

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

Phone: (303) 866-3567

FAX: (303) 832-8106



November 27, 2012

Edwin Lobato, Esq.
P.O. Box 1302
224 San Juan Avenue
Alamosa, CO 81101

John C. McClure, Esq.
McClure & Eggleston, LLC
1401 17th Street, Suite 660
Denver, CO 80202-1244

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

**RE: Inquiries Regarding Permit Conditions and Approved Designs,
 Battle Mountain Resources, San Luis Project, Permit No. M-1988-112.**

Dear Mr. Lobato and Mr. McClure:

Thank you for contacting the Division of Reclamation, Mining and Safety (Division) and the Attorney General's Office with inquiries regarding permit conditions and approved designs, specifically dealing with the water treatment facility and tailings pond, at the San Luis Project. The complete public record for the San Luis Project may be accessed through the Division's web site. Detailed instructions for accessing the public record are provided below.

1. Access the Division's web site at www.mining.state.co.us
2. Scroll to the bottom of the home page. Select (left click) "Permit Documents". The link is located in the lower right screen of the home page.
3. The new page should state "Mining Data" in the upper left screen. Select "Click here to use the DRMS document Management System". The link is also provided, <http://drmsweblink.state.co.us>, if you so choose to save the link and later avoid steps 1, 2, and 3.
4. The new page states "Laserfiche Weblink" in the upper left screen and has an extensive menu on screen left. From this page you can access the public record for any/all permitted operations for Colorado, if you know the permit number. The permit number for the San Luis Project is M-1988-112, but this program does not recognize the dashes so input the permit number without the dashes "m1988112" in the appropriate window on screen left. Immediately under the window for the permit number is a window with a drop down menu. The window is titled "IBM Index Class Name". Open the drop down menu and select one the nine options: Application Correspondence, Bonding,

Enforcement, General, Hydrology, Inspections, Permit File, Report, or Revision. After selecting "Permit File", or one of the other options, proceed to the bottom left screen and select "Search".

5. The new page will display all documents of the public record for which ever menu option you selected. The documents are initially arranged alphabetically by "Name". If you desire to re-order the document chronologically select "Doc Date". If, after the re-order is complete you select "Doc Date" again the documents will be ordered in reverse chronological order.
6. To open a document you must select the document by Name, located in the far left of window.

I trust these instructions will assist you in your document search. Alternately, the Division will provide copies of specific documents, specified by document date and title, in response to written request, but must charge for postage and \$0.25 per page for reproduction costs.

The Division requests all future inquiries occur in writing so that staff can ensure an accurate understanding of any issues of concern and respond appropriately to avoid any miscommunications.

Please contact me at the Division's office in Durango at 691 County Road 233, Suite A-2, Durango, Colorado 81301, phone (970) 247-5469, if I can be of greater assistance.

Sincerely,



Wallace H. Erickson

Environmental Protection Specialist

Cc: Lawrence Fiske, Battle Mountain Resources

Ec: Jeff Fugate, AGO
Russ Means, DRMS GJFO