



RE: SWSP for Goldpark King No. 2, DRMS File No. P-2023-004

CHARLES GWYN SPIELMAN <cogspiel@msn.com>

Tue, May 23, 2023 at 1:57 PM

To: "Brucker - DNR, Sarah" <sarah.brucker@state.co.us>

Cc: "elliott.russell@state.co.us" <elliott.russell@state.co.us>, Garver Brown <garver.brown@state.co.us>, John M Matteson <johnmmatteson@gmail.com>

Dear Sarah,

Thank you for a clear, concise, precise, timely, and **very helpful** response to my request for assistance for our trenching program. Following your guidance, we will not use any ground water exposed in our trenches. We will only use water brought to the site by our crew; that will probably mean that we use gold pans to test samples for gold content. However, one of our crew has a small, battery-operated highbanker that we might be able to employ, using smaller amounts of water brought to the site. And our plan has always been to trench only in the alluvial gravel, not in the bedrock below it. Further, we will backfill the trenches as soon as practical after representative splits of the gravel have been panned to test the gold content. I expect the pits will remain open, on average, two to four days, maybe six days at most.

In short, you have given us a recipe for going ahead with our trenching program as planned, without the ground water-related delay or cost I was concerned about.

I am in your debt.

My best to you.

Charlie Spielman

PS: Regarding the question about land and HASP water ownership, the land on which our unpatented claim is located is owned by "the people of the United States;" it is administered by the USBLM. I don't know if there's another owner of the HASP water, but, by copy of this memo, I'm asking John Matteson to provide that information to you.

Sent from [Mail](#) for Windows

From: Brucker - DNR, Sarah

Sent: Tuesday, May 23, 2023 9:57 AM

To: CHARLES GWYN SPIELMAN

Subject: Re: SWSP for Goldpark King No. 2, DRMS File No. P-2023-004

Hi Charlie,

Standard processing time for a Gravel Pit Substitute Water Supply Plan (SWSP) is 60 days. While we could likely get an approval done sooner than that, getting one approved in under 10 business days is probably not feasible. You would

not be able to operate under the SWSP until it was reviewed and formally approved, not just submitted to our office. Similarly, we would not consider an SWSP request to have been submitted and would not start evaluation on it unless the payment was processed.

As a potential alternative, the proposed trenches would appear to meet the statutory definition of a "test hole", which "includes any excavation that is drilled, cored, bored, washed, fractured, driven, dug, jetted, or otherwise constructed when the intended use of such excavation is for geotechnical, geophysical, or geologic investigation or soil- or rock-sampling." You would not be able to use any groundwater exposed in a test hole without obtaining a well permit and SWSP; therefore our office would propose that you haul water to the site, discharge it into the trenches, and use the hauled water for operating the highbank for testing of samples. The trenches/test holes would need to be backfilled so as not to expose groundwater as soon as practical and could not be left open onsite after the sampling was complete. No permitting or notification is required for the construction of a test hole that does not penetrate a confining layer (one that remains in the alluvial material and does not extend into bedrock). The water leased from HASP could be withdrawn from a surface stream in coordination with HASP, so long as the pumping was metered, and hauled to the prospecting site. If you think this is the option you would like to pursue, our water commissioners have requested contact information for both the owner of the land on which the prospecting will occur and the owner of the HASP water, if either of those are different from yourself.

Sarah Brucker
Water Resources Engineer



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On Sun, May 21, 2023 at 2:50 PM CHARLES GWYN SPIELMAN <COGSPIEL@msn.com> wrote:

Dear Sarah,

Attached is a memo to you that I wrote late last night. Please give me your reply at your earliest convenience.

Thanks a lot for any help you can provide.

Regards,

Charlie Spielman

PS: I've also forwarded a copy of my e-mail to Garver Brown that provides additional details about our trenching program, to provide supplemental information pertinent to your consideration of my request.

from [Mail](#) for Windows

