

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

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April 2, 2013

Lawrence Fiske
Battle Mountain Resources, Inc.
P.O. Box 310
San Luis, CO 81152-0310

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

**RE: Technical Revision No. 33, Complete for the Purposes of Filing,
Dam Safety Inspection Program, Battle Mountain Resources,
San Luis Project, Permit No. M-1988-112.**

Dear Mr. Fiske:

On March 14, 2013, the Division of Reclamation, Mining and Safety (Division) received portions of the application for Technical Revision No. 33 (TR-33) addressing a dam safety inspection program for the tailing impoundment at the San Luis Project. On April 2, 2013, the Division received the required review fee for TR-33, in the amount of \$1,006. Pursuant to Hard Rock Rule 1.9.1, the Division deemed TR-33 complete for the purposes of filing on April 2, 2013, and the decision date for TR-33 has been set at May 2, 2013.

As part of the review process of TR-33 the Division intends to conduct a site inspection, which has been tentatively scheduled to occur during the last week of April. The Division will notice you of the specific date and time of the inspection as soon as such schedule can be determined. As discussed during the previous site inspection occurring on March 18, 2013, the Division intends to invite staff from the Division of Water Resources to participate in the review of TR-33, including the inspection.

Please contact me at the Division's office in Durango at 691 County Road 233, Suite A-2, Durango, CO 81301, phone (970) 247-5469, if you have any questions.

Sincerely,

Wallace H. Erickson

Environmental Protection Specialist

Ec: Bill McCormick, DWR Chief Dam Safety
Mark Perry, DWR Dam Safety
Matt Gavin, DWR Dam Safety
Tony Waldron, DRMS Minerals Program Supervisor
Russ Means, DRMS Senior Environmental Protection Specialist