



**Non-Confidential**

April 6, 2022

Greg Sterret  
Capital Prize VII LLP  
8981 Kittiwake Street  
Littleton, CO 80126

**Re: Capital Prize VII LLP; Aetna Exploration; File No. P-2021-017;  
Third Notice of Deficiencies**

Mr. Sterret,

On January 12, 2022, the Division of Reclamation, Mining and Safety (Division/Office) received the notice of deficiencies response for the Notice of Intent to Conduct Exploration Operations (NOI) application for Aetna Exploration, File No. P-2021-017, labelled "This application supersedes prior application". The Division reviewed the response for deficiencies pursuant to Rules 5.1, 5.2, 5.3, 5.4 and 5.5 of the Minerals Rules and Regulations of the Colorado Mined Land Reclamation Board for Hard Rock, Metal, and Designated Mining Operations.

Please address the following NOI deficiencies:

1. On Page 6, Section III, Item 6D, the Prospector states, once we have stockpiled around 5 tons of ore we will then have a haul truck on standby to promptly remove ore and all waste rock out of the mine and directly into (the) haul truck. Please explain the final destination of the waste rock and provide verification the final destination is approved to accept the waste rock.

In a previous deficiency response from the Prospector they stated, the unmineralized waste rock will be transported to a project area at the junction of Taos and 12<sup>th</sup> Street to continue permitted fill activities at the location. If this location is the proposed final destination of the waste rock, please provide a detailed explanation of the characterization process for the waste rock. Please include the testing frequency for the waste rock and commit to providing the results to the Division prior to the removal of the material from the mine.

Additionally, on Page 8, Section III, Item 6J, the Prospector states, all prospecting activity and ore/waste rock will stay in the mine. No topside disturbance will occur. The Division



considers the use of the waste rock as backfill material as disturbance. Please explain the discrepancies in the NOI application for the final destination of the waste rock.

Please address the NOI application deficiencies indicated in this letter by **April 27, 2022**.

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

Ec: Jared Ebert; DRMS