



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

December 9, 2022

Lori Smith
Cripple Creek & Victor Gold Mining Company
P.O. Box 191
Victor, CO 80860

RE: Cresson Project, Permit No. M-1980-244, Denial of Surety Accounting Update (SA-03) – Autonomous Haulage Tower Extension Project

Ms. Smith:

On December 9, 2022, the Division of Reclamation, Mining and Safety (Division) denied the Surety Accounting Update (SA-03) submitted to our office on December 1, 2022.

This denial decision was due to SA-03 not meeting all requirements specified in the Division's approval letter for Technical Revision No. 115 (TR-115), dated September 25, 2019 (see enclosed), which authorized this type of submittal for proposed changes with minor effects to the required financial warranty not related to environmental protection facilities (EPFs).

If you have any questions, you may contact me by telephone at (303) 866-3567, ext. 8129, or by email at amy.eschberger@state.co.us.

Sincerely,

Amy Eschberger
Environmental Protection Specialist

Encl: TR-115 approval letter, dated September 25, 2019

Cc: Katie Blake, CC&V
Johnna Gonzalez, CC&V
Patrick Lennberg, DRMS
Elliott Russell, DRMS
Tim Cazier, DRMS
Michael Cunningham, DRMS





September 25, 2019

Mr. Mike Schaffner
Cripple Creek & Victor Gold Mining Company
P.O. Box 191
Victor, CO 80860

**Re: Cresson Project, Permit No. M-1980-244;
Technical Revision Approval, Revision No. TR-115**

Dear Mr. Schaffner:

On September 25, 2019 the Division of Reclamation, Mining and Safety (DRMS) approved the Technical Revision application submitted to the Division on July 1, 2019, addressing the following:

Propose changes with minor affects to the required financial warranty not related to environmental protection facilities (EPFs)

The terms of the Technical Revision No. 115 approved by the Division are hereby incorporated into Permit No. M-1980-244. All other conditions and requirements of Permit No. M-1980-244 remain in full force and effect.

As this revision is intended to fast-track future minor permit revisions with no impact to EPFs, there is no impact on the financial warranty with this initial approval. However, future submittals made under the conditions of TR-115 are expected to require adjustments to the financial warranty.

Required Conditions for future TR-115 related submittals:

1. Submittals are to be titled "Surety Accounting (SA-XX) update to TR-115", with sequential numbers beginning with SA-01 (e.g. Surety Accounting Update SA-01 to TR-115, Request to add 10 utility poles).
2. Revision Description: A brief description of the proposed revision.
3. Figures and maps are required to meet Rule 6.2.1(2), conforming to the following criteria:
 - a) show name of Applicant;
 - b) must be prepared and signed by a registered land surveyor, professional engineer, or other qualified person;
 - c) give date prepared;
 - d) identify and outline the area that corresponds with the application;
 - e) with the exception of the map of the affected lands required in Section 34-32-112(3)(e), C.R.S. 1984, as amended, shall be prepared at a scale that is appropriate to clearly show all elements that are required to be delineated by the Act and these Rules. The acceptable range of map scales shall not be larger than 1 inch = 50 feet nor smaller than 1 inch = 660



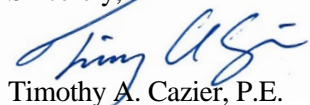
feet. Also, that a map scale, appropriate and complete legend, map title, date and a north arrow shall be included.

4. Reclamation Costs: Costs associated with the reclamation/demolition of proposed improvements, structures and/or facilities must include clear estimates of the of the quantity(ies) of item(s) requiring reclamation/demolition, the units for said quantity(ies), unit costs, and total reclamation cost for each item. Supporting documentation for the item quantity(ies) is also required.
5. Fee: There is no fee for Surety Accounting revisions. As such, the DRMS will not provide written adequacy review comments. If the submittal does not meet the criteria outlined in Items 1 through 4 above, the DRMS may deny the revision request. Furthermore, if the DRMS determines the proposed revision does not meet the criteria under the TR-115 approval: “Changes with minor affects to the required financial warranty not related to EPFs”, the DRMS will deny the request and require the change be submitted as a Technical Revision.

As discussed through the review process for this TR, the **DRMS is limiting the duration of this TR approval to five (5) years or until September 24, 2024.** If at the end of this five year period both CC&V and DRMS agree this is a viable type of permit revision, it can be renewed through the Technical Revision process.

If you have any questions or need further information, please contact me at (303)866-3567 x8169.

Sincerely,



Timothy A. Cazier, P.E.
Environmental Protection Specialist

cc: Michael Cunningham, DRMS
Patrick Lennberg, DRMS
Elliott Russell, DRMS
Jared Ebert, DRMS
DRMS file
Justin Raglin, CC&V
Katie Blake, CC&V