



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

May 19, 2022

Casey Evans  
700 Rosalie Rd  
Bailey, CO 80421

**Re: Notice of Deficiencies, Modification MD1, Desert Gold, File No. P-2021-011**

Dear Mr. Evans:

On April 21, 2022, the Division of Reclamation, Mining and Safety (Division) received your Modification application (MD1) to your approved Notice of Intent to Conduct Prospecting Operations (NOI) known as Desert Gold, File No. M-2021-011. The Division's review indicates the MD1 application contains deficiencies which need to be addressed before the Division can approve the MD1 application. Please title your response to the following items as "Response to Deficiencies MD1, P-2021-011". You can respond to each item by the respective number below.

1. The MD1 application cover letter states the Bureau of Land Management (BLM) has approved the modification and holds a bond for \$4,775.00. The BLM provided the Division with a copy of the bond determination on April 1, 2022, however the Division does not have the final bonding paperwork and receipt of the additional bond you submitted to the BLM. Before MD1 can be approved, please provide the bonding paperwork or contact the BLM to provide it to the Division.
2. The MD1 application cover letter states Bar Star Land has been notified following a discussion between the Division and the Prospector whereas the Division requested proof that the existing legal right to enter documentation on file has not been terminated pursuant to Section 1(b) of the Access Agreement. The Division has yet to receive correspondence from Bar Stat Land, LLC. Please provide a demonstration that the Access Agreement is still valid.
3. On Question 3 in Section III of the NOI form, the prospector states 14,000 CY will be handled. MD1 proposes a total of 30 test pits will be excavated, each 30 feet wide that are anticipated to be 12 feet deep. MD1 also proposes to enlarge the 3 test sampling processing ponds to 20 feet wide by 10 feet deep. Please review and revise the total volume of material handled as the 14,000 CY is inaccurate based on the proposed project.

This concludes the Division's review of this NOI Modification application. This letter shall not be interpreted to mean that there are no other technical deficiencies in the 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 July 18, 2022, the Division may terminate the NOI application.**

If you have any questions, please contact me 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

