



COLORADO OPERATIONS

Henderson Mine and Mill
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May 23, 2012

Via UPS Tracking Number: 1Z 804 847 13 7078 2783

Mr. Peter Hays
Division of Reclamation Mining and Safety
1313 Sherman St., Rm. 215
Denver, CO 80203

Re: Permit M-1977-342, TR-16 – Henderson Operations Groundwater Management Plan, Waive Right for Action within 30 Days

Dear Mr. Hays:

Climax Molybdenum Company (CMC) submitted the Henderson Operations Groundwater Management Plan as TR-16 to Permit M-1977-342 on April 26, 2012. In order to allow more time for DRMS review, CMC would like to waive our right for action within 30 days, as stipulated in Section 1.9.1 of the Hard Rock, Metal, and Designated Mining Operations Mineral Rules and Regulations.

Please contact me at (303) 569-3221, ext. 1233 or Bryce Romig (ext. 1204) if you have any questions.

Sincerely,

Miguel Hamarat
Chief Environmental Engineer
Climax Molybdenum Company
Henderson Operations

CC (via email):

T. Kaldenbach, DRMS
B. Romig, Climax