



June 20, 2018

Martin Jensen
445 Snow Mesa Court
Grand Junction, CO 81507

RE: Filing Deficiencies for Notice of Intent to Conduct Prospecting Operations for Hard Rock / Metal Mines, EMJAY Claim, File No. P-2024-012

Dear Mr. Jensen:

On Monday, September 30, 2024, the Division of Reclamation, Mining and Safety received the Notice of Intent to Conduct Prospecting Operations for Hard Rock / Metal Mines package for the EMJAY Claim, File No. P-2024-012. The Division has conducted a preliminary review of the above referenced Notice and has determined the application deficient for filing purposes pursuant to Hard Rock Rule 5.3.3.

5.3.3 Financial Warranty

(1) Upon filing NOI, the Prospector shall provide Financial Warranty in the amount of two thousand dollars (\$2,000.00) per acre of the land to be disturbed, or such other amount as determined by the Office, based on the projected costs of reclamation, taking into account the nature, extent, and duration of the prospecting operation and the magnitude, type and estimated cost of the planned reclamation.

In this case 5 acres of disturbance is proposed, so a Financial Warranty in the amount of \$10,000 is required.

The BLM requires a Financial Warranty in the amount of \$8,100. Either provide documentation to the Division that the bond has been accepted by the BLM and provide the remaining \$1,900 bond to the Division. OR provide the Division with a \$10,000 bond. Financial Warranties are shared between agencies.

The Notice of Intent for EMJAY Claim is deficient for filing purposes and the 20-day review process will not commence until these filing deficiencies are resolved. Pursuant to Rule 5.1.3(c) the Prospector has 60-days to address the deficiencies. If they are not addressed by **Tuesday, December 3, 2024**, the Division may terminate the NOI file.



The Division has also conducted a preliminary technical review of the application materials. The Division identified the following issue(s) of concern that shall be adequately addressed before the application can be considered for approval.

1. Under Prospecting Description: #3, 8,900 CY of material is to be extracted. Does this volume include topsoil? Or is the 2,962 CY of topsoil identified on the BLM reclamation cost estimate in addition to the 8,900 CY?
2. Under Prospecting Description: #3, 8,900 CY of material is to be extracted. One test pit 10L x 10W x 5D = 18.51 CY. One Trench 400L x 20W x 15D = 4,444 CY. The BLM reclamation cost estimate references 20 pits and 20 trenches. That's a total of 89,259 CY of material to be moved. Please clarify the total volume of material to be moved.
3. Please specify the maximum number of trenches and pits to be open at any given time.
4. Under Operation and Reclamation Measures: #3, soil is described as ranging from 0-3ft in depth. The question is specific to topsoil, as it relates to being salvaged, stockpiled and redistributed for reclamation purposes. Any additional soil beyond the topsoil is considered overburden. Please state the topsoil depth.
5. Under Operation and Reclamation Measures: #7B: Will broadcasted seed be raked in after being applied? Soil-to-seed contact greatly increases germination success. Raking or additional tracking is recommended.
6. Please provide the Division with an approved version of the Notice filed with the BLM.
7. Please clarify if the rates of the provided seed mix are the broadcast or drill seed rates. Broadcast seed shall be applied at double the drill seed rate.

This letter shall not be construed to mean that there are no other technical deficiencies in your application. The Division will review your application to determine whether it is adequate to meet the requirements of the Act and Rules once filed.

If you require additional information or have questions or concerns, please don't hesitate to contact me at amy.yeldell@state.co.us or 970-210-1272.

Sincerely,



Amy C. Yeldell
Environmental Protection Specialist