



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

February 8, 2023

George L. Quist
1849 Trail Creek Rd.
Lake George, CO 80827

**Re: Notice of Filing Deficiencies, 110(1) Hardrock Application
Quist Mining, File No. M-2023-002**

Dear Mr. Quist,

On January 25, 2023, the Division of Reclamation, Mining and Safety (Division) received your 110(1) Hardrock Limited Impact Operation Reclamation Permit Application for the proposed operation known as Quist Mining and assigned it File No. M-2023-002. Pursuant to Rule 1.4.1(8), the Division has determined the application contains deficiencies which prevent the application from being considered filed. Please respond to this Notice of Filing Deficiencies with the requested information and summarize each response to the numbered items below, in a cover letter titled "Response to Filing Deficiencies, M-2023-002".

APPLICATION FORM

1. On Page 3 of the application form, Application Question 10 – Location Information, the General Description was left blank. Please submit a new Page 3, providing the miles and direction from the nearest town to the proposed operation and the elevation of the site.
2. On Page 3 of the application form, Application Question 11 – Primary Mine Entrance Location, the format of the coordinates provided do not accurately reflect the location of the proposed application. Please submit a new page 3, revising the coordinates and either provide them in a format of Degrees Minutes Seconds (example: 39° 44' 12.98" N 104° 59' 3.87") or in Decimal Degrees (example: 39.73691° N 105.98449° W). Please also revise the coordinates provided in Exhibit A.
3. Responsibility #10 (Page 6 of the application form) has been initialed, however the Applicant appears to not be a joint venture/partnership business. Please submit a new Page 6 without responsibility #10 initialed.

GENERAL APPLICATION PROCESS

4. A copy of the on-site notice and affidavit submitted with the application was left blank. As required by Rule 1.6.2(1)(b), please submit a copy of the completed on-site notice and a signed affidavit demonstrating the on-site notice has been posted at the access to the proposed site.

EXHIBIT G – Source of Legal Right-to-Enter (Rule 6.3.7):

5. Rule 6.3.7 requires documentation to be submitted regarding the Applicant's legal right to enter to conduct mining and reclamation for the surface and subsurface of the affected lands. You have provided mineral claim documents and BLM correspondence demonstrating the subsurface legal right to enter. For the surface, please include a copy of a conditionally approved Mine Plan of Operations from the USFS.



EXHIBIT I – Proof of Filing with County Clerk (Rule 6.3.9):

6. In accordance with Rule 6.3.9, please submit proof that the revisions associated with this letter have been placed for public review with the original application at the local County Clerk and Recorder.

EXHIBIT J – Proof of Mailing Notices to Board of County Commissioners and Conservation District (Rule 6.3.10):

7. The application included receipts of certified mailing to the local Board of County Commissions and the Soil Conservation District, however, the application did not include the required certified mail return receipts, also known as the signature cards. In accordance with Rule 1.6.2 (1)(a)(ii), please submit Proof of Notice in the form of certified mail return receipts or date-stamped copies of the notices acknowledging receipt by the local Board of County Commissions and the Soil Conservation District.

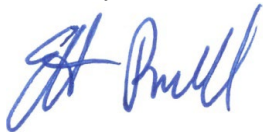
Your 110(1) Hardrock Limited Impact Operation Reclamation Permit Application will not be considered filed until the information listed above is received and found sufficient to begin our review. A decision date will be established 30 days from the date of receipt and acceptance of all of the requested information. Please note, if you have already published notice you will need to republish notice, but only after the Division considers the application filed; the Division will notify you when you should initiate publication of your notice. This notice must be published once within 10 days of the date your application is considered filed. The final date for receiving comments is the 10th day after the publication or the next regular business day.

Pursuant to Rule 1.4.1(8), you have 60 days from the date of this letter to submit all necessary documents that the Division needs for an application to be considered filed. If, at the end of the sixty day period, the application has not been determined to be filed with the Division, the Division may deny the application and terminate the application file. **The response to this Notice of Filing Deficiencies is due on or before April 9, 2023.**

This letter shall not be interpreted to mean that there are no other deficiency or adequacy requirements in your application. The Division will review your application to determine whether it is adequate to meet the requirements of the Act and Rules after submittal of all required items.

If you have any questions, please contact me at 303-866-3567 ext. 8132 or elliott.russell@state.co.us.

Sincerely,



Elliott R. Russell
Environmental Protection Specialist

Cc: Michael Cunningham, Division of Reclamation, Mining & Safety