



October 12, 2021

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, Limited Impact Operation 110(1)  
Reclamation Permit Application Second Adequacy Review**

Mr. Carter:

The Division of Reclamation, Mining and Safety (Division/DRMS) reviewed the contents of the adequacy response received on October 8, 2021 for the SSG Mining Inc. permit application for the Lombard #3 site, File No. M-2020-057 and submits the following comments. The Division is required to make an approval or denial decision no later than October 15, 2021 therefore; a response to the following adequacy review concerns should be submitted to the Division as soon as possible.

**The Division recommends the Applicant provides a cover letter and replacement pages in response to the adequacy concerns in this letter instead of resubmitting the entire permit application.**

**1.6 - Public Notice**

1. As required by Rules 1.6.2(d) and 1.6.3(3), please submit proof of publication in a newspaper of general circulation in the locality of the proposed mining operation.

The Applicant submitted a copy of an application notice email from the Clear Creek Courant as proof of publication. The notice did not include the publication date or certification of publication from the Clear Creek Courant. Please submit proof of publication from the Clear Creek Courant pursuant to Rules 1.6.2(d) and 1.6.3(3).

2. As required by Rule 1.6.2(e), please submit proof of the notice to all owners of record of surface and mineral rights of the affected land and the owners of record of all land surface within 200 feet of the boundary of the affected land including all easement holders located on the affected land and within 200 feet of the boundary of the affected land. Proof of notice may be return receipts of a Certified Mailing or by proof of personal service.

The Applicant's response stated, "The district ranger has signed off on the application. This satisfies notice of all owners". The USFS approved a Plan of Operations for the site, which is a separate requirement from the Division notification process. Please submit proof of the notice to all owners of record of surface and mineral rights of the affected land pursuant to Rule 1.6.2(e).



18. The Division recalculated the cost for an independent contractor to reclaim the site based on the information submitted by the Operator in the adequacy response at \$14,000.00. A copy of the Division's revised bond estimate is attached for review.

**6.3.6 Exhibit F - List of Other Permits and Licenses Required**

28. The Applicant provided Exhibit F and indicated "No additional permits or licensed required" on the page. The proposed mining operation is located on USFS land and requires an approved Plan of Operations from the USFS. Please revise Exhibit F to indicate a USFS permit is required for the proposed site.

**6.3.9 Exhibit I - Proof of Filing with County Clerk**

29. Please provide an affidavit or receipt indicating the date on which the revised application information required to address this adequacy letter was placed with the Clear Creek County Clerk and Recorder for public review, pursuant to Subparagraph 1.6.2(1)(c).

**6.3.12 Exhibit L - Permanent Man-made Structures**

30. The Applicant failed to provide Exhibit L with the permit application. Please provide a completed copy of Exhibit L - Permanent Man-made Structures.

The Applicant's response stated Exhibit L was included in the last submittal and there are no man-made structures within 200 feet of the affected land. The Division did not receive Exhibit L in the Applicant's incompleteness response received on September 13, 2021. Please provide an application page labeled as Exhibit L stating there are no man-made structures within 200 feet of the affected land.

Please be advised the Lombard #3 site application may be deemed inadequate, and the application may be denied on October 15, 2021, unless the above mentioned adequacy review items are addressed to the satisfaction of the Division. If more time is needed to complete the reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of the Applicant's right to a decision by October 15, 2021 and a request for additional time. This must be received no later than the deadline date.

If you have any questions, please contact me at [peter.hays@state.co.us](mailto:peter.hays@state.co.us) or (303) 866-3567 Ext. 8124.

Sincerely,  


Peter S. Hays  
Environmental Protection Specialist

Enclosures – Revised Bond Estimate

Ec: Jared Ebert; Division of Reclamation, Mining & Safety  
Nicole Malandri; USFS