

July 16, 2024

Johan Van Huyssteen
Cripple Creek & Victor Gold Mining Company
P.O. Box 191
Victor, CO 80860

Re: Additional Information Required No. 2, First (1st) Quarter 2024 Groundwater and Surface Water Monitoring Report; Permit No. M-1980-244

Dear Johan Van Huyssteen:

On July 3, 2024, the Division of Reclamation, Mining and Safety (Division/DRMS) received your responses to the Division's letter dated June 6, 2024 regarding the First (1st) Quarter 2024 Monitoring Report for surface water and groundwater samples collected at the Cresson Project, M-1980-244. After review of the responses the Division has an additional item that needs to be addressed.

1. Rule 3.1.7(9) states - An Operator must provide the Office a written report within five (5) working days when there is evidence of groundwater discharges exceeding applicable groundwater standards or permit or NOI conditions imposed to protect groundwater quality when these other conditions are explicitly identified in the permit or NOI as requiring such notice.

As a condition of the approved permit, CC&V is monitoring groundwater quality at the site and comparing the results to site Numeric Protection Levels (NPLs) and Regulation 41 Table Value Standards (TVS). Exceedances of either NPL or TVS concentrations are to be reported to the Division in the time frame indicated by Rule 3.1.7(9). Rule 3.1.7(9) does not specifically apply to points-of-compliance but to all locations within the approved permit.

On August 3, 2018 the Division issued an inspection report for the site. In that inspection report the Division cited a problem for not providing the Division with written notification of an exceedance of an approved NPL or TVS within five (5) working days of learning that such exceedance exists, as required by Rule 3.1.7(9). The corrective action was for the Operator to begin providing the Division with written notice of any exceedance. On December 21, 2018 the Division abated the problem citation as the Operator acknowledge the requirement for providing the exceedance notifications, pursuant to Rule 3.1.7(9), and began providing the



notifications. Exceedance notifications began in August 2018 and included exceedances measured at SGMW-6B.

It is the Division's expectation that the Operator shall provide the required exceedance notifications pursuant to Rule 3.1.7(9) and in accordance with the Operator's prior acknowledgement of the requirement. Failure to provide the required notifications may result in the Division taking enforcement actions.

A response is required.

Please respond to these items within 30 days of the date on this letter, by **July 23, 2024**. The Division reserves the right to further supplement this document with additional items and details as necessary.

If you need additional information or have any questions, please contact me by email at patrick.lennberg@state.co.us.

Sincerely,



Patrick Lennberg
Environmental Protection Specialist

cc: Katie Blake, CC&V
Anthony Matarrese, CC&V
Johnna Gonzalez, CC&V
Josh Adams, CC&V
Elliott Russell, DRMS
Zach Trujillo, DRMS
Lucas West, DRMS
Hunter Ridely, DRMS