



STATE OF  
COLORADO

Ebert - DNR, Jared <jared.ebert@state.co.us>

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## Reclamation Permit Required for proposed operation, DRMS File No. M-2023-009

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**Ebert - DNR, Jared** <jared.ebert@state.co.us>

Mon, Mar 27, 2023 at 10:47 AM

To: allamerican3000@yahoo.com

Cc: Brock Bowles <brock.bowles@state.co.us>, Russ Means <russ.means@state.co.us>, Scott.Haas@usda.gov

Hello Mr. Smith,

The Colorado Division of Reclamation, Mining and Safety has reviewed the "Is it Mining?" questionnaire and the additional information you have provided regarding your proposed operation in Gilpin County on mining claims located in the Arapaho National Forest northwest of Blackhawk, CO in Section 27, Township 20 South, Range 73 West of the 6th principle meridian. A reclamation permit is required from our office prior to initiating this operation. Please see the attached letter for additional information. Please contact Brock Bowles (cc'ed here) should you have any further questions.

Thank you,

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Jared Ebert

Senior Environmental Protection Specialist



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

P 303.866.3567 ext. 8120 | F 303.832.8106 | Cell (720) 413-6466

Physical: 1313 Sherman Street, Room 215, Denver, CO 80203

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[jared.ebert@state.co.us](mailto:jared.ebert@state.co.us) | <https://drms.colorado.gov/>



**AjaxComplex\_LuckyMonkey\_M-2023-000\_IsItMining\_Finding\_27March2023.pdf**  
340K



## COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

March 27, 2023

Mike Smith

Sent via email to: [allamerican3000@yahoo.com](mailto:allamerican3000@yahoo.com)

**RE: Ajax Complex and Lucky Monkey, DRMS File Number M-2023-009, Division Response to “Is It Mining?” Questionnaire, Reclamation Permit is Required**

Dear Mike Smith,

On March 23, 2023, the Division of Reclamation, Mining and Safety (Division) received information for an “Is It Mining” questionnaire regarding a proposed project near Black Hawk, Colorado in Gilpin County. In addition you provided a follow-up email with pictures of what appears to be bonding information and part of the application material submitted to the U.S. Forest Service. Also, you left a detailed voice message providing more information about the proposed operation. Based on the information communicated to the Division, your proposed operation includes conducting suction dredging on portions of Silver Creek and to excavate, process, and mill existing ore piles and tailings piles located at the site. The type of materials or metals proposed to be extracted by the dredge, from the ore piles and tailings piles is mercury, lead, gold, silver and sulfides according to your “Is It Mining” form. The proposed processing system includes a jaw crusher, hammer mill, gravity concentrator, and water table. You indicated on the form that 1 to 2 acres will be extracted, however your voicemail indicated the claims you hold span about 20 acres where the operation may occur. The additional information you provided indicated cargo containers will be used to store equipment, a small office will be constructed, and a concrete pad will be poured at the plant site.

The Mined Land Reclamation Board has requested the Division make determinations as to the need for a Mined Land Reclamation Permit. Based on the information provided in the questionnaire and the additional information you communicated to the Division, it has been determined a reclamation permit **is required** for the proposed operation. The proposal meets the definition of a mining operation in accordance with C.R.S. 34-32-103(8) of the Colorado Mined Land Reclamation Act. In accordance with C.R.S. 34-32-109(2) an operator proposing to engage in a new mining operation must first obtain from our office a reclamation permit. There are several types of reclamation permits available and the appropriate one to apply for depends on the nature of the mining operation, material to be excavated, the number of acres to be affected, and the tons of mineral, overburden, or combination of the two planned to be extracted per calendar year. Based on the information you provided, either a 110d or 112d permit will need to be obtained prior to conducting the operation. The applications for these types of permits may be viewed on our website (<https://drms.colorado.gov/forms/minerals-program-forms>) and the applications include instructions and additional information you should review. It appears the propose operation will occur on U.S. Forest Service land, we recommend prior to applying for a permit through our office that you first obtain an approved plan of operations through the U.S. Forest Service.

If you have questions or would like further guidance on the type of permit that is required please contact Brock Bowles at [Brock.Bowles@state.co.us](mailto:Brock.Bowles@state.co.us) or at (720) 774-0040.



Mike Smith, M-2023-009

March 27, 2023

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Sincerely,

A handwritten signature in blue ink, appearing to read "Jared Ebert", with a stylized flourish at the end.

Jared Ebert

Senior Environmental Protection Specialist

EC: Russ Means, DRMS, [russ.means@state.co.us](mailto:russ.means@state.co.us)  
Brock Bowles, DRMS, [brock.bowles@state.co.us](mailto:brock.bowles@state.co.us)  
Scott Haas, U.S. Forest Service, [scott.haas@usda.gov](mailto:scott.haas@usda.gov)