure, as soon as reasonably practicable after such person has knowledge of such condition or of any impoundment, embankment, or slope that poses a reasonable potential for danger to any persons or property or to the environment; or any environmental protection facility designed to contain or control chemicals or waste which are acid or toxic-forming, as identified in the permit.

(AR) RECORDS----- <u>N</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>Y</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>N</u>	(EX) EXPLOSIVES----- <u>N</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>N</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>Y</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>N</u>
(SM) SIGNS AND MARKERS----- <u>N</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>N</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>N</u>	(ST) STIPULATIONS----- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>N</u>	(OD) OFF-SITE DAMAGE----- <u>N</u>	

Y = Inspected / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

## **OBSERVATIONS**

This inspection was conducted as part of the normal monitoring program established by the Colorado Division of Reclamation, Mining and Safety's Active Mines Program. The Upper Mountain Top is listed as an Active Notice of Intent to Conduct Prospecting Operation located in Governor's Basin in Ouray County approximately 30 Miles west of Ouray, CO at 11,988 feet in elevation. The site consists of .5 acres around a historic portal and waste rock dump and public access is controlled by a locked gate. No Operator Representative was present during the inspection, however Todd Jesse of Ouray Silver Mines Accompanied the inspection. The Division currently holds \$2,552.00 in Financial Warranty for the site. A Reclamation Cost Estimate Update was performed and staff calculations found the currently held Financial Warranty is sufficient to achieve reclamation of the site. Three Photos accompany this report to illustrate the current site conditions.

The access road is an existing claim road that branches off of Forest Service Road 853.1C, the locked gate lies along the access road near the boundary of the claim. No identification sign was posted on site at the time of the inspection. Due to the high volume of recreational travel in the area and the likelihood of theft the lack of identification signage is not considered a problem at this time. The access road is in good condition and no signs of settling, slumping or erosion of the road was noted. The access road can be seen in Photo One. At the end of the access road is the portal pad, waste rock dump and portal. The portal was observed and secured with a locking metal gate, no evidence of vandalism or attempted unauthorized entry was noted. The portal was discharging at the time of the inspection and was visually estimated to be flowing at a rate of 20-25 Gallons Per Minute. The flow was following a preferential flow path and showed no visual signs of impaired water quality. The portal and it's discharge can be seen in Photo Two. Leading away from the portal is a historic mine rail spur leading to the edge of the waste rock dump. The dump itself is in good condition and appeared stable at the time of the inspection.

Across the portal pad, a mixture of historic and semi-modern mining related debris is scattered. The debris appears to be being stored for potential future use and is somewhat neat and orderly. Adjacent to the stored materials is a small shack that was in good condition. The shack was secured and no signs of attempted unauthorized entry or vandalism was noted. The shack and various debris can be seen in Photo Three.

The overall footprint of the site is in good condition. No signs of settling, slumping or erosion was noted and no State Listed Noxious Weeds were observed during the inspection. No problems or possible violations were observed. All responses to this report should be directed to Lucas West at the Colorado Division of Reclamation, Mining and Safety at 1313 Sherman Street, Room 215 Denver, CO 80203, by phone at 3030-866-3567 Ext. 8187 or by email at lucas.west@state.co.us.

### **Inspection Contact Address**

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CC: Travis Marshall, Senior Environmental Protection Specialist  
Ec: Todd Jesse, OSMI Inc.



## **PHOTOGRAPHS**





