

October 27, 2023

Via Electronic Mail Only

Board of Supervisors
Nevada County
950 Maidu Avenue
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Re: Response to Idaho-Maryland Mine Vested Rights Petition

Dear Board Members:

On behalf of the Community Environmental Advocates Foundation, we write in response to the Idaho-Maryland Mine Vested Rights Petition (“Petition”) submitted to the Nevada County Board of Supervisors (“Board”) by Rise Grass Valley, Inc. (“Rise”). The Petition alleges that Rise holds a vested right to conduct gold mining operations throughout an extensive surface and subsurface estate in Nevada County that Rise calls the “Vested Mine Property” (the “Property”). The Property includes the site of the Idaho-Maryland Mine, a historical gold mine that closed permanently in 1956.

The Petition should be rejected. At the outset, the notion that Rise could retain a legal right to resume a nonconforming use that has not been carried out in nearly seventy years is absurd. Even assuming that a vested right to mine gold existed at some point, that right has long since been abandoned. The Petition attempts to avoid this obvious conclusion by distorting the law and the facts. Among other things, it ignores the unambiguous mandates in the County’s Land Use and Development Code. It elides any distinction between mining gold and quarrying waste rock. And it glosses over volumes of evidence from numerous sources showing that all gold mining operations on the Property were, in fact, abandoned decades ago. But try as it might, Rise cannot escape the legal reality that it has no vested right to mine gold on the Property.

The Board should also recognize Rise’s Petition for what it is. Rise has owned the subject Property for nearly seven years. It applied for County permits to begin gold mining operations four years ago. Yet only now is Rise claiming that it actually held

a vested right to mine gold all along. Rise’s Petition is a cynical response to the County’s Planning Commission’s unanimous recommendation that the Board reject Rise’s project and decline to certify its environmental impact report. Rise could have tried to make its case that the Planning Commissioners—and the County’s residents—were wrong. Instead, Rise has opted to circumvent the legislative process by asserting that the County *must* allow Rise to build and operate its massive gold mine. This last-ditch argument is as wrong on the merits as it is undemocratic. The Board should deny Rise’s Petition.

I. Even assuming there was ever a vested right to mine gold on the Property, that right has been abandoned for decades.¹

Under both state caselaw and the Nevada County Land Use and Development Code, a property owner may acquire “a vested right to continue a use which existed at the time zoning regulations changed and the use thereafter became a nonconforming use.” *Stokes v. Bd. of Permits Appeals* (1997) 52 Cal.App.4th 1348, 1353; *see also* Nevada County Land Use & Development Code (“LUDC”) § L-II 5.19(B). However, as Rise’s Petition acknowledges, the right to carry out a nonconforming use is not permanent. *See* Pet. 1. Rather, a vested right is lost upon abandonment of the nonconforming use. *See id.*; *Hansen Brothers Enterprises, Inc. v. Bd. of Supervisors* (1996) 12 Cal.4th 533, 569.

What the Petition fails to mention are other fundamental legal principles that must frame the Board’s vested rights analysis. First, “[t]he ultimate purpose of zoning” is “to reduce all nonconforming uses within the zone to conformity as speedily as is consistent with proper safeguards for the interests of those affected.” *Dienelt v. County of Monterey* (1952) 113 Cal.App.2d 128, 131. “Given th[is] objective . . . to eliminate

¹ To be clear, Rise also has not provided adequate proof (1) that a vested right to mine gold arose at any point, (2) that this right existed as to each of the many individual parcels that make up the current Property, or (3) that Rise’s proposed uses of the Property would not constitute an improper enlargement or intensification of that right. *See Hansen Brothers Enterprises, Inc. v. Bd. of Supervisors* (1996) 12 Cal.4th 533, 552, 563. However, because any vested right to mine gold has so obviously been abandoned, the Board need not address these other necessary elements of a vested rights claim in order to reject Rise’s Petition. For additional information concerning the historical ownership and use of the Property’s individual parcels, please refer to the “Review and Analysis of the Rise Grass Valley Vested Rights Petition” submitted to the County by the Community Environmental Advocates Foundation on October 20, 2023 (hereafter “CEA Foundation Letter”).

nonconforming uses, courts throughout the country”—including the California Supreme Court—“follow a strict policy against their extension or enlargement.” *County of San Diego v. McClurken* (1951) 37 Cal.2d 683, 687. Furthermore, neither courts nor the County hold “the power to waive or consent to violation of the zoning law.” *Hansen Brothers*, 12 Cal.4th at 564.

The upshot is that the Board need not—and cannot—strain the law and the facts to resurrect a vested right that has clearly been abandoned. The expectation under the law is that nonconforming uses will be phased out over time. It is against this backdrop that Rise must prove that it somehow holds a legal entitlement to revive a business operation that no previous owner of the Property has carried out in sixty-seven years. For the reasons set forth below, it cannot.

A. The burden is on *Rise*, as the vested rights claimant, to demonstrate that its alleged right has not been abandoned.

It is blackletter law that the party *asserting* a vested right bears the “burden of proving its vested rights claim.” *Calvert v. County of Yuba* (2006) 145 Cal.App.4th 613, 629 (citing *Hansen Brothers*, 12 Cal.4th at 564). Nonetheless, throughout its Petition, Rise attempts to shift this burden to the party *challenging* a vested rights claim. Citing the California Supreme Court’s *Hansen Brothers* decision, Rise repeatedly asserts that the party challenging a vested rights claim must separately supply “clear and convincing evidence” of *both* an “intent” to abandon the vested right *and* “overt acts” showing abandonment of the right. *See* Pet. 1, 54, 66, 67, 68, 69.

Hansen Brothers says none of this. Apart from repeating the basic rule that the vested rights applicant bears the burden of proving the right’s existence, *see* 12 Cal.4th at 564, *Hansen Brothers* sets forth no holding regarding either the *burden* or the *quantum* of proof for abandonment, *see id.* at 568–71. In particular, it does not state that the burden of proving abandonment shifts to the challenger of a vested rights claim. *See id.* And it never once uses the phrase “clear and convincing evidence.” *See id.* Indeed, later unpublished state court decisions make clear that *Hansen Brothers* left these exact issues unresolved. *See, e.g., Hardesty v. State Mining & Geology Bd.* (2017) 219 Cal.Rptr.3d 28, 45 (unpublished) (indicating *Hansen Brothers* did not address whether “abandonment must be shown by clear and convincing evidence,” and assuming without deciding that standard applied).² And other, more recent vested rights cases suggest that it

² The Petition also cites *Pickens v. Johnson* (1951) 107 Cal.App.2d 778, 787, for the proposition that a vested rights challenger must prove abandonment with “clear and convincing” evidence. *See* Pet. 54 & n.552. *Pickens*, unlike *Hansen Brothers*, was not a

is the vested rights *applicant* who must prove that abandonment has not occurred, at least when—as in this case—there have been long periods of discontinued or inconsistent use. *See Stokes*, 52 Cal.App.4th at 1356 (indicating there needed to be “facts to which [*the applicant*] can point as evidence the prior owners intended to and in fact did continue to operate” the nonconforming use); *Calvert*, 145 Cal.App.4th at 625.

Additionally, although it is technically correct that “abandonment” entails both an “intention to abandon” and an accompanying “overt act, or failure to act,” the caselaw is unequivocal that the *intention* to abandon a nonconforming use can be inferred entirely from a property owner’s *conduct*. *See, e.g., Hansen Brothers*, 12 Cal.4th at 569; *Gerhard v. Stephens* (1968) 68 Cal.2d 864, 890 (holding a court is capable of “reasonably infer[ring]” an intention to abandon from a property owner’s “conduct”); *Pickens*, 107 Cal.App.2d at 788 (recognizing “abandonment is a matter of intent which may be proved by the acts and conduct of the party who is alleged to have abandoned” the interest). Thus, to the extent the Petition implies that the “intent” and “overt acts” prongs of abandonment require different showing and different evidence, it misrepresents the caselaw. The Board is free to infer that any vested right has been abandoned based on the actions of prior Property owners alone.

Regardless, the outcome of Rise’s Petition does not depend on nuanced questions about the exact evidentiary standard the Board should apply. This is a straightforward matter. Even assuming that the denial of a vested right must be supported by “clear and convincing evidence” that previous property owners intended to abandon gold mining operations on the Property, that evidence exists in droves. *See* Parts I.B. & I.C., *infra*.

B. Under the County Code, any vested right to mine gold expired by operation of law once this nonconforming use was discontinued for over a year.

The Board can deny Rise’s Petition outright by applying a single, unambiguous provision of the Nevada County Code. Specifically, Section L-II 5.19 of the Nevada County Land Use and Development Code states:

vested rights case, and thus lacked the background presumption that it is the applicant’s burden to prove its vested right. *See Pickens*, 107 Cal.App.2d at 787–89. In any event, *Pickens* never explicitly articulated the “clear and convincing” evidence standard. Moreover, *Pickens* recognizes that abandonment can be demonstrated entirely through overt acts “from which an inference of abandonment can be drawn.” *See id.*

B. Legal Nonconforming Uses. A legal nonconforming use is any use lawfully in existence at the time this Chapter or amendments thereto takes effect, although such use does not conform to the provisions of this Chapter. Such use may continue subject to the following:

...

4. If the use is discontinued for a period of one year or more, any subsequent use shall be in conformity with all applicable requirements of this Chapter, except as follows: a) uses clearly seasonal in nature (i.e., ski facilities) shall have a time period of 365 days or more, b) surface mining operations shall comply with the provisions of Section 3.22.L providing for interim management plans.

LUDC § L-II 5.19(B) (emphasis added). A virtually identical provision has existed in the Nevada County Code since the County enacted its first comprehensive zoning regulations in 1954. *See* Pet. Ex. 185 at 52³ (providing, circa October 1954, that “[i]f any non-conforming use of land . . . is abandoned and/or ceases for any reason whatsoever for a period of not less than one year, any future use of such land . . . shall be in conformity to the zone in which it is located”).

Rise’s lengthy Petition never once mentions this provision. But that does not make its effect on the Petition any less determinative. Section L-II 5.19(B) means exactly what it says. And Rise explicitly concedes the few basic facts that are necessary to reject its Petition. It acknowledges that gold mining became a nonconforming use of the Property in October 1954, Pet. 55; that all “large-scale excavation and gold processing” on the Property “halted by 1956,” Pet. 71; that within the next year the company had sold off all mining infrastructure from the Property and allowed the mine to flood, Pet. 37; that no “gold mining companies resumed exploratory work [or] engaged in

³ The Petition’s exhibits lack sequential page numbers. For ease of reference, citations to the Petition’s exhibits refer to the page number of the PDF document in which the exhibit is included, per the files available on the County’s website: <https://www.nevadacountyca.gov/3860/Petition-for-Vested-Rights>. For example, “Pet. Ex. 185 at 52” refers to page 52 of the document available at the link titled “IMM Vested Rights Petition – Exhibits 176 – 225”: <https://www.nevadacountyca.gov/DocumentCenter/View/50847/IMM-Vested-Rights-Petition---Exhbits-126---175>.

efforts to re-open the Mine to produce gold” until approximately “40 years later,” Pet. 72; and that the actual extraction and production of gold has *never* resumed on the Property, *see* Pet. 73–74. Thus, under Section L-II 5.19(B), any vested right to mine gold had been lost by operation of law by the 1960s.

The California Supreme Court’s *Hansen Brothers* decision is entirely consistent with this analysis. There, the Court discussed an earlier iteration of Section L-II 5.19(B) that is materially identical to the current version. *See* 12 Cal.4th at 568–71 (discussing then-Nevada County Development Code section 29.2(B)). Because it ultimately concluded that the nonconforming “use” at issue had never been discontinued at all, the Court explicitly declined to rule on whether the County Code “is intended to automatically terminate all nonconforming uses whenever the use has ceased for” longer than the statutory period. *Id.* at 571 n.30. However, the Court voiced no doubts about whether the Code would terminate a nonconforming use automatically when—as here—*all* activities associated with the use had ceased for the statutory period.⁴ *See id.*; *see also id.* at 571 (“This is not to say that future inactivity at the mine may not result in termination of that vested right . . .”).

Other cases decided after *Hansen Brothers* indicate that the Board should give Section L-II 5.19(B) its plain meaning and find that any vested right to mine gold has been automatically lost through discontinuance of the use. In *Stokes*, the court analyzed the effect of a municipal regulation that automatically voided any right to resume a nonconforming use after it had been discontinued for a three-year period. 52 Cal.App.4th at 1354 & n.4. After discussing the *Hansen Brothers* opinion at length, *see id.* at 1354–56, the court determined that the case “d[id] not assist” the vested rights applicant, *id.* at 1355. It emphasized that unlike in *Hansen Brothers*, *all* relevant uses of the subject property had stopped for a period of seven years, and thus any right to resume the previous nonconforming use had been lost. *See id.* at 1355–56. Significantly, the court went on to hold that although the municipal permitting board had *also* found “that the prior owners had intended to abandon the . . . nonconforming use,” this additional finding of intent was “not necessary,” given the code’s automatic discontinuance provision. *Id.* at 1356.

⁴ The Court, noting the “seasonal[ity]” of the aggregate quarrying business, did express some skepticism that a property owner could automatically lose a vested right to quarry if it were to cease the literal activity of quarrying for longer than the statutory period—provided, however, that the owner was still selling aggregate from its stockpiled stores throughout the time that quarrying was paused. *See id.* But in this case, once gold mining had ceased by 1956, all activities associated with gold mining also ended.

The Board should follow *Stokes* and apply the plain language of Section L-II 5.19(B). All gold mining operations on the Property stopped by 1956, by which time gold mining was a nonconforming use. No gold mine has operated on the Property in the more than six decades since. As a result, Section L-II 5.19(B) *requires* that the County deny Rise’s Petition. *See Hansen Brothers*, 12 Cal.4th at 564 (emphasizing County lacks authority to consent to violations of its own zoning laws).

C. The historical record is clear that no vested right exists because prior Property owners *intended* to abandon—and *did* abandon—all gold mining operations.

Even if Section L-II 5.19(B)(4) had not automatically voided any vested right to mine gold on the Property, the historical record is replete with evidence that the right has, in fact, been abandoned.

First, both the fact that gold mining has not occurred on the Property for sixty-seven years and the fact that any gold mining use was discontinued for decades longer than the deadline in Section L-II 5.19(B)(4) are strong evidence of abandonment. Virtually all cases recognize that although periods of nonuse alone may not be sufficient to prove abandonment, long lapses certainly are evidence of an intent to abandon. *Stokes*, 52 Cal.App.4th at 1355–56; *Hardesty*, 219 Cal.Rptr.3d at 45 (emphasizing property owner did not “actually mine for many, many years”); *Hansen Brothers*, 12 Cal.4th at 569 (“[T]he duration of nonuse may be a factor in determining whether the nonconforming use has been abandoned.”). Moreover, *Hansen Brothers* noted that in all jurisdictions, nonuse for longer than a statutory deadline provides additional proof of abandonment. *See* 12 Cal.4th at 569 (explaining different jurisdictions have viewed such nonuse as either (1) being *sufficient* to prove abandonment, regardless of subjective intent; (2) creating a *presumption* of abandonment; or (3) providing *evidence* of abandonment). The caselaw and common sense all point to the same conclusion: When property owners discontinue a nonconforming use for sixty-seven years, and when that period of nonuse is sixty-six years longer than local law allows, they *intended* to abandon the use.

Second, the *manner* in which gold mining operations ceased strongly conveys an intent to permanently abandon the use. In 1957, just six months after the mine had ended all operations, the mining company that owned the Property conducted a two-day fire sale of any remaining mining infrastructure on the Property. Pet. 37–38; Pet. Ex.

422 at 159.⁵ The mine shafts were allowed to flood. Pet. 37, 70; Pet. Ex. 419 at 153. The company planned to pivot to an entirely different business—aircraft manufacturing. Pet. Ex. 421 at 157. And, within five years, the company was bankrupt and the Property was sold at auction to a private couple. Pet. 40, 70.

Although “fluctuating mineral prices *may* induce an operator to close a mine temporarily, . . . that does not mean *all* gold mines were closed because of low prices, with the intent to reopen when profitable.” *Hardesty*, 219 Cal.Rptr.3d at 44. The shuttering of the Idaho Maryland Mine was not the sort of temporary pause in operations to wait out a fluctuating market that can stave off abandonment. *See Hansen Brothers*, 12 Cal.4th at 569 (citing a North Carolina case in which “[t]here, as in [*Hansen Brothers*], the plant, equipment, inventory, and utilities were maintained throughout the [nonuse] period and the plant could be made operational within two hours”); *id.* at 570 n.29 (providing an example of a dairy business that discontinues the butter making portion of its operations “for several months when the demand for butter was low” and “stored butter was adequate to meet the need”). Rather, by the early 1960s, there simply were no mining facilities left to operate on the Property, and no mining company left to resurrect them.

Third, the admissions and behavior of prior Property owners show that they viewed gold mining as nothing more than a defunct, historical use. When applying for a County use permit to quarry waste rock in 1979, the then-Property owner described the Idaho-Maryland Mine as a “former” use of the Property. Pet. Ex. 232 at 24. The environmental analysis for the use permit describes the “gold mining operations” on the Property as “former” and “historic” and notes that “[l]ittle remains” of the old mine. Pet.

⁵ *See also* Jack Clark, *Gold in Quartz: The Legendary Idaho Maryland Mine* 246 (2005) (“The mining and milling of gold ore was discontinued as of December 27, 1955, and all operations turned to the production of tungsten.”); *id.* at 248 (“On September 25, 1956, orders were received from the board of directors to cease nearly all tungsten production, abandon the Idaho shaft, and to allow both mines to fill with water, up to and including the Brunswick 1450-foot level.”); *id.* (“Subsequent to the decision to allow the lower levels of both mines to fill with water, the surface plant of the Idaho Maryland mine was sold to the Oro Lumber Co. The sale included the mill, cyanide plant, headframe, hoists, compressors and several buildings.”); *id.* at 252 (“All gold mining operations in the Grass Valley mining district ceased in July 1956, for the first time in over 105 years.”); *id.* (“Beginning on May 21, 1957, a two-day auction was held at the New Brunswick mine to liquidate over 1400 lots of equipment and structures. These involved everything from the Old Brunswick, New Brunswick, and what remained of the Idaho Maryland mines.”).

Ex. 251 at 20, 22, 29. The County staff report for the use permit similarly described the mine as “closed” and indicated operations were no longer “active.” Pet. Ex. 252 at 60, 63.

Additionally, starting in 1991, state and local law required owners of any property that includes an “active” or “idle” mine to file an annual report with the state describing the mine’s status. *See* Pub. Res. Code § 2207(a)(6); *see also* LUDC § L-II 3.22(M) (imposing same requirement); *Hardesty*, 219 Cal.Rptr.3d at 34 & n.6 (indicating property owners claiming a vested right to mine are also required to file these annual reports). Rise has put forth no evidence showing that *any* annual report was ever submitted to the state. This suggests that no Property owner in over thirty years has understood the Property to contain even an “idle” mine.

Fourth, evidence that a previous owner planned to use a property for purposes that are different from the nonconforming use—even when those plans do not materialize—can be enough to prove that the nonconforming use has been abandoned. *See Stokes*, 52 Cal.App.4th at 1356 (endorsing municipality’s finding that prior owners showed intent to abandon nonconforming bathhouse use when they filed an application to convert the building to a senior center/shelter). That is exactly what occurred here. In the 1980s, the BET Group engaged in extensive planning to develop a residential subdivision, called “BET Acres,” on a portion of the surface estate. *See* Pet. 43–44; Pet. Ex. 261 at 118–29 (geotechnical evaluation for residential subdivision project). The Property owners went so far as to secure approval of a final map for the subdivision. *See* Pet. Ex. 263 at 175–78. According to the real estate agent that represented the BET Group at this time, they had no intention of either reopening a gold mine on the Property or selling the Property as a mining asset. *See* Declaration of Charles W. Brock ¶¶ 5, 7 (included as “Attachment A”).

Similarly, in 1993, Sierra Pacific Industries applied for and received a rezoning of a portion of the Property, with the intention of securing the County’s approval that any of the potential future “uses . . . contemplated” in the application “would be considered appropriate for th[e] site.”⁶ Pet. Ex. 282 at 313; *see also* Pet. 46; Pet. Ex. 282 at 313–15. None of the potential uses involved mining. *See* Pet. Ex. 281 at

⁶ Additionally, throughout the 1970s, the same portion of the Property was used for a commercial logging and sawmill business, which involved no mining operations. *See* Declaration of John J. Vaughan ¶¶ 2–7 (included as “Attachment B”). This is further evidence that the Property’s owners intended to abandon gold mining and had instead transitioned portions of the Property to alternative, commercially viable uses. *See Stokes*, 52 Cal.App.4th at 1356.

298–303. Thus, whatever “hopes” any Property owners might have held that gold mining might one day resume, their *actions* showed that they did not intend to restart mining. *See Hardesty*, 219 Cal.Rptr.3d at 35, 45 (emphasizing mere “hope[s]” and “dreams” of resuming mining cannot prevent abandonment of a vested mining right).

Fifth, the State of California has long understood the Property’s mining operations to be permanently closed. The California Department of Toxic Substances Control’s (“DTSC”) EnviroStor database states that the “Idaho Maryland Mine Property” was “identified as an abandoned mine in 1989.”⁷ It similarly describes the “Centennial M-1 Property” as having “remained dormant” “[s]ince 1956.”⁸ Moreover, in 2006, DTSC launched a statewide “Abandoned Mine Lands Site Discovery Process” to better identify and track “inactive or abandoned mines” from which toxic mine wastes might be leaching.⁹ DTSC “selected the former Idaho Maryland Mine” as its single starting example to demonstrate the capabilities of the new Abandoned Mine Lands process.¹⁰ In other words, the Idaho Maryland Mine is not just *an* abandoned mining operation; it was the poster child for abandoned mines in California.

Against this bevy of facts proving abandonment, Rise can muster only three counterexamples. First, it points out that in several transactions involving the Property, sellers reserved certain mineral rights. Pet. 35, 36, 38, 39, 44, 45, 46. Second, without producing any of the actual insurance documents, Rise claims that a single former owner insured the Property “as a mining asset” in 1977. Pet. 42, 71 (citing a declaration from August 2023). Third, the same owner allegedly said around 1980 that “there has been some consideration of re-opening the mine.” Pet. 42; Pet. Ex. 254 at 95. These three ambiguous facts fall far short of refuting the reams of clear countervailing evidence. As set forth above, the events in 1977 and 1980 came over two decades after the mine permanently closed, and thus well after the Board can and should reasonably find that

⁷ “Idaho Maryland Mine Property (29100007),” EnviroStor, California Department of Toxic Substances Control, available at https://www.envirostor.dtsc.ca.gov/public/profile_report?global_id=29100007.

⁸ “Centennial M-1 Property (60000716),” EnviroStor, California Department of Toxic Substances Control, available at https://www.envirostor.dtsc.ca.gov/public/profile_report?global_id=60000716.

⁹ California Department of Toxic Substances Control, *Abandon Mine Lands Site Discovery Process* 1, 2 (2006), available at https://dtsc.ca.gov/wp-content/uploads/sites/31/2016/01/SMBRP_AML_Guidance.pdf.

¹⁰ DTSC, *supra* note 9, at App. D, p. 1.

abandonment occurred. And the blanket reservation of a property’s mineral rights is a typical, boilerplate deed provision that reflects no clear intent to resume *any* form of mineral exploitation, let alone gold mining. Additionally, as even the Petition acknowledges, not all sales of the Property included a reservation of mineral rights. *See* Pet. 39; Pet. Ex. 217 at 198 (resolving in 1959 to sell the Property’s mineral rights, which the seller describes as having “been abandoned by non-payment of taxes”).¹¹

D. Rise’s claims regarding waste rock quarrying are irrelevant.

Perhaps recognizing the weaknesses in its claim of a vested right to *mine gold*, Rise attempts to bolster its Petition with other, unrelated evidence. Its reasoning goes something like this: Since the 1960s, some of the Property’s parcels have been used intermittently for the quarrying of waste rock. *See* Pet. 4–5, 42, 68, 71, 75–76. The County issued a permit for these operations in 1980, when it characterized waste rock quarrying as an “existing, nonconforming use” of these parcels.¹² *See* Pet. 42, 66–68, 75–76. And because—at least according to Rise—the *Hansen Brothers* decision says that a vested right to engage in *some* mining use entails a vested right to engage in “mining” generally, the County’s 1980 permitting decision regarding *waste rock quarrying* was

¹¹ The first specific proposals to restart gold mining on the Property did not emerge until the late 1980s, over four decades after the mine closed. *See* Pet. 44; Pet. Ex. 262 at 131; Pet. Ex. 267 at 190. For the reasons set forth above, any vested right to mine gold had already long since been abandoned by the time those plans arose. In any event, these later proposals—none of which came to fruition—evinced nothing more than a speculative hope to resume mining, which is insufficient to prevent a finding of abandonment. *See Hardesty*, 219 Cal.Rptr.3d at 45.

¹² As discussed further in the CEA Foundation Letter, there is no indication that the County, when it described waste rock processing as an “existing, non-conforming use,” intended to find that the Property owner held a *vested right* to quarry waste rock. *See* CEA Foundation Letter 7 (citing Pet. Ex. 252 at 60). That conclusion would have been inconsistent with the information known to the County in 1980—namely, (1) that waste rock quarrying would have become an inconsistent use in 1954 when the County’s first zoning regulations took effect, but (2) that no waste rock processing actually began on the Property until *after* “the mine closed” in 1956 or 1957. *See* footnote 13, *infra*. Thus, it seems that the County meant to characterize waste rock quarrying as an existing use of the Property that conflicted with current zoning regulations. However, as discussed in-text, even assuming that the County recognized a vested right to quarry waste rock, this finding would be irrelevant to Rise’s current Petition.

effectively a concession that Rise holds a vested right to *mine gold*. See Pet. 66–69, 75–76.

This far-fetched theory has no basis in law or fact. Starting with the law, Rise again distorts the holding of *Hansen Brothers*. At issue in that case was an aggregate production business. 12 Cal.4th at 543–44. The quarry owner separately mined different types of rock from two distinct areas of its property—one a riverbed and the other a hillside—and then combined the different materials into a single aggregate end product for sale. *Id.* at 545, 549, 567 & n.24. Because the owner could store excess material on-site, there were occasionally long periods in which the owner did not need to actively quarry the hillside area. *Id.* at 549, 565. Rejecting claims that the owner had abandoned a vested right to mine the hillside, specifically, the Court concluded that the relevant unit of analysis for vested rights purposes was the entire “operation of an aggregate production business.” *Id.* at 565. Because the “materials that comprise[d the] aggregate” always came from *both* the riverbed and hillside mining areas, those two mining activities were “integral,” “component parts” of the overall operation that could not be abandoned “independent[ly]” of one another. *Id.* at 566–67.

However, *Hansen Brothers* expressly acknowledged that *if* one of the mining uses had been an “independent aspect of the business,” any vested right to that use could be “broken down”—and lost—separately from the broader mining operations. *Id.* at 567. And it very much did *not* hold that a vested right to carry out one type of “mining” guarantees a broader right to carry out all other, distinct mining uses on a property. Rather, *Hansen Brothers* emphasized that the scope of a vested right in the mining context is limited to “the *particular material* [that] is being excavated.” *Id.* at 557 (emphasis added); see also *id.* (citing favorably *County of Du-Page v. Elmhurst-Chicago Stone Co.*, 165 N.E.2d 310, 313 (Ill. 1960), which held a vested right to mine is limited to “the particular asset” being mined); *Paramount Rock Co. v. County of San Diego* (1960) Cal.App.2d 217, 228 (concluding a vested right to extract sand and premix concrete materials did not encompass a right to crush rocks for use in concrete premixing); *Hardesty*, 219 Cal.Rptr.3d at 43–44 (holding vested right to engage in subsurface mining did not encompass right to surface mining). Thus, in *Calvert v. County of Yuba* (2006) 145 Cal.App.4th 613, 625, the court questioned how the “alleged vested right” to *aggregate* mining could have been “continuous,” since the subject site had historically hosted two distinct mining operations—“gold mining[,] and not simply aggregate mining.”

Here, the historical record is unambiguous that waste rock quarrying and gold mining were never a single unified “business” analogous to the two halves of the aggregate quarrying operation in *Hansen Brothers*. Indeed, there is no evidence that

waste rock quarrying and gold production ever even occurred on the Property at the same time.¹³ And the fact that the waste rock material accumulated on the Property in the first place is proof enough that this rock was not being used for any purpose while the gold mine was operational. In other words, gold mining was an “independent aspect” of the historical use of the Property, and thus any vested right to mine gold must be “broken down”—and deemed abandoned—separately from any right to quarry waste rock. *See* 12 Cal.4th at 566; *see also Calvert*, 145 Cal.App.4th at 625. As a result, the Board should simply dismiss as irrelevant the Petition’s entire discussion of waste rock quarrying.

Additionally, the County’s permitting materials from 1980 could not have been more clear that the County was recognizing waste rock processing—and waste rock processing *alone*—as a nonconforming use of the Property. The staff report for the permit described the “existing, non-conforming use” as “mine rock . . . be[ing] sold and taken from the [P]roperty.” Pet. Ex. 252 at 60. Similarly, the permit itself described the proposed “operation” as “involv[ing] harvesting, crushing, screening, and sale of waste rock left from the Idaho-Maryland Mine.” *Id.* at 69. Far from recognizing any additional or broader vested right to mine gold, the permit expressly prohibited the permittee from “remov[ing] from the site” any “material beyond the depth of rock waste material.” *Id.* at 71; *see also id.* at 46 (explaining, in the reclamation plan for the waste rock operations, that the “mineral commodity to be mined” is limited to “mine waste rock tailings and mill sand”). Moreover, as discussed above in Part I.C., to the extent that the permitting materials alluded to the historical mining uses of the Property at all, it was to note that those uses had been discontinued and that the mine was closed.

In sum, Rise’s repeated insistence that the County recognized a broader vested right to “mining” that includes gold mining is either a misunderstanding of the law

¹³ As referenced above, it is undisputed that all gold extraction and production activities on the Property ceased by 1956. The earliest concrete evidence of any waste rock collection or quarrying is nearly a decade later, in 1964 or 1965. *See* Pet. 4, 40, 42; Pet. Ex. 231 at 22. Apart from one ambiguous remark in the County staff report for Use Permit U79-41 that “the property owner has indicated that mine rock has been sold and taken from the property continuously *since the mine closed*,” *see* Pet. Ex. 252 at 60 (emphasis added), there is nothing in the record suggesting that waste rock collection began any earlier. Additionally, this comment indicates that (1) waste rock quarrying and gold mining never occurred simultaneously on the Property; and (2) waste rock quarrying had not yet begun when the County’s zoning regulations took effect in 1954. *See* footnote 12, *supra*.

or a flagrant misstatement of the historical record. Waste rock quarrying and the County's handling of it have nothing to do with the current Petition.

Despite the Petition's best efforts to complicate things, this is an easy matter. Any vested right to mine gold on the Property was lost decades ago. The plain language of the County Code compels that conclusion. And even if it did not, the evidence is clear that the Property's owners *intended* to abandon commercial gold mining, a use that no one has carried out in sixty-seven years. The Board must deny the Petition.

Very truly yours,

SHUTE, MIHALY & WEINBERGER LLP



Ellison Folk



Ryan Gallagher

Attachments:

- A. Declaration of Charles W. Brock (October 19, 2023)
- B. Declaration of John J. Vaughan (October 18, 2023)

cc: Julie Patterson Hunter, Clerk of the Board, clerkofboard@nevadacountyca.gov
Katharine Elliott, County Counsel, county.counsel@nevadacountyca.gov
Matt Kelley, Senior Planner, matt.kelley@co.nevada.ca.us
Laurie Oberholtzer, CEA Foundation, laurieoberholtzer3@hotmail.com
Ralph Silberstein, CEA Foundation, ralphasil@gmail.com

DECLARATION OF CHARLES W. BROCK

I, Charles W. Brock, declare as follows:

1. I am over 18 years of age and have personal knowledge of the facts contained in this declaration which is true, correct and complete. If called upon to testify I could and would testify as to the truth of the facts stated herein.
2. I have been a licensed Realtor in California since 1968, and obtained my Brokers License in 1981. (Lic. # 00328328)
3. In 1980 I was introduced to the heirs of the Estate of Marian Ghidotti, by their attorney Richard Hawkins. The three executors of this estate were Erica Erikson, Mary Bouma and William Toms (aka. "the BET Group").
4. In 1981 I represented the Estate of Marian Ghidotti in the sale of 14 parcels which comprised what was referred to as "The Ghidotti Ranch", in Penn Valley, CA.
5. Throughout the mid 1980's I remained in contact with the BET Group and worked on planning to sell their holdings known as the former Idaho Maryland Mine. At no time during my representation of the BET group did they ever consider reopening or operating any mining activity. They were well aware of the toxic contamination on site and had limited resources to deal with soils contamination, let alone reopening and operating a gold mine. This viewpoint was clearly communicated to me by each of the three executors. In 1986 the decision was taken to subdivide acreage at the Old Brunswick Mine in order to raise funds to address toxics soils, so that the balance of their holdings might be better prepared for sale. In January of 1987 local surveyor Al Beeson was engaged by the BET Group and recorded County Final Map #85-7 (BET Acres), subdividing 5 residential lots on the site of the Old Brunswick Mine. This same map delineated contiguous remaining lands which are now owned by Rise Gold and are commonly known as the "Brunswick Industrial Site", located at the intersection of East Bennett Rd. and Brunswick Rd. Between January 4, 1987 and August 23, 1987 I represented the BET Group, closing escrows on each of these 5 parcels. Proceeds from these sales were later used to pay taxes and begin

efforts to conduct soils sampling on the Centennial site holdings, in preparation for marketing the remaining former mine parcels. In 1992 I assisted the BET Group contract with Vector Engineering to conduct soils testing.

6. I did not represent the BET Group as they entered a Lease with Option to Buy with Emgold Mining in early/mid 2000's. After an approximate 7 year effort, Emgold failed to certify their Environmental Impact Report and abandoned their Lease with Option to Buy the former mine property.
7. In June of 2014, I listed the remaining holdings formerly known as the Idaho Maryland Mine for sale. Within the body of the Listing Agreement it was stated, "Subject property was once an operating gold mine (Idaho Maryland Mine), and portions of the surface soil is known to be contaminated". Historical information, data and core samples were made available to the market, however, the sellers wanted the market to clearly understand that the Idaho Maryland Mine was not a permitted, operating mine, and that the BET Group would not be participating in any mine clean-up or permitting activity as a condition of sale. This condition of sale was clearly stated, in a remark I made at that time which was quoted in the Grass Valley Union newspaper (June 11, 2014) where I said "we are not selling a mine". Measures taken to arrive at our asking price were based on comparable sales of similarly zoned light industrial and residential properties.

I, Charles W. Brock, declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 10/19/23

By: 

Charles W. Brock

DECLARATION OF JOHN J. VAUGHAN

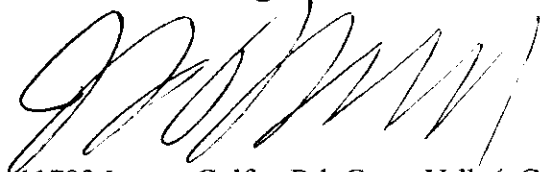
I, John J Vaughan, declare as follows:

1. I am over 18 years of age and have personal knowledge of the facts contained in this declaration, which is true, correct and complete. If called upon to testify I could and would testify as to the truth of the facts stated herein.
2. I have lived in Nevada County (Grass Valley and Nevada City) since 1967.
3. From 1969 through 1979 I worked at Robinson Enterprises running their internal information technology department, including software development.
4. During that time, I was tasked with creating a database and software to validate log scaling information. The end result was to compare the number of board feet delivered by Robinson Enterprises logging trucks to information prepared by the US Forest Service Log Scaling workers at the Brunswick Timber Products Sawmill on Brunswick Road (then owned by Bill Pendola, also called the Bohemia Mill).
5. As part of that work, I visited the Brunswick Timber Products Sawmill on Brunswick Road dozens of times to observe the process.
6. At no time during that 10 years did I see anything but log storage and sawmill operations anywhere at the locations that Rise Gold now calls the Brunswick Industrial Site.
7. There were no mining operations anywhere on the sawmill site.
8. There were no mining operations on the acreage around the large concrete silo, which was not part of the sawmill.
9. In addition, during the 56 years that I've lived here, I have driven by both the Brunswick site and the Idaho-Maryland Site (Centennial) hundreds if not thousands of times.
10. Both locations have been abandoned for most of the years I have lived here.
11. I have never seen any gold mining operations at either location.
12. The only activity I have observed at Brunswick, prior to the current Community uses, was a sawmill.
13. The only activity at Centennial was periodic rock crushing which stopped in the late 70's or early 80's.

I, John J. Vaughan, declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE: 10/18/2023

BY: John J. Vaughan



11793 Lower Colfax Rd, Grass Valley, CA 95945
916-807-0430 Cell

From: [Tony](#)
To: [Julie Patterson-Hunter](#)
Subject: Re: Abuse of Process-Vesting Must be Denied!
Date: Thursday, November 2, 2023 9:51:22 AM

Dist 1

Hi Julie...I realized my opening sentence was incorrect. It should say, "Dear Board, Planning and others involved in the decision making process of the vested rights application by this morally reprehensible company". I worded it incorrectly in my submission. Please amend if possible.

Thanks
Tony

> On Nov 2, 2023, at 9:42 AM, Julie Patterson-Hunter <Julie.Patterson-Hunter@nevadacountyca.gov> wrote:
>

> Thank you - your email has been received

> -----Original Message-----
> From: Tony <topotony@gmail.com>
> Sent: Monday, October 30, 2023 8:34 AM
> To: bdofsupervisors@nevadacountyca.gov
> Cc: Idaho MMEIR <Idaho.MMEIR@nevadacountyca.gov>
> Subject: Abuse of Process-Vesting Must be Denied!
>

> Dear Board, Planning, and others involved in this morally reprehensible company,

> I implore you to throw out this ridiculous claim of vested rights. I've lived 1 mile from the site for 32 years since

1991, and drove past it everyday day. Not once did I ever see even the tiniest hint of mining activity there. I also frequently rode my mountain bike thru the property to get into the cedar ridge area. I can testify under oath, to the indisputable fact that the IMM was completely closed down and conducted absolutely no activity whatsoever, with regards to existing as an active working mine.

>
> This farce application by Rise is an abuse of process, clear and simple. It demonstrates their lack of respect and regard for this county's health and well being. Economically as well as physically for the residents. Their attempt to gain access, for proceeding with a devastating industry in a highly residential area, is nothing less than an attack of dire consequences for the entire county, should it be allowed to happen.

>
> Please send this company away from our beloved community and environment. They have no legal basis for granting vested rights here. You may already have received this very fact from land use attorneys and the county's own legal counsel. Add to that the testimony by the many residents that have lived here for years, and you can be certain that this stunt by Rise is an offense that could, very easily, bring an abuse of process suit to their doorstep.

>
> As our trusted representatives, we ask that you deny this application in the most swift and decisive manner possible.

>

> Thank you,
> Tony Lauria
> 13784 Greenhorn Rd
> Grass Valley, Ca 95945

>

From: [Paul Schwartz](#)
To: [bdofsupervisors](#); [Idaho MMEIR](#); [Idaho MMEIR](#)
Cc: [psschwartz21](#)
Subject: Reject Vested Rights Argument
Date: Friday, November 3, 2023 9:40:08 AM

Dist 1

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Board of Supervisors:

On December 13 & 14 you will consider Rise Gold's arguments that they have "Vested Rights" to move forward with their gold mining enterprise at the Idaho Maryland Mine location. CEA has presented to you a summary of the evidence that deflates each argument Rise Gold makes. I would like to add my personal memories to the case against the Vested Rights argument.

During the early to mid 1960s I spent summers with my grandparents in Yuba City. My grandfather was an engineer with PG&E. His primary job was to inspect commercial PG&E customers to make sure all was well with their PG&E service, but also to make sure they wasn't any evidence they were by-passing the meters. During my summer stay I would go with him on his route through the gold country. My grandmother worked full time and apparently I required adult supervision. The Robinson Lumber Mill on the Idaho Maryland Mine site was one of his frequent stops. He was chummy with the operators and would visit with them for what seemed like hours to a 10 year old (me). Meanwhile, I would wander around the lumber mill property and investigate everything that was happening. Watching the logging trucks pull in and unload, the milling operation, the large ponds filled with logs, and all the heavy equipment moving around. This was pretty exciting for a young man who during the rest of the year lived in a beach town. I had to be careful to stay away from most of the action. I would circle the edges of the mill site and watch the action from a distance. There was no mining going on during the 4-5 summers I spent visiting the Idaho Maryland Mine Robinson Timber Sawmill. My grandfather would talk about the history of the Idaho Maryland Mine. He was a rock collector hobbyist and during our days driving through Nevada County we would stop at his favored spots, mostly tailings, and poke around. If there was any mining activity going on at the Idaho Maryland Mine site I would have seen it and my grandfather would have met with them regarding their PG&E services. PG&E can certainly confirm there were not electric services used for mining activity during the 1960s.

Paul Schwartz
13812 Meadow Drive
Grass Valley, CA 95945

Sent from [Mail](#) for Windows

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: ellenlight8@gmail.com
Subject: Letter From Ellen Clephane - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:05 PM

Dist 1

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Ellen Clephane at ellenlight8@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Ellen Clephane. I live at 13951 Greenhorn Rd, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

My husband and I live on Greenhorn Road, just over a mile from Brunswick, very close to the proposed mine. We have owned our home for almost 17 years and love the quiet rural environment here. The thought of a huge industrial complex in this neighborhood ~ threatening wells, creating air and noise pollution, bringing constant truck traffic and all the rest of the ugliness and environmental damage, is horrific beyond imagining. I hope, pray and trust that you will give a clear and resounding NO to this insane mine

project. And for that you have my heartfelt thanks!

Sincerely,

Ellen Clephane

ellenlight8@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: eric.s.gibbons@gmail.com
Subject: Letter From Eric Gibbons - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:09 PM

Dist 3

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Eric Gibbons at eric.s.gibbons@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Eric Gibbons. I live at 12640 Beaver Dr, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

Our family has lived on Beaver Drive in District 3 for almost 30 years. I have been a small business owner in Grass Valley in the past and have been active in the Lutheran Church, scouting, Masonic affiliations, GV Rotary and CEA.

I'd like to point out that Rise Gold's claim of vested rights would require providing verifiable proof of continuous operation by the chain of every legal owner/entity from the

time the mine closed in 1956 to the present. I encourage the commission and board to insist this unbroken chain be un-refutably demonstrated.

Sincerely,

Eric Gibbons

eric.s.gibbons@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: susandhpeace@gmail.com
Subject: Letter From Susan Hopkins - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:16 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Susan Hopkins at susandhpeace@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Susan Hopkins. I live at 12959 Woolman Lane, Nevada City, CA 95959.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I have lived in District 4 for almost 30 years, moving to this beautiful county to enjoy the natural environment. I cherish our quality of life and hope that it will not be ruined by a project that can only bring degradation.

Sincerely,

Susan Hopkins

susandhpeace@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: pjung65@gmail.com
Subject: Letter From Pamela Jung - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:21 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Pamela Jung at pjung65@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Pamela Jung. I live at 800 Freeman Lane #205, Grass Valley, CA 95949.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I live in Lisa S.'s district (3) near Target. I have lived in this county for over 30 years, so I feel like I've earned a vested interest in this issue of the mine. I have been following this issue for years now and have saved all the clippings about it from The Union. Soon I may need a wagon to haul them around. It's so obvious that county citizens don't want the mine started up again; indeed they want this issue permanently put to bed. Mine Watch has done its due diligence very well. They have experts making the case. They've

followed the science. The conclusion is that opening the mine will cause much more harm than good. Sleazy Mossman aside, reopening is a very bad idea. I urge BOS to vote Rise Gold down for good.

Sincerely,

Pamela Jung

pfjung65@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: altair.woods@comcast.net
Subject: Letter From Kenneth Woods - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:31 PM

Dist 1

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Kenneth Woods at altair.woods@comcast.net

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Kenneth Woods. I live at 13608 Pegasus Place, Nevada City, CA 95959.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

Sincerely,

Kenneth Woods
altair.woods@comcast.net

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: fandorfarm@gmail.com
Subject: Letter From david and barbara reed - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:36 PM

Dist 4

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of david and barbara reed at fandorfarm@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is david and barbara reed. I live at 25000 fandor, nevada city, CA 95959.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

Sincerely,

david and barbara reed
fandorfarm@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: isoldevalon@gmail.com
Subject: Letter From Gwen Walker - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:43 PM

Dist 3

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Gwen Walker at isoldevalon@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Gwen Walker. I live at 10201 Ridgeview Dr, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I live in district 3 near A to Z hardware. I am an individual with reactive airway disease and a high cancer risk. this mine cannot be re-opened due to the risk it poses to people like me. I urge you to REJECT their vested interest petition and shut them down so they cannot open this mine and put our community at risk

Sincerely,

Gwen Walker

isoldevalon@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: lololauria@gmail.com
Subject: Letter From Lauren Lauria - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:54 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Lauren Lauria at lololauria@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Lauren Lauria. I live at 13784 Greenhorn Rd, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I feel the need to reiterate the fact that this vested rights move by Rise is a complete farce and another example of the incredible disrespect for this community and county. I have lived 1 mile from the Idaho Maryland (abandoned) mine site for 34 years. I have driven by it every day for that entire span. I will testify under oath that it has not been a working mine since 1990. Additionally, under historical scrutiny, it has not been a working mine since before 1957 when all assets were sold and the tunnels were flooded.

This application for vested rights is a blatant abuse of process by Rise Gold. You must dismiss and deny this and any further attempts to apply these slick deceitful tactics to invade our county with a heavy industrial toxic industry that would most definitely be the demise of all we love here. The thousands of residents in this area did not purchase their property with the contingency that the area could be rezoned into heavy industry.

In context of these deceitful maneuvers by Rise Gold, we are witnessing the continuation of that immoral behavior with the plea by Ben Mossman, to the Canadian court, that he is now unemployed, having been replaced by another CEO. A tactic used to dissuade a stiff sentencing. He planned the timing of this statement so the court could not verify it. Here is another lie. He is still an employed member of Rise Gold, in a different position.

This kind of horrible behavior is representative of the way in which this company would continue their business in this county. They would lie and cover up toxic spills, as happened in Bank Island. We have seen Mossman publicly lie to the Canadian court and we have seen him lie here, saying "there will be no impacts". This company would shirk any and every responsibility that requires honesty and integrity. Another obvious example of why this company and industry should never be allowed to ruin our home.

There is no possible way to prove the IMM has been a working mine past 1957. There are thousands of residents who will join myself in testifying this fact. Rise Gold is costing the county, and it's citizens, an enormous sum of money fighting these dishonest tactics. They should be sued for abuse of process. Not only is the financial cost an undue burden, but we are continuing to suffer emotionally at the prospect of loss of our home values, water, clean air, health and quality of life. What this company is all about, is morally reprehensible. They should be put in their place, once and for all.

Be firm in your decision to deny this sham vested rights farce. Can you imagine the utter chaos and destruction of our county, if this dishonest company were permitted to reopen this mine without any guideline requirements, as put forth by the EIR? Please, Please, Please, deny this application and complete the denial by voting No to the use permit. And let's pass some laws that stop this type of industry from ever attempting this again in our densely populated community and county.

Thank you

Sincerely,

Lauren Lauria

lololauria@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: elirushimages@yahoo.com
Subject: Letter From Eli Rush - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:02 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Eli Rush at elirushimages@yahoo.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Eli Rush. I live at 15631 Lower Colfax Rd, Grass Valley, California 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I live in District 3. I travel Brunswick Road and 174 daily. The traffic impact and noise level would be intolerable. I have no faith whatsoever in the integrity or honesty of Rise Gold's words or actions. They would be a blight upon our community, as they have been upon others.

Sincerely,

Eli Rush

elirushimages@yahoo.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: christymccracken@rocketmail.com
Subject: Letter From Diana McCracken - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:07 PM

Dist 1

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Diana McCracken at christymccracken@rocketmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Diana McCracken. I live at 13313 Greenhorn Road, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

My family has lived here since 1970. I can in fact tell you that it was not a gold mine in the 70's. It was a sawmill and since we are 1/2 mile up Greenhorn Road I can still remember as a child the smell and noise the sawmill would give off. I remember the noise pollution from the trucks entering and exiting the sawmill. I don't understand how it can be stated that it was a run as a goldmine- it was a sawmill. Do not pass this through- you will ruin a family with 3 generations living 1/2 mile from the old mill.

Sincerely,

Diana McCracken

christymccracken@rocketmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: info@geoffeido.com
Subject: Letter From Geoff Erwin - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:15 PM

Dist 4

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Geoff Erwin at info@geoffeido.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Geoff Erwin. I live at 10407 S Ponderosa Way, Rough and Ready, CA 95975.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I'm Geoff Erwin, also known as Geoff Eido from District 4. I wrote and performed WELLS RUN DRY at the planning meetings. I'm sure you're aware that the Idaho/Maryland mine has been inoperative for decades and that this is the latest lie posed by an untrustworthy company intent on raping our resources at great cost to our citizens and local habitat. Please, for the love of God, country, and Nevada County, tell these buggers to bugger off once and for all. Thank you

Sincerely,

Geoff Erwin

info@geoffeido.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: refreshology@gmail.com
Subject: Letter From Johni Christensen - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:22 PM

Dist 2

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Johni Christensen at refreshology@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Johni Christensen. I live at 18981 River Crest Ct, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

We recently purchased 5 acres along South Wolf Creek in the Loadstar development off Brewer Rd. We chose this property because it is a pristine creek front property. We are excited to be new stewards to our patch of this beautiful area and consider the health of the waterways to be crucial to the vitality of the natural ecosystem and quality of life to the residents within these areas.

Sincerely,

Johni Christensen

refreshology@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: valeriekb@sbcglobal.net
Subject: Letter From Valerie Kack - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:26 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of valerie kack at valeriekb@sbcglobal.net

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Valerie Kack. I live at 10350 smith rd, Grass Valley, CA 95949.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I have lived in district 2 for 40 years with Wolf Creek on the back of my property. I've been fighting this mine for years, and I threaten to move if they were excepted. I was so happy when the supervisors voted against the reopening. This is insulting that these people are so determined and unconscious and disconnected from the community we have built solidarity about this concern. I have moved to Washington state, clean, bark beetles, destruction of my forest, the endless days without electricity, because of snow,

sometimes 3 feet deep and not traversable leaving me at the back of my property with no way in or out. As a single person I can't do this anymore. The smoke and ash was horrible, another reason to leave. But my loyalty continues to Wolf Creek and I would do anything to keep it healthy. I do not want any mine tailings making their way into it or anywhere in the water shed. I oppose reconsideration of these horrible Canadian greedy people.

Sincerely,

Valerie Kack

valeriekb@sbcglobal.net

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: hoodwink2@sbcglobal.net
Subject: Letter From Dave Hood - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:33 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Dave Hood at hoodwink2@sbcglobal.net

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Dave Hood. I live at 840 Morgan Ranch Dr., Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

Sincerely,

Dave Hood
hoodwink2@sbcglobal.net

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: pohlmannfred10@gmail.com
Subject: Letter From Fred Pohlmann - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:40 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Fred Pohlmann at pohlmannfred10@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Fred Pohlmann. I live at 55 Rockwood Drive, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I am a District 3 resident. It is obvious from the over 5,000 signatures on a petition to deny the reopening of the Idaho-Maryland mine, the noticeable yard signs opposing the mine, the numerous environmental groups and businesses that have voiced their opposition to the mine, and the large number of people who attended the recent Planning Commission meeting concerning the EIR to amplify this chorus of disapproval that the residents of this county overwhelmingly oppose the mine.

Sincerely,

Fred Pohlmann

pohlmannfred10@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: denise.bellas@gmail.com
Subject: Letter From Denise Bellas - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:44 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Denise Bellas at denise.bellas@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Denise Bellas. I live at 13797 Allison Ranch Rd, Grass Valley, CA 95949.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

When I bought my home in Grass Valley, mining and the destruction of mining was in the past. I sincerely hope it remains so. I would never have invested in this community should Grass Valley have been a town of current mining. I am encouraged with the forward thinking town council and a dedication people who volunteer based community, working to for a strong sense of outreach and well being! Mining is not the in the right direction for our town.

Sincerely,

Denise Bellas

denise.bellas@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: donnalevro@gmail.com
Subject: Letter From Donna Levreault - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:49 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Donna Levreault at donnalevro@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Donna Levreault. I live at 10752 Alta St, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I live on Alta Street and I oppose this latest ruse by Rise Gold to overrule the planning committee's rejection of their petition to start mining. The vested rights claim is unjustified. Mining stopped here in the 50s. Please oppose this latest ruse by this unscrupulous company, whose owner is already facing criminal charges in Canada because of his activities.

Sincerely,

Donna Levreault

donnalevro@gmail.com

From: [Walt](#)
To: [bdofsupervisors](#); [Idaho MMEIR](#); [Idaho MMEIR](#)
Cc: [James Bair](#); [Tim Ogburn](#); [John Vaughan](#); [Tony Powell](#); [Marion Blair](#); [Joan Staffen](#); [Paul Berger](#)
Subject: Rise Gold's petition for vesting rights to IMM and Rise Gold's IMM Fault Line
Date: Monday, October 9, 2023 12:08:09 PM

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Nevada County Supervisors and Planning Department

Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

To: Nevada County Board of Supervisors and California Attorney General

bdofsupervisors@nevadacountyca.gov, Idaho.MMEIR@nevadacountyca.gov

bdofsupervisors@nevadacountyca.gov

Idaho.MMEIR@nevadacountyca.gov

Re: Rise Gold's petition for vesting rights to IMM and Rise Gold's IMM Fault Line

At the last Idaho Maryland Mine (IMM) town hall meeting last month a hero emerged. Newly anointed Planning Commissioner Terry McAteer showed amazing tenacity in delving into and understanding the deep issues of the Rise Gold proposed project. Commissioner McAteer's research revealed that Rise Gold was attempting to disappear the fault line that runs through the property shown on the IMM County legal property description. Yes, none of us knew that a big fault line even ran through the middle of the IMM so any effort to make it disappear was not noticed. Furthermore it's a little surprising that nothing was done about this after the Planning Commission's decision 5 – 0 against the Rise Gold IMM. Rise Gold was incensed and launched attacks on the County and Commissioner McAteer personally. I was left asking myself, *Why is this fault line disappearance of such import to Rise Gold, and why they would risk this kind of exposure?*

The answer can be found and is well known in the mining business — dewatering and flooding a mine can with high probability trigger severe earthquakes along fault lines. The issue of mine operations triggering earthquakes should have been analyzed in an EIR but wasn't, another reason that nobody believed anything the EIR did cover. It is important that we understand this, that an operational IMM would pose a grave danger and threat to the entire Nevada county community health and safety, as the mine tunnels run all through the town of Grass Valley underground. There are no “mitigating measures” against mine watering and dewatering-caused earthquakes. According to the 200 studies referenced world wide in the paper cited below watering and dewatering a crack in the earth lubricates the fracture or fault to cause an earthquake of “seismic magnitudes of up to M=7 on the Richter scale”.

This brings clarity to the top and reveals the controlling issue, that man-induced earthquakes

are not an economic or legal or political or business issue. There is no vested right to kill a community. The danger and risk to public health and safety is primary, and the issue Rise Gold fears exposed the most. From a reference on the subject cited below, “these earthquakes can cause serious socio-economic losses with negative implications for the long-term sustainable development of countries abundant in natural resources and of mining regions”. Why is the County still dithering with the community collateral damage in the balance were the mine to go forward? Mining for gold is a useless endeavor as gold is not a rare earth mineral or some element that we cannot live without or even need. Again, this is not a legal issue about a corporations rights. You could not permit a corporation, even a responsible one, to build atomic bombs on the IMM with vesting or any other kind of rights, too dangerous to the community.

Put another way, the misdirection’s from Rise Gold would have you believe its about providing a “comparable water supply” or “not running out of water” or even flooding our "Wolf Creek with clean water". The truth is it's not about money, it is about earthquake damage to the community and infrastructure, people’s homes, and people’s lives if the mine goes live. Its about “serious socio-economic losses with negative implications for the long-term sustainable development”. Its about disrupting an entire community like a Fukushima.

The Planning Department vociferously pushed to “certify” the EIR they were peddling. Something is very wrong there, when corporations come to town to exploit the rich county history and our Planning Department which is supposed to protect us has gone south. Thank god and three cheers for Commissioner Terry McAteer, without which we would still be in the dark as to the real issues regarding IMM and any mine that happens to be on or near a fault line in the county. Routine underground blasting, watering and dewatering a mine on a fault line is not conducive to a community nearby, and its not even close. It’s a slam dunk in the vernacular, and you shouldn’t be stressing over this issue. Don't wait til October, just say NO now and move on, you've wasted enough taxpayer time and resource.

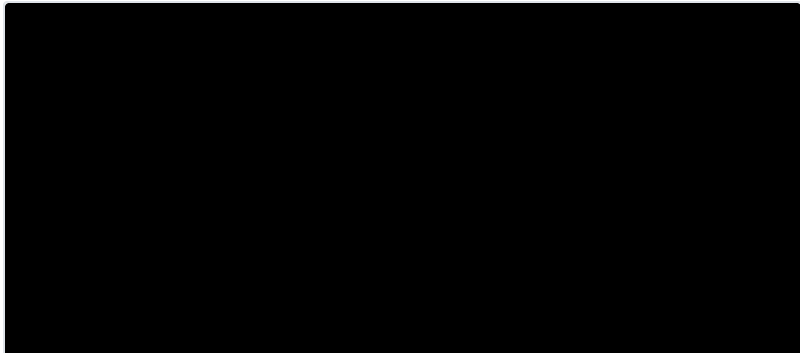
A brief technical description and citation of severe earthquakes from mine watering-dewatering is provided below:

Mine Water Discharge and Flooding: A Cause of Severe Earthquakes

Abstract:

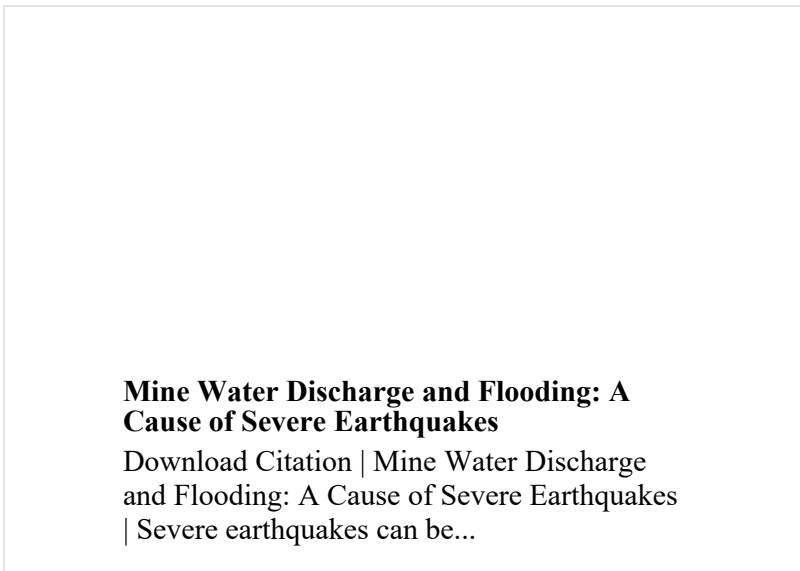
Severe earthquakes can be triggered by dewatering and flooding of mines, as these activities alter the loading of the Earth’s crust and tectonic stresses in its interior. Worldwide, more than 200 studies have noted sites where human-induced stresses could have reactivated preexisting faults, triggering earthquakes with seismic moment magnitudes of up to $M=7$ on the Richter scale. This can only occur where faults are already under high tectonic stresses that have built up over many years. Stable continental regions are seismically less active than unstable regions (e.g. California, Japan, and Turkey). Consequently, faults in stable continental regions can be more earthquake-trigger sensitive, since accumulated stresses have not reached failure conditions. This paper provides an overview of officially recognized mining-triggered earthquakes with magnitudes $M=5.0$. The article illuminates that these earthquakes can cause serious socio-economic losses with negative implications for the long-term sustainable development of countries abundant in natural resources and of mining regions, in particular. Historic data suggest that regional geological conditions (e.g. structural geology and tectonic in-situ stress states) are more important in forecasting the potential of earthquake triggering than the scale of the mining activities. Overall, such forecasts should be made to estimate and mitigate potential socio-economic earthquake risks associated with geoenvironmental operations of extractive industries such as mining.

[Mine Water Discharge and Flooding: A Cause of Severe Earthquakes](#)



Mine Water Discharge and Flooding: A Cause of Severe Earthquakes

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Mine Water Discharge and Flooding: A Cause of Severe Earthquakes

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Walt Froloff
Concerned citizen
Grass Valley CA

From: [Deanna Figueira](#)
To: [bdofsupervisors](#)
Subject: Rise Gold
Date: Monday, October 9, 2023 3:58:48 AM

Dist 1

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Dear Supervisors,

Please vote no to vested rights to let Rise Gold conduct mining operations and also vote no to reopening the mine. This would destroy our town and surrounding areas, as well as create pollution in our waterways, air and roads. There is no benefit for our county or its people. Please let me know what I as a citizen can do to stop this from happening. Thank you.

Sincerely,
Deanna Figueira

From: [Randi Pratini](#)
To: [BOS Public Comment](#)
Cc: [bdofsupervisors](#)
Subject: re: Rise Gold mine
Date: Sunday, October 8, 2023 10:40:18 AM

Dist 1

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Please vote no to vested rights to let Rise Gold to conduct mining operations and also vote no to reopening the mine. This would destroy our town and surrounding areas, as well as create pollution in our waterways, air and roads. There is no benefit for our county or its people.

Please let me know what I as a citizen can do to stop this from happening.

Thank you for your time.

Sincerely,
Randi Pratini
District 1

From: [Ed Scofield](#)
To: [Julie Patterson-Hunter](#)
Cc: [Kit Elliott](#)
Subject: FW: Issue: Rise Gold, vested rights:
Date: Friday, September 15, 2023 10:55:18 AM

Dist 1

-----Original Message-----

From: br@timelinedesigns.com <br@timelinedesigns.com>
Sent: Thursday, September 14, 2023 4:54 PM
To: Ed Scofield <Ed.Scofield@nevadacountyca.gov>
Subject: Issue: Rise Gold, vested rights:

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Bruce Rayner here again, Ed. I've studied this situation after all the articles in The Union. It appears that Rise is taking our county and the BOS down a rat hole, which can only lead to more legal fees on our part.

To wit: Riverside County, CA is going through the same thing, some outfit comes out of the wood work, claiming vested mining rights and threatens with legal suits. Read this article or pass it on:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fbcpalmsprings.com%2f2023%2f03%2f27%2fmining-operation-seeks-boards-recognition-of-vested-rights-to-expand%2f&c=E,1,sUPnjRqA7nV3aolpEJEiNoDcdZwAGUWGtQxS2RtlwEs3yIEdRmm4fCHA3esB2WO4Lq_jLlLoxlQh8BfEtmvrRDeNmqlZTheNIZI0dukWw.,&typo=1

What is interesting is there is a Federal act on the books, "California Surface Mining Control & Reclamation Act of 1975", which defines primary laws governing mining operations locally and provides guidelines for determining vested rights.

As I understand, the Rise Gold action seeks to declare any local zoning laws null and void due to "vested rights".

Why hasn't this issue appeared in any of the press coverage? Or articles for or against Rise Gold?

If our legal team hasn't looked into this issue, it might make a good question for them. I suggested Elias Funez at The Union look into the matter; it appears it might be a political hot potato. All the more reason why we haven't heard anything.

Sincerely,

Bruce Rayner
Nevada City.

From: [Walt](#)
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: [James Bair](#); [Tim Ogburn](#); [Tony Powell](#); [John Vaughan](#); [Marion Blair](#); [Joan Staffen](#); [Idaho MMEIR](#); [johnathon.crook@dtsc.ca.gov](#); [Jeffrey Thorsby](#); [Nevadacitychamber Info](#)
Subject: Rise Gold's petition to the NC BoS for vesting rights to IMM
Date: Monday, September 11, 2023 4:05:15 PM

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Nevada County Supervisors and Planning Department

Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

<!--[if !supportLineBreakNewLine]-->
<!--[endif]-->

To: Nevada County Board of Supervisors

bdofsupervisors@nevadacountyca.gov, Idaho.MMEIR@nevadacountyca.gov

bdofsupervisors@nevadacountyca.gov

Idaho.MMEIR@nevadacountyca.gov

Re: Rise Gold's petition for vesting rights to IMM

This is my second letter regarding the subject matter, and herein I address the actual Rise Petition for Reservation of Vested Mining Rights to IMM.

A **vested mining right** is a constitutionally protected property **right** to continue operating in a certain location and in a certain way without being required to conform to all current land use restrictions. This law was made to protect real miners and those that wanted to continue a mining business without interruption. This law was never meant to protect gold market speculators, investors, get rich schemers or scams.

The subject petition paints a litany of disjoint hodgepodge chain of owners all intending to find gold and becoming rich but failing to actually have an operational mine business, ie there was no gold mining operations to continue. In fact it was in the recent past declared loudly and publicly that there was no mine or mining operation by the owners.

The latest on the IMM operation was publicly proclaimed and published in our own The Union on June 12, 2014. "Former Idaho-Maryland Mine For Sale". The Union published "Coldwell Banker Grass Roots Realty has the \$2,750,000 land listing of 18 separate assessor's parcels, which includes 2,750 acres of mineral rights and a collection of core samples. But although the land's owners are sitting on a former gold mine, they're not selling the property as one."

Nothing speaks louder about the owner's intention and mine status as "We're not selling a mine," Emgold decided the best way to get rid of the land was to sell the land without the liability that the mine's mining past brought, toxic tailing, toxic ponds and all around danger to the public in perpetuity with signs posted to vacationers and visitors alike.

The IMM gold mine legacy was depressing it's land price and the investors needed to sell the land minus anything to recover anything that they could from their speculative investment into gold mining. This sale didn't come easy for the owners as "Emgold had been trying to revive the mine east of Grass Valley for more than seven years to take advantage of an estimated 472,000 ounces of gold." "Emgold announced it no longer would list the Idaho-Maryland Mine as a current project for its investors". ie. after failing to make the mine operational, Emgold publicly proclaimed a cessation of all mining activities and complete a mine closing and abandonment. The vesting rights were gone, intentions were gone, and investors just wanted to get their money out of the speculative gold investment that was threatening to sink the whole investment.

"Considering contaminated mine tailings are part of the property, which the listing notes, Brock said it will likely be a challenge to sell." The environmental concerns regarding mine reopening were anticipated as being insurmountable and for good reasons. "We're very much aware of the sort of political history with Emgold having attempted to permit the operation of the mine and failed," Brock said. " There are substantial environmental issues with the property itself. There are a number of environmental concerns that we anticipate the market will need answers to."

So as history of IMM would have it, the owners sold the IMM land and high-tailed it out of town before a state agency could find the disaster that they were leaving and force them to clean up the toxic waste that they left for the county to clean up. Nobody, least of all the IMM owners wanted anything to do with vested mining rights, so they were desperate to bury the mine to sell the property and get out of Dodge before a hanging happened. Cessation of mining operations and all mine related activities were done, hope and plans for gold mining were abandoned. This allowed the owners to sell the land, and foreclose on any toxic waste liability which they also abandoned.

It is common for deeds in California to have mineral rights attached. Mineral rights on a deed do not constitute mining rights or carry vesting mining operation rights. Land with a failed and abandoned mine is quite common in Nevada County. An attempt to re-open any of these would require a permit from half a dozen agencies, and this is well known by even a layman. Attempts to resurrect the dead here is made to prolong the inevitable for publicity purposes, and should be seen for what it is, a stock pump-and-dump scam that is about to be shut down. Please be merciful and stop this sham with prejudice so that this community can find some relief from this plague called Rise Gold Corporation.

Walt Froloff

Concerned citizen

Grass Valley. CA

From: [Walt](#)
To: [bdofsupervisors](#)
Cc: [James Bair](#); [Tim Ogburn](#); [Tony Powell](#); [John Vaughan](#); [johnathon.crook@dtsc.ca.gov](#); [Joan Staffen](#); [Marion Blair](#)
Subject: Rise Gold Vesting Rights in IMM
Date: Thursday, September 7, 2023 9:58:51 AM

Dist 3

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To: Nevada County Board of Supervisors

bdofsupervisors@nevadacountyca.gov, Idaho.MMEIR@nevadacountyca.gov

bdofsupervisors@nevadacountyca.gov

Idaho.MMEIR@nevadacountyca.gov

Re: Rise Gold's petition for vesting rights to IMM

The granting of Vested Rights to Rise Gold's IMM is not a decision that could be made by the Nevada County. IMM vesting rights do not exist for several reason not the least of which is IMM would not be vesting from a gold mining business 80 years ago but to toxic waste production and "engineering fill" production and sales, and maybe some gold mineralization not yet established. Some additional reasons are:

<!--[if !supportLists]-->1) <!--[endif]-->A permit was never obtained by the previous owner and hence no chain of vesting rights was created.

<!--[if !supportLists]-->2) <!--[endif]-->The NC BoS is not the body to decide this matter. The law on vesting rights in mining business is governed by the Surface Mining and Reclamation Act (SMARA). This act requires mining operators to obtain a permit from the California Department of Conservation's Division of Mine Reclamation which was created in 1991. A permit grants the operator the right to mine and extract minerals from a specific area. The vesting rights ensure that once a permit is obtained, the operator has the right to continue mining operations as long as they comply with the conditions set forth in the OBTAINED and

FILED permit and the SMARA regulations. These conditions include reclamation requirements, financial assurances, and environmental protection measures, none of which have been tendered. Moreover the California Department of Conservation's Division of Mine Reclamation oversees the implementation of SMARA and ensures that mining operations are conducted responsibly and in accordance with the law. In this case the “law” would most likely be CEQA.

<!--[if !supportLists]-->3) <!--[endif]-->The NC BoS has not received approval to act on vesting rights from the Department of Conservation nor have they received financial assurances that all mitigation measures will arise from toxic waste and operations of the IMM and will be followed. The local lead agency, Nevada County, must require and approve (after review by the Department of Conservation) a reclamation plan and financial assurances. Lead agencies may accept operation plans, reclamation plans and environmental studies that meet BLM and USFS, provided they meet the requirements of SMARA.

<!--[if !supportLists]-->4) <!--[endif]-->Vesting rights to mine shall occur if there is a business transition to another business, hence “reclamation” Rise Gold IMM is not a Reclamation project by definition. The following are examples of successful reclamation projects: • One mining company in Ventura County reclaimed its mining pit to a strawberry field. • A gravel extraction area at Mississippi Bar in Sacramento County was returned to a riparian (water) wildlife habitat. • An aggregate mine on agricultural land in Yolo County operates in four phases. The intent is that not more than 95 acres is out of agricultural production at any time during the project's life. • Other mined lands have been reclaimed to grazing and production of crops such as alfalfa, corn, grapes and tomatoes.

<!--[if !supportLists]-->5) <!--[endif]-->There is no real transference of a gold mining business from 80 years ago until today, and hence no vesting possible from this IMM project. The proper core samples to measure for any gold has not been done to establish that there is gold left in the abandoned mine. Speculation, theory and conjecture are not valid measures. The new business is in fact a Rise Gold IMM business exploitative of an abandoned mine solely for purposes of pumping up stock price on a national penny market where buyers are uneducated on environmental laws and regulations and are easily manipulated by PR, media headlines and media SoundBits. This is not a gold mining business, it's a stock scam business.

I hope this helps,

Walt Froloff
Concerned citizen
Grass Valley. CA

From: [gary cartzdafner](#)
To: [bdofsupervisors](#)
Subject: ABSOLUTELY VOTE NO ON RISE GOLD
Date: Saturday, August 26, 2023 6:34:24 AM

Dist 3

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Please vote no to vested rights to let Rise Gold and (convicted **Ben Mossman and soon to be** sentenced) to conduct mining operations and also vote no to reopening the mine. This would destroy our town and surrounding areas, as well as create pollution in our waterways, air and roads. There is no benefit for our county or its people

GARY CARTZDAFNER

From: [Kathleen Madeira](#)
To: [bdofsupervisors](#)
Subject: Fwd: Corrected: Rise Grass Valley to Petition for Recognition of Vested Rights
Date: Friday, August 25, 2023 6:56:26 AM

Dist 3

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Please vote no to vested rights to let Rise Gold to conduct mining operations and also vote no to reopening the mine.
This would destroy our town and surrounding areas, as well as create pollution in our waterways, air and roads. There is no benefit for our county or its people.
Please let me know what I as a citizen can do to stop this from happening.
Thank you for your time.
Sincerely,
Kathleen Madeira



Rise Grass Valley to Petition for Recognition of Vested Rights at Idaho Maryland Mine

Rise Grass Valley plans to petition for recognition of vested rights to conduct mining operations at the Idaho Maryland Mine, according to a letter sent to Nevada County by its attorney Monday, August 21, 2023.

Rise Grass Valley, the applicant, plans to file a petition asserting vested rights by September 1, 2023.

“A vested right is a right to continue activity that existed before a zoning restriction became effective,” said County Counsel Katharine Elliott. “A vested rights finding for Rise Grass Valley would mean that the applicant has a legal right to mine on the Brunswick Industrial Site.”

The Board of Supervisors will hold a hearing on the petition in late October. This means the Board’s previously scheduled October 2-3 hearing on Rise Grass Valley’s application for a conditional use permit is canceled.

Instead of going first to the Planning Commission, the applicant has requested that its petition be heard by the Board of Supervisors and has agreed to waive any procedural rights or irregularities.

The Board of Supervisors will make the final determination on whether the petition for vested rights is valid by reviewing the facts of the historical use of the mine property and the law.

If the Board approves the petition, the next step would be consideration of a reclamation plan, which would explain in detail how the applicant would operate the mine. In addition, Rise Grass Valley would need to provide a statement of responsibility and financial assurances that the applicant could cover potential damages.

If the Board denies the petition, the County will schedule a noticed public hearing to consider the original proposal to reopen the Idaho Maryland Mine in early December.

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From: [Sheldon, Kent](#)
To: [bdofsupervisors](#)
Subject: Rise Grass Valley to Petition for Recognition of Vested Rights at Idaho Maryland Mine
Date: Wednesday, August 23, 2023 3:46:43 PM

Dist 1

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I am writing to state my disapproval of granting this Petition from Rise. Approval of this project will be a disaster for Nevada County, Grass Valley, and all residents anywhere near the Idaho Maryland mine. Please vote against this Petition.

Kent Sheldon - VP of Project Delivery & Life Cycle Management
Energy Storage and Optimization
Wärtsilä Corporation
+1.530.802.1920 (cell)

From: [Nathan Collins](#)
To: [bdofsupervisors](#)
Subject: No Mine
Date: Wednesday, August 23, 2023 3:17:46 PM

Dist 3

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Hello, thank you for reading this email. I am a resident of Grass Valley and I wanted to say I do NOT support the proposed mine reopening by Rise. I have heard they are going to try to petition for vested rights and I urge you to reject that petition. We do not want to renew mining in the area, especially not with a company that has such a spotty track record. Thank you.

Nathan Collins

Sent from my iPhone

Cooper & Kirk

Lawyers

A Professional Limited Liability Company

Charles J. Cooper
ccooper@cooperkirk.com

1523 New Hampshire Avenue, N.W.
Washington, D.C. 20036

(202) 220-9660
Fax (202) 220-9601

October 23, 2023

County of Nevada
Board of Supervisors
950 Maidu Avenue
Nevada City, CA 95959

Re: Idaho-Maryland Mine Vested Right Petition

To the Board of Supervisors:

I write on behalf of Rise Grass Valley, Inc., the owner of the property comprising the historic Idaho-Maryland Mine. Based on our independent review of the facts and the law, we have concluded that Rise Grass Valley, Inc. has a vested right to operate the Idaho-Maryland Mine, and we expect that right to be vindicated in court, should it be necessary to do so.

California law on these issues is clear. First, a land use “vests” when it is an existing use of a property at the time a zoning ordinance is passed that would restrict or prohibit that use. In California, “[t]he rights of users of property as those rights existed at the time of the adoption of a zoning ordinance are well recognized and have always been protected.” *Hansen Bros. Enter., Inc. v. Bd. of Super.*, 12 Cal.4th 533, 552 (1996). Second, a vested right to mine extends to all of the property as it was intended to be used at the time of vesting. *Id.* at 554 (“An entire tract is generally regarded as within the exemption of an existing nonconforming use, although the entire tract is not so used at the time of the passage or effective date of the zoning law.”) Third, the vested mining right continues unless and until a property owner abandons it, which occurs only when two conditions are met: (1) an owner has an intention to abandon; and (2) undertakes an overt act or failure to act, which implies that the owner is abandoning the vested right. *Id.* at 569. “Mere cessation of use does not of itself amount to abandonment.” *Id.*

The extensive historical record, which our firm has independently reviewed and assessed, demonstrates that Rise Grass Valley, Inc. possesses a vested right to mine its property comprising the Idaho-Maryland Mine. The right to mine vested in 1954, when the Idaho-Maryland Mine was operating at the time Nevada County enacted a zoning ordinance that would have, for the first time, required the mine operators to obtain a use permit. The vested right to mine extends to the entirety of the property now owned by Rise Grass Valley, Inc., because that property was part of the Idaho-Maryland Mine in 1954 and because the then-owners objectively manifested their intent to use the entire property for mining and related activities. No property owner has abandoned the right to mine the properties comprising the Idaho-Maryland Mine. All of the properties’ owners have intended to mine the property, as evidenced by their mineral exploration activities, their marketing of the property, their reservation of mineral rights, and their statements about the relevant economic conditions for mining. California law is clear that abandonment requires both

Nevada County Board of Supervisors

October 23, 2023

Page 2

intent and an overt act (or failure to act), neither of which have occurred here. Mere cessation of mining cannot constitute abandonment.

I am available at your convenience to discuss this matter. Thank you for your attention.

Respectfully,

s/ Charles J. Cooper

Charles J. Cooper

cc:

Brian Foss (Nevada County)

Kit Elliot (Nevada County)

Diane Kindermann (Abbott & Kindermann, INC.)

From: [Tom Martin](#)
To: [Clerk of Board](#)
Subject: Rise Grass Valley Petition for Vested Rights
Date: Monday, December 4, 2023 1:59:33 PM

Not currently a County resident

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Honorable Board Members,

I am no longer a resident of Nevada County but may be able to offer a unique perspective regarding this matter. I served as the County Surveyor for Nevada County and in that role assisted the Planning Department and the County Counsel's office in investigating vested rights issues. My training and consistent application of this concept was that the rights were vested only if the activity was continuous and open. By "continuous" I mean ongoing to the present time, and by "open" I mean observable to the public. The rights being sought by the petitioner meet neither of these standards as I'm sure you will hear in public testimony and by your own observations.

Thank you for the opportunity to comment on this matter.

Thomas Martin

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DECLARATION OF CHARLES W. BROCK

DEC 06 2023

NEVADA COUNTY
PLANNING DEPARTMENT

I, Charles W. Brock, declare as follows:

1. I am over 18 years of age and have personal knowledge of the facts contained in this declaration which is true, correct and complete. If called upon to testify I could and would testify as to the truth of the facts stated herein.
2. I have been a licensed Realtor in California since 1968, and obtained my Brokers License in 1981. (Lic. # 00328328)
3. In 1980 I was introduced to the heirs of the Estate of Marian Ghidotti, by their attorney Richard Hawkins. The three executors of this estate were Erica Erikson, Mary Bouma and William Toms (aka. "the BET Group").
4. In 1981 I represented the Estate of Marian Ghidotti in the sale of 14 parcels which comprised what was referred to as "The Ghidotti Ranch", in Penn Valley, CA.
5. Throughout the mid 1980's I remained in contact with the BET Group and worked on planning to sell their holdings known as the former Idaho Maryland Mine. At no time during my representation of the BET group did they ever consider reopening or operating any mining activity. They were well aware of the toxic contamination on site and had limited resources to deal with soils contamination, let alone reopening and operating a gold mine. This viewpoint was clearly communicated to me by each of the three executors. In 1986 the decision was taken to subdivide acreage at the Old Brunswick Mine in order to raise funds to address toxics soils, so that the balance of their holdings might be better prepared for sale. In January of 1987 local surveyor Al Beeson was engaged by the BET Group and recorded County Final Map #85-7 (BET Acres), subdividing 5 residential lots on the site of the Old Brunswick Mine. This same map delineated contiguous remaining lands which are now owned by Rise Gold and are commonly known as the "Brunswick Industrial Site", located at the intersection of East Bennett Rd. and Brunswick Rd. Between January 4, 1987 and August 23, 1987 I represented the BET Group, closing escrows on each of these 5 parcels. Proceeds from these sales were later used to pay taxes and begin

efforts to conduct soils sampling on the Centennial site holdings, in preparation for marketing the remaining former mine parcels. In 1992 I assisted the BET Group contract with Vector Engineering to conduct soils testing.

6. I did not represent the BET Group as they entered a Lease with Option to Buy with Emgold Mining in early/mid 2000's. After an approximate 7 year effort, Emgold failed to certify their Environmental Impact Report and abandoned their Lease with Option to Buy the former mine property.
7. In June of 2014, I listed the remaining holdings formerly known as the Idaho Maryland Mine for sale. Within the body of the Listing Agreement it was stated, "Subject property was once an operating gold mine (Idaho Maryland Mine), and portions of the surface soil is known to be contaminated". Historical information, data and core samples were made available to the market, however, the sellers wanted the market to clearly understand that the Idaho Maryland Mine was not a permitted, operating mine, and that the BET Group would not be participating in any mine clean-up or permitting activity as a condition of sale. This condition of sale was clearly stated, in a remark I made at that time which was quoted in the Grass Valley Union newspaper (June 11. 2014) where I said "we are not selling a mine". Measures taken to arrive at our asking price were based on comparable sales of similarly zoned light industrial and residential properties.

I, Charles W. Brock, declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 12-6-23

By:  _____

Charles W. Brock

12/05/2023 Good morning. My name is John Vaughan. I live in District 3.

DEC 05 2023

First, I know we're not done, but I want to say thank you to the Planning Dept and County Counsel who, despite pressure from both sides, maintained their independence and focused on the facts. That behavior does not happen in a vacuum. It takes professionals doing the work, along with leadership from managers, Directors, the CEO and this Board. So, Thank You.

NEVADA COUNTY
BOARD OF SUPERVISORS

Moving along, I assume no one is surprised by the reactions from Rise Gold and their new CEO, Joe Mullin.

It takes a pretty big ego to start your first communication to this Board with threats of lawsuits and whining about how you've been mistreated. Yet, it's typical of what we've seen from the beginning, a complete lack of understanding of the community and the environment Rise claims to care so much about.

The Rise vested rights claim is based on flawed assumptions and indefensible assertions, including large holes in the logic of their legal arguments. We will critique some of those issues further at the hearing next week.

One that stands out is the noise about "taking" their property rights. Rise Gold is a self-declared "junior" mining company. In California, 85% of junior mining companies fail (source: Google AI). The Rise Board and investors are speculators, they have known the risks from the beginning. Their own SEC filings are filled with detailed descriptions of risk including the high likelihood that investors will never see a return.

It's no one's fault but their own that they have spent lots of money. It is not Nevada County's responsibility to make them whole.

But they have to threaten a lawsuit because it appears that's who they are. Basically, it's 'do what we say or we will sue you into oblivion.' That behavior is unlikely to stop, even if you approve vested rights or the use permit.

Rise appears to have produced false representations of the project, the applicable laws, the County's handling of the project, and the issues involved. Their story may play well with some investors, but for people in the community with boots on the ground, we all know this fairy tale doesn't hold up to scrutiny.

I respectfully request that you Just Say NO to all elements of the Rise project.

Thank you.

John Vaughan, 11793 Lower Colfax Rd, GV, jvaughan1946@gmail.com, 916-807-0430 Cell

DEC 05 2023

NEVADA COUNTY
BOARD OF SUPERVISORS

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

December 5, 2023

Good morning. My name is Greg Thrush and I live in District 3. I am speaking on behalf of CEA Foundation.

Today, I'd like to share just a few of the excellent comments community members added when they signed the letter Christy just read to you:

Barbara Raymond had this to say: "We have owned property in Cedar Ridge for 48 years -- we have zero confusion about whether there has been mining at Idaho Maryland during that time. In fact, there was not only not a mine, there was an active lumber mill. This claim is so preposterous as to be intentionally fraudulent and I can't help but wonder if the County and the taxpayers are owed money by Rise for specious, time wasting, expensive actions. What a waste of resources. Obviously, as our elected officials, you'll need to reject and end this process at this point. Thank you for serving Western Nevada County."

Liese Greensfelder from Nevada City didn't mince words when she said: "As a 47-year resident of Nevada County who has been deeply involved with local mining issues since 1977 when Placer Service Corporation applied for an open-pit mine permit on the San Juan Ridge, I am astonished by the audacity of Rise Gold's dishonest attempt to claim a vested right to re-open the Idaho Maryland Mine. I'm grateful to County staff's clear-eyed rebuttal to that claim, and furious with the applicant's tactics that have cost this county and its residents untold time and expense over the past several years. I ask that you as a Board consider taking legal action against the applicant for tendering such a specious claim, which has required our county to expend even more time and money on refuting."

Others, like Nora Nausbaum from Grass Valley kept it short and sweet, saying: *"We all need resolution and a stop to this particular nasty greediness."*

And finally, a personal favorite came from Peter Burnes in Grass Valley who simply said: *"Know that your community stands with you in making the right decision."*

We couldn't agree more. This community's opposition runs deep. Please say NO to Rise Gold's outrageous petition for vested rights and schedule a final vote on the Idaho-Maryland Mine project as quickly as possible. We're all looking forward to the day you say "NO. And that's final!"

Thank you for your time.

Greg Thrush
Grass Valley, CA

DEC 05 2023

NEVADA COUNTY
BOARD OF SUPERVISORS

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

December 5, 2023

Good morning. My name is Christy Hubbard and I live in District 3. I'm a volunteer with CEA Foundation and one of the organizers of the MineWatch campaign.

For next week's public hearing about the mine, you've asked the community to restrict their comments to the vested rights petition itself and we respect that. We've even tried to amplify your message through our own communications, encouraging people to save more general comments for the next hearing. That means you might see a few less speakers next week, but I want to assure you, opposition to the mine remains very strong.

Today, I'm here to present a group letter signed by over 1,100 community members that serves as an example. Here is that letter.

Dear Nevada County Supervisors,

Let's finish this!

Rise Gold seems committed to using every imaginable manipulation to have their way with the Idaho-Maryland Mine. Don't let them get away with it!

As soon as their outrageous petition for vested rights has been exposed for the farce that it is, please move quickly to schedule your final vote on the project so we can all embrace what we've so painfully learned in the past 3 years. Mining has no place in this County's residential communities. The risks just aren't worth it.

Consider that:

- Last May, our planning commissioners unanimously recommended rejection of this project and its EIR.*
- In June, Rise submitted a meritless complaint letter designed to threaten and intimidate the County.*
- Rise's early September petition for vested rights is little more than a desperate attempt to side-step the County's potential rejection. Their*

assertion that mining has been “continuous” since regulations changed in 1954 is laughable.

- *Awarding vested rights would significantly impair the County’s authority over the project, effectively bypassing most controls included in the EIR and Use Permit process.*
- *The recent replacement of Ben Mossman as CEO after he was found guilty of environmental charges in Canada doesn’t make any of the severe problems with this project go away.*

This community deserves a clear, unambiguous decision about the mine. Please don’t let Rise Gold’s endless supply of legal maneuvering cause further delays. I urge you to reject the vested rights petition and support the recommendations of your planning commission as soon as possible. The future of our community’s health and quality of life is in your hands.

That’s the end of the group letter, but the printed copy we’re giving you today also includes almost 350 personalized comments. The next speaker is going to read a few of them to you, but we hope you’ll take a moment to read all their passionate words. We’ve arranged them by district to make your job a little easier.

Thank you for your time.

Christy Hubbard
12966 Mink Court
Grass Valley, CA 95945

RECEIVED

DEC 05 2023

NEVADA COUNTY
BOARD OF SUPERVISORS

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

December 5, 2023

Dear Nevada County Supervisors,

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- In June, Rise submitted a meritless complaint letter designed to threaten and intimidate the County.
- Rise's early September petition for vested rights is little more than a desperate attempt to side-step the County's potential rejection. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable.
- Awarding vested rights would significantly impair the County's authority over the project, effectively bypassing most controls included in the EIR and Use Permit process.
- The recent replacement of Ben Mossman as CEO after he was found guilty of environmental charges in Canada doesn't make any of the severe problems with this project go away.

This community deserves a clear, unambiguous decision about the mine. Please don't let Rise Gold's endless supply of legal maneuvering cause further delays. I urge you to reject the vested rights petition and support the recommendations of your planning commission as soon as possible. The future of our community's health and quality of life is in your hands.

Sincerely,

CEA Foundation/MineWatch Campaign
PO Box 972, Cedar Ridge, CA 95924 – www.MineWatchNC.org
1,141 Community Members
Contact details attached with additional, personalized comments

Signatures on the MineWatch "LET'S FINISH THIS" Letter - Dec. 5, 2023

District #	First Name2	Last Name	Email	Street Address	City	Additional Comment
_Not Specified	Garrett	Stuessy	dreamtime2013@yahoo.com	13126 pine cone circle	Grass Valley	11 year resident and property owner, cedar ridge/kentucky ravine. Strongly oppose mining activities here in our watershed. I have a family of 4 to protect and keep healthy.
_Not Specified	Radha	Devi	radha4ma@att.net	12751 Morro Dr	Nevada City	As a resident on Banner Mountain and Idaho Marilyn, I implore that there be no mine with it's dirty pollution, traffic and damage to all of nature and the delicate eco balance especially endangering the water tables. It is so sad to me that gold drives greed. Its that simple. Thank you for not letting this continue. Sincerely, Radha Devi
_Not Specified	Mary	Margaretich	mary@margaretichteam.com	2428 Nevada City Highway	Grass Valley	As I told the representative that contacted me, this project to reopen a mine would send the real estate prices into a downward spiral in Grass Valley and Nevada City as well as our surrounding county.
_Not Specified	John	MINCKS	Johndmincks@gmail.com	12894 Greenhorn Road	Grass Valley	Follow their TRACK RECORD, not very good. On going lawsuits in Canada. This is a totally corrupt company.
_Not Specified	Livia	Keene	livia.keene@gmail.com	16311 Countrywood Ln	Nevada city	For future and current Nevada county residents. Please say no
_Not Specified	Riki	Colby	rikic2222@gmail.com	139 Glenwood Ave	Grass Valley	I am a survivor of the Siskon debacle, this mine is in town. Very bad idea.
_Not Specified	Arlene	Douglass	arlene123douglass@gmail.com	11337 Golden Oaks Court	Nevada City	I don't want someone like Ben Mossman working anywhere in my county. He has such a bad reputation in Canada why would we trust him here in our sweet & beautiful community of nature loving folks. I've lived up Cement Hill for over 23 years and I would like to preserve our natural resources without this contaminating gold digging so close to town and homes. Terrible idea; in fact, having this mine open has got to be the dumbest idea I've heard considered in my 23 years. Let's make sure we all live in our serene, clean air, clean water community with wells intact and people just plain old happy. Thank you. --Arlene Douglass, RN BSN MSW
_Not Specified	Una	Kobrin	unakobrin@gmail.com	12920 Slate Creek Rd	Nevada City	I have been living on mined property for over 30 years, working at building soil that mining had stripped. I have spent countless hours many, many thousands of dollars remediating the damage from mining.
_Not Specified	valerie	Kack	valeriekb@sbcglobal.net	10350 Smith Road	Grass, Valley,	I have written many letters over the years, opposing this mining company pushing their way through our objections as a community. I stand by everything I've ever said which is I would move away if they succeeded in opening the mine. Well, I moved away, but because of the snow load, trees falling around me, smoke, and the continued stress of having to keep everything going in my little house in the mountains. But I am still just as dedicated to standing in opposition to the reopening of that mine. I lived in Wolf Creek and hold it very protectively for runoff from the minds. And I know every time it rains the old mines along that river, empty out with all kinds of arsenic and other chemicals that bloom sitting in pools on the sides of the river. Please consider this letter an urgent play to say no to the mine.
_Not Specified	Lynette	Cepeda	cepedaelec@gmail.com	13663 Greenhorn Rd	Grass Valley	I request that you deny Rise Gold's request to reopen the mine. Their history and recent guilty verdict of Ben Mossman should give our supervisors a clear picture of what type of people we would be dealing with. Please reject this most recent request for vested rights so they can open the mine.

Not Specified	Debi	Sekerak	debisekerak@att.net	P O Box 435	Nevada City	If this project is approved, in any way, it will not be an "if someone sues the county for damages" it will be a "when someone sues the county for damages". Not my area of expertise but I believe the BOS can be named in a lawsuit too. The track record of the people/company involved should be all you need to vote NO. How about you focus your energy on bringing companies here that aren't hazardous to the health of the county and will have a true economic impact, as opposed to this farce. In addition to your staff, a majority of the public does not want the mine to reopen. Please listen.
Not Specified	Holly	Rose	tamsin1235@aol.com	2036 Nevada City Hwy #420	Grass Valley	listen.
Not Specified	Anastasia	Osling	mizzsolaris@gmail.com	155 Success Mine Loop,	Grass Valley	Mining has negative social and economic impacts on communities. Mining operations would disrupt traditional livelihoods and displace people from their homes. Mining can also lead to conflict and violence over resources.
Not Specified	Jonathan	Keehn	jkkeehn@sierraemail.com	11741 Alta Vista Ave	Grass Valley	My name is Jonathan Keehn. I am a licensed Building Contractor, and have lived and worked in Nevada County since 1970. Thank you for the opportunity to comment on this issue. Working in the local building industry for the last 53 years, I have had ample opportunity to see first-hand most activity that has occurred on the 2 parcels of land currently owned by Rise Gold, for which they are claiming "vested mining rights". In the 1970s and 80s, the Brunswick site was home to the Bohemia Lumber Company, and the Centennial site was also a sawmill, operated by Hap Warnke. There was also gravel crushing operation. In the 1970s, both sites had large piles of logs and active sawmills; it was common knowledge that the last of the gold mines in Nevada County (the Idaho-Maryland) had been closed for 14 years (1956), and the major "industry" had become logging and lumbering. As a contractor, I frequently visited all the local mills to purchase lumber for my clients – from Clarence Sage's "gyppo" operation on the San Juan Ridge, to Bill Treloar's cedar mill on Moonshine Road, John Casey's Sierra Mountain Mill in Celestial Valley (now reincarnated as CaseyWood Lumber here in town), and of course Kubich Lumber, still in operation off Rough & Ready Hwy. Hap Warnke eventually turned his mill on the Centennial property over to his daughter Karen Warnke – she became well-known for her careful custom milling of incense cedar for the local and Lake Tahoe market. I was a frequent customer until about 2000.
Not Specified	Aubrey	Hejny-Adams	aubreyann34@gmail.com	17021 Retrac Way	Grass Valley	NO MINEL have a heart
Not Specified	Tandra	Webb	wtandra1@gmail.com	16004 greenhorn rd	Grass Valley	No on the mine had for environment and our animals / plants air.
Not Specified	Richard and Beverly	Warncke	bewarncke@gmail.com	14155 Thoroughbred Loop	Grass Valley	No on the mine. Living close by, the water usage of the mine may have a drastic effect on the water table and harm our well!
Not Specified	John	Babin	JBABIN7175@GMAIL.COM	11509 Shangria Lane	GRASS VALLEY	Please do what the overwhelming majority of Nevada County citizens want done and reject this vested rights request.
Not Specified	Bobbie	Clarke	Jgc123cw@comcast.net	11010 Banner Mine Way	Nevada City	Please don't open the mine. I have written other letters, I have been to numerous meetings. I think this would be an absolute disaster. Please don't let this go through. Bobbie Clarke

_Not Specified P., Debbie Lindh	debbielindh@yahoo.com	642 Partridge Rd	Grass Valley	Please protect our community, our environment and our largest investment: our homes. End this greed grab that harms are community say no to this mine! Thank you
_Not Specified Dr. Kebby Margaretich	Dockebby@gmail.com	652 S. Auburn St	Grass Valley	Please put an end to this ridiculous claim. Our businesses and beautiful area depend on a firm NO!!!
_Not Specified Debora Chapman	ltifeet@yahoo.com	15691 Lewis Rd	Nevada City	Please vote NO on this mine. It is highly compromising our community in a VERY negative way. I can't understand why this is even still and issue!!
_Not Specified Roxanne Shepherd	roxshepherd4@gmail.com	12666 Burma Road	Grass Valley	RISE GOLD has continued to show no respect for the decisions that have been made by the County of Nevada who represent the populace. The actions of RISE GOLD are taking up County staff resources more and more in an attempt to force something that is not in the best interests of the community. The obvious intent is to wear down our spirit and keep our government from using our resources for helping the community. All of this costs time and money. When does RISE GOLD go away and what action can be taken by the Board of Supervisors to stop this circus????
_Not Specified Kat Perlman	kat@yubariver.org	341 Pleasant St.	Grass Valley	Save our community! Say NO to the mine NOW!!
_Not Specified Deb Kenyon	deborahkenyon09@gmail.com	23635 Woodhaven Place	Auburn	Say no to rise gold's petition
_Not Specified Blake Larsen	blakelarsen101@gmail.com	10293 Harmony Ridge Rd,	Nevada City	Thank you to the county for releasing your response to the petition for vested rights before the up coming meeting. It gives me faith in our county that you are calling B.S. on their harassing and meritless complaint letter before the upcoming public meeting. In a day and age when the one with the gold rules it is wonderful to watch the county stand up and be proactive instead of simply reacting and rubberstamping a flawed development plan. Keep up the good work and do your best within the confines of your job to send the most unambiguous NO to the mine. Rise Gold could have chosen to be professional and play by the rules. Their proposal was a joke and a flagrant attempt to shove their own agenda down the county's collect throat. Rise Up Nevada County Board of Supervisors and Tell them No!
_Not Specified Mark Dubois	markdubois1@gmail.com	17624 Country Circle	NEVADA CITY	Thanks for the unanimously rejection recommended last time around. Look forward to their specious 'vested rights' claim exposed & the vastly outdated mine concept put to rest.
_Not Specified Jillian Blanchard	jblanchard@ruddenlawgroup.com	19159 River Crest Court	Grass Valley	The longer the County waits, the more ongoing damage you're causing to all of the property owners who live near the mine. These property owners are stuck in limbo, unable to sell or refinance their homes while property values continue to drop. The County has an obligation to its constituents, not to out of state gold miners, to protect the residents of this County and their property values. The County is not obligated to entertain every meritless legal claim made by Rise Gold, especially when doing so causes permanent impacts to Nevada County residents. Please resolve this once and for all in December to mitigate this ongoing damage.
_Not Specified Rose Ledford	rose@yubariver.org	313 Railroad Ave	Nevada City	The next generation deserves to enjoy this place just like we have. Mining is our PAST not our future.
_Not Specified Rebecca Vandegrift	puramex420@gmail.com	16249 Thornberry Way	Grass Valley	The people have spoken! The planning department has spoken! We as a community have got to move on from this. We cannot speak any louder. No to the Mine!

Not Specified Sue	Bowmanwul bowwilsue@gmail.com	15033 Towle In	Grass Valley	The people in the county are very clear, No Mine. What more can we do to make that clear.
Not Specified Steven	Proe trails-first@att.net	2905 Sigger Mine Road	Greenwood	Mossman has an history of disrespecting the environment and laws. Will it take a toxic nightmare before he and his gang are sent packing? Thinking he won't do a repeat, is short sighted. Please, don't let him ruin our county. Please abide by the overwhelming support against the reopening of the mine. The mine will not benefit any of us up here. Mossman has already ruined a beautiful area in Canada, and will we let him do this here, please no. This mine has NO place in our populated city. No one wants it. It's a horrible idea. It will completely change the city I so dearly love and move here for. Please please please, reject the vested rights petition!!! This mine may not be needed with the proposed use of Hydrogen instead of batteries in EV cars, trucks and other Climate saving uses, have you exploded the significant impact that Hydrogen uses may have on the future needs of Lithium???
Not Specified Duane	Carpenter monad_monad_monad@yahoo.com	1468 REDWOOD DR VALLEY	GRASS	True gold is found in the minds and hearts of men and women everywhere who recognize that they control their own destiny and are not the hapless victims of large conglomerates and industries who hold profit as their ultimate goal. "Wherever there is a lack of love an institution springs up. H. D. Thoreau
Not Specified Robin	Curtis robink11@gmail.com	14708 La Noria Ct	Ca	
Not Specified Sarah	Hosto sarah.hosto88@gmail.com	907 Figueroa St	Folsom	
Not Specified Gale	Arnold galearnold@gmail.com	10555 Walker Dr	Grass Valley	
Not Specified Lisa	Babin jablab@sbcglobal.net	11509 Shangria Lane	Grass Valley	
Not Specified Nikki	Baumrind baumrind@pachell.net	21833 Rambling Road	Grass Valley	
Not Specified Denise	Bellas denise.bellas@gmail.com	13797 Allison Ranch Rd	Grass Valley	
Not Specified Cynthia	Borkenhagen caborborkenhagen@gmail.com	411 Kate Hayes St	Grass Valley	
Not Specified Martine Gabrielle	Boswell mgboswell@gmail.com	17881 Lawrence Way	Grass Valley	
Not Specified Jennifer	Burt jennifervburt@gmail.com	13921 Loma Rica Dr	Grass Valley	
Not Specified Diane	Christ bizzd@yahoo.com	10238 Old Oak Trail	Grass Valley	
Not Specified Ellen	Clephane ellenlight8@gmail.com	13951 Greenhorn Rd.	Grass Valley	
Not Specified Theresa	Crowell theresahuck@gmail.com	11536 Lower Circle	Grass Valley	
Not Specified Penelope	Curtis penelcurtis@gmail.com	19485 Tiger Lily Lane Drive	Grass Valley	

_Not Specified Kim	Davison	jbn158@aol.com	12040 East Bennett Road	Grass Valley
_Not Specified Eli	Duber	eli.duber@gmail.com	11459 Ball Road	Grass Valley
_Not Specified Allan	Duncan	duncanallan@hotmail.com	95949	Grass Valley
_Not Specified Lynn	E vander	lvender@digitalpath.net	14912 Craig Ln	grass valley
_Not Specified John	Egan	johnbaryegan@gmail.com	16343 Rattlesnake Rd	Grass Valley
_Not Specified Mary	Eve	maryeve@nccn.net	419 Eskaton Circle	Grass Valley
_Not Specified Lisa	Freeman	theartoflisafreeman@gmail.com	12708 Sierra Vista Dr	Grass Valley
_Not Specified Bethany	Gardner	leafyseadragonz@rocketmail.com	530 S Auburn st	Grass valley
_Not Specified Donna	Garrotto	dgarrotto@sbglobal.net	12758 Iron Rock Road	Grass Valley
_Not Specified Jane	Golden	jane.golden.ca@gmail.com	105 Solar Drive	Grass Valley
_Not Specified Tim	Green	timgreen13@yahoo.com	13205 mccarter way	grass valley
_Not Specified Hattie	Guy	hattie.ross@gmail.com	14123 Edgewood Drive	Grass Valley
_Not Specified Bryce Curiosity	Halpern	brycehalpern@gmail.com	16508 Pine Knoll Rd	Grass Valley
_Not Specified John	Hanrahan	cashew12828@gmail.com	197 Ryans Lane	Grass Valley
_Not Specified mary	huysenruyt	mhuysen@gmail.com	10625 Bragg Avenue	Grass Valley
_Not Specified Claudia	Jones	ctinkerjones@gmail.com	10777 Pine Hill Dr	Grass Valley
_Not Specified Bonnie	Jones	jbn158@aol.com	12040 East Bennett Road	Grass Valley
_Not Specified Sharlene	McLeod	sharlenemcleod@yahoo.com	12430 squirrel creek rd	Grass valley
_Not Specified Thomas	Menig	tmenig77@gmail.com	16243 Mount Olive Road	Grass Valley
_Not Specified Deborah	Menig	teacherdebmenig@gmail.com	16243 Mount Olive Road	Grass Valley
_Not Specified Bill	Michel	buixote@gmail.com	115 Independence Ct.	Grass Valley
_Not Specified Brian	Miner	jamminer3@gmail.com	13024 Colfax Hwy	Grass Valley
_Not Specified Judy	Miner	jamminer3@gmail.com	13024 Colfax Hwy	Grass Valley
_Not Specified Virginia	Mommi	vmommi@yahoo.com	2666 ridge road	Grass valley
_Not Specified Linda	Munoz	lrmunoz72@gmail.com	'@19131 Jones ridge road	Grass valley
_Not Specified Stephanie	Ortiz	stortiz1998@gmail.com	12226 Dogwood Road	Grass Valley
_Not Specified Shirley	Osgood	slogood481@hotmail.com	13234 Ridge Rd	Grass Valley
_Not Specified Renate	Otto	RenateOtto@sbglobal.net	14069 DIAMOND COURT	GRASS VALLEY
_Not Specified Michele	Overacker	overackers@gmail.com	13100 Pine Cone Cir.	Grass Valley

_Not Specified Tony	Perry	tony.perry80@yahoo.com	1549 redwood dr	Grass Valley
_Not Specified Christoph or	Peterson	mikecpeterson@hotmail.com	12817 Colfax Hwy	Grass Valley
_Not Specified Jillian	Roberts	Jillianroberts333@gmail.com	14606 Pat Ct.	Grass Valley
_Not Specified Holly	Ryan	hryan48@hotmail.com	14271 Tim Burr Lane	Grass Valley
_Not Specified Christina	Sabin	christina.sabin@gmail.com	11147 Squirrel Creek Rd.	Grass Valley
_Not Specified Tamar	Shaddeau	tshaddeau@gmail.com	190 Celesta Drive	Grass Valley
_Not Specified Dee	Smith	ndsmilh_adventures@yahoo.com	582 Morgan Ranch Dr	Grass Valley
_Not Specified Norma	Solarz	nsolarz@gmail.com	800 Freeman Lane, Apt. 301	Grass Valley
_Not Specified CHARLES	SPENCER	crumbyb@aol.com	13966 MILL CREEK LANE	Grass Valley
_Not Specified Hartshorn	Steve	steve@stevohartshorn.com	12628 Towle ct	Grass Valley
_Not Specified Robin	Stoenner	robinhanda@yahoo.com	15308 Green Way Place	Grass Valley
_Not Specified PAULA	STRANG	pksrang96@gmail.com	10591 Salcido Lane	Grass Valley
_Not Specified Mary	Vogt	maryvogt@yahoo.com	250 Washington Street	Grass Valley
_Not Specified CAREY	WEBSTER	careywebster@gmail.com	12202 BET RD	Grass Valley
_Not Specified Harry	Wweth	hbwweth@gmail.com	14393 osborne hill rd	GRASS VALLEY
_Not Specified Anna	Drummond	pal_95945@yahoo.com	PO BOX 3303	GV
_Not Specified Laura	Peters	llpeters77@gmail.com	1095 Thermalands Road	Lincoln
_Not Specified Eugene	Barber	genebarber5685@gmail.com	14618 Tyler Foote Rd	Nevada City
_Not Specified Jack	Black	jblack48@pacbell.net	17404 Cooper Rd	Nevada City
_Not Specified Erin	Brantley	conflict1978@comcast.net	11750 Deer Park Dr	Nevada city
_Not Specified Laura	Brewer	lauraquicktext@gmail.com	11401 Winter Moon Way	Nevada City
_Not Specified Denise	Buglino	toseepop@sbcglobal.net	12202 Fallen Leaf Ln	Nevada City
_Not Specified pertsa	bustick	pertsasocialre2003@yahoo.com	p.o. box 742, 000000, 000000, 000000	Nevada City
_Not Specified Kiersten	Duerr	kierstey@gmail.com	13535 Red Dog Road	Nevada City
_Not Specified Debra	Dworaczyc	debradworaczyc@gmail.com	18630 Oak Tree Rd	Nevada City
_Not Specified Mary	Englund	mary@rebymary.com	P.O. Box 1755	Nevada City
_Not Specified Judi	Ertlinger	jertlinger211@gmail.com	14125 Honeysuckle Way	Nevada City
_Not Specified Carl	Hall	Zcarhall@gmail.com	404 Redbud Way	Nevada City

_Not Specified	Rowena Johnson	rowenaljohnson@gmail.com	13019 Madrone Forest Drive	Nevada City
_Not Specified	Barbara Jones	b2bjones50@yahoo.com	10243 Sauer Ln	Nevada City
_Not Specified	Bo Littig	bolittig@hotmail.com	884 Gold Flat Road	Nevada City
_Not Specified	Cameron McGowan	ajna.insight@gmail.com	11890 Newtown	Nevada city
_Not Specified	Alison Mills	alchmills@hotmail.com	17676 Cooper Road	Nevada City
_Not Specified	Lester Milroy	Les4toads@aol.com	11039 Miners Place	Nevada City
_Not Specified	Bob Norman	Bnorman@ix.netcom.com	517 Nevada St	Nevada City
_Not Specified	Nathan Prouty	nathan.prouty@gmail.com	16200 Airport Rd	Nevada City
_Not Specified	Benjamin Schley-May	b.schleymay@gmail.com	11966 Banner Ct.	Nevada City
_Not Specified	Laura Sherrill	arualsetab@yahoo.com	11922 Tree Top Circle	Nevada City
_Not Specified	Dakota Whitaker	dakotawhitaker@gmail.com	14128 Hydraulic Ridge Close	Nevada City
_Not Specified	Ariel Wolansky	arielwolansky@gmail.com	419 broad st	Nevada city
_Not Specified	Peggy Wright	itwigwoman@gmail.com	537 Coyote Street	Nevada City
_Not Specified	Summer Driscoll	driscollsummer@gmail.com	1017 W Main Street Grass Valley Ca 95945	Nevada City
_Not Specified	Abby Messe	aamesse18@gmail.com	5410 Wembly Ave	Oak Park
_Not Specified	Tobe Bassior	tbassior@gmail.com	18567 Wildflower Drive	Penn Valley
_Not Specified	James Conrad	pith@sonic.net	14843 Chisum Trail	Penn Valley
_Not Specified	FRANCES LOGUE	franann59@hotmail.com	14199 SUN FOREST DR	PENN VALLEY
_Not Specified	Julie Solomon	raddesign@live.com	19368 John Born Rd.	Penn Valley
_Not Specified	Larry Strauss	strauss.larry@gmail.com	13084 Golden Trout Way	Penn Valley
_Not Specified	Gail Smith	gilagirl_gs@gmail.com	11844 empty diggins ln	Rough and Ready
_Not Specified	Ray Griswold	raygris@yahoo.com	3230arena blvd.	Sacramento
_Not Specified	Anne Rush	ridemybikearush@yahoo.com	42 Station Road	Sherman
District #1	Debra Rasmussem	rubysunset42@yahoo.com	11854 Banner ct	Nevada city

Absolutely NO mining ! We live on Banner mt towards the top between Banner lava cap and Idaho Maryland ... the traffic is ridiculous already and no one seems to know that there are speed limits on these curvy roads.. add in the bicyclists that seem to own the roads. add in huge trucks and you have the recipe for deadly results not to mention the mining pollution and noise pollution loss of ground water for those on wells.... I lived in Amador County for years and we went thru similar issues trust me you do not want that here..

District #1 Michelle Newbin michellenewbon@gmail.com 518 Nimrod Street Nevada City **Absolutely no to Rise Gold.**

District #1	Tom	Elson	tomelson.9@gmail.com	12190 Cement Hill Rd	Nevada City	Applying Rise Gold's claims of continuous activity warranting vested rights means that practically any prior land use might be resurrected at any location in opposition to the legal, environmental, and social standards of the current time. This is a situation that calls for decisive action by the Board in rejecting an illogical petition.
District #1	Mielle	Cowan	pieceofmyheartkitchen@gmail.com	13874 Meadow View Drive	Grass valley	As a homeowner near the mine with businesses in the area, I'm completely opposed to this mine project.
District #1	Nikiya	Schwarz	Greeninghair@gmail.com	441 Zion St	Nevada city	As a lifelong resident I find it absurd and disturbingly misleading that they tried to claim the mine has been in continuous operation since 1954. We know the truth and we hope you won't let them get away with trying to dupe you, the community and future generations by trying to reopen this ill-conceived way to turn a profit at the expense of this community, the water, and the land we all love and cherish.
District #1	Jess	L'Esperance	jess.bk@gmail.com	116 Nevada St	Nevada City	As a parent of young children, I am opposed to the mine opening. We need to protect our water, air, and quality of life for the next generation. Please do not grant the opportunity to Rise Gold to hurt our environment.
District #1	Margaret	Florence	mm.a.florence@gmail.com	15470 Mt Olive Rd	Grass Valley	As a resident in the neighborhood of the Idaho-Maryland site, I sincerely urge you to stop Rise Gold completely and put this stressful matter to rest.
District #1	Eleanor	Anderson	andersons1991@sbcglobal.net	13072 Morro Drive	Nevada City	As a well owner, my water source is precious. The idea of a company making their money by means that may threaten to dry up my well is outrageous.
District #1	Dolores	Miele	dolores1miele@yahoo.com	12093 Crystal WellsRd	Nevada City	By far the majority of local residents are against reopening the mine. BY FAR. Why do you continue ignoring the voices of those people???
District #1	Richard	Katz	rkatz@festflowers.com	13094 Daisy Blue Mine Road	Nevada City	County staff confirms vested rights for gold mining abandoned in 1956. The community has "vested rights" to a safe environment that supports the well-being of its inhabitants. If we really want to speak of the morality of vested rights, what consideration did gold miners ever give to the vested rights of the Nisenan people who cared for this land and its people, plants and animals for many millennia?
District #1	Shelley	Murdock	shelley.murdock01@gmail.com	10481 Banner Mine Way	Nevada City	Enough is enough. Please deny these grifters the opportunity to keep coming back again and again. Please deny this latest ploy.
District #1	Ken	Bradford	kenbradfordphd@yahoo.com	17601 Shoshoni trail	Nevada city	ENOUGH of extractive corporate interests running roughshod over local community interests!
District #1	Jennifer	Scott	jenrose1961@gmail.com	12246 , Shady Lane	Nevada City	Enough! Our community has spoken. No mine! Period.

District #1	Aimee Had	aimeehad101@hotmail.com	10293 Harmony Ridge Rd.	Nevada City	<p>ENTRY 1: Please vote NO and reject Rise Gold's vested rights petition. Rise Gold's assertion that mining has been "continuous" since regulations changed in 1954 is FALSE and is conjuring deception.</p> <p>Rise Gold has repeatedly proven to be a dangerous group of people, already duping and tainting their Canadian mining areas. Rise Gold would be a tragic detriment to our community. Please absolutely REJECT and vote NO on any and all vested rights and any and all operations. I oppose Rise Gold, as they have proven to be hucksters, pocketing all, damaging grossly, and giving nearly zero in return.</p> <p>Thank you for your time, I realize this is a huge burden which has been placed upon you. With Sincere Appreciation, Aimee Had</p> <p>ENTRY 2: Hello Nevada County Supervisors, Please reject Rise Gold's re-opening of the mine. There are so many reasons for rejecting Rise Gold in every way; that simply cannot be listed here, yet reasons for rejection are so well-known at this point. I request a complete termination of Rise Gold within Grass Valley, as they are a proven hazard, profiting from destruction, leaving very little that is positive in their wake.</p> <p>Thank you for your time and all your great service to Nevada County! Aimee Had</p>
District #1	Nancy Newman	nancymillsnewman@gmail.com	503 Redbud Way	Nevada City	<p>ENTRY 1: it seems quite obvious that the community as a whole sees no benefit, but only harm coming to our peaceful Nevada City area. Please honor the will of the people who have researched this issue extremely thoroughly and those of us who support them. NO to the mine.</p> <p>ENTRY 2: Haven't the voters of Nevada County made it clear enough? The mine is not wanted here under any circumstances. Criminals conducting criminal behavior intent on taking advantage of our lovely county. NO!</p>
District #1	Randi Pratini	ttoillep@earthlink.net	PO BOX 464	NEVADA CITY	<p>ENTRY 1: Please, do what you know if just and right for our community. Say NO!</p> <p>ENTRY 2: This issue should be a no brainer. Rise will bring nothing but a trail of disappointment and likely destruction. SAY NO PLEASE, vote NO. NO is the best thing you could do for our community!</p> <p>Many thanks!</p>

District #1 Alan Emerson salinjudgethedude@gmail.com 11402 Hidden Mine Nevada City Ln

ENTRY 1: These interlopers and carpetbaggers just can't seem to take NO1 or HELL NO! for an answer to their specious claims of "rights" in this county. They are not in honor and their deceitful methods and aims warrant a decisive door slammed in their face. Please carry through on your representation to the people of this county; the overwhelming majority who oppose these greed possessed demons. Furthermore - we need a countywide banning to all hard rock mining proposals going forward to foreclose on any future incursions such as this one. How many more times must this issue be revisited?

ENTRY 2: This community has been showing its overwhelming opposition to this company and their destructive imposition into the quality of life here. They seem to not understand the response they have been given - NO! Maybe the better response would be NEVER! We need a community wide referendum to end all hard rock mining in this area FOREVER! We shouldn't have to go through this every several years with this property.

District #1 Diane Houston diane.houston@management trust.com 12866 Sierra Vista Dr Grass Valley

ENTRY 1: This has gone on long enough and should never have gotten this far! Every time I have out of town visitors and we drive by the site on 174, they are shocked to hear this is being considered in this beautiful area in 2023. Please reject this proposal once and for all!

ENTRY 2: As most of us who moved here for the scenic beauty and want to preserve it, I cannot fathom that in 2023, with all we know about the destruction caused by gold mining, this has not been shut down. Please do the right thing and vote NO! Preserve our way of life, water & natural surroundings.

District #1 Sharon Lipski lipskisharon@gmail.com 547 W. Broad St Nevada City

ENTRY 1: We the communities of Nevada City and Grassvalley are asking you not to reopen the Idaho Maryland Mine. It would cause great toxic devastation to our land, water, quality of life and would over task our electrical grid which already leaves us w/power outages. Much revenue also comes from tourists visiting our town for the beauty, peace, quiet and nature that abounds. Let's keep the very special-sacred place we are forever grateful to live in. Don't sell out to the lies and greed of this company w/an extreme negative reputation. There are no vested rights-the mine has not been functioning in mining since the 50's!!!

ENTRY 2: The idea of reopening the mine is very disturbing. The toxic affects it will have on the environment will be an extreme negative issue for decades to come. Our electrical grid can not support this operation as our electricity already goes out in winter. We have been in a drought for years-the mine would use up endless water resources. The noise pollution from 8 in the morning till 10 at night would be a nightmare. Our communities are peaceful w/nature all around that we are proud to preserve. People come here in appreciation of that. We have great revenue that comes from tourism as people want to escape big city and what that entails. Vote no to the mine-hear the community voices. We love it here-let's keep it that way. There are so few places as beautiful as ours...

District #1	Barbara Larsen	blarsen@nccn.net	502 Redbud Way	Nevada City	ENTRY 1: We, my husband and I, have lived in Nevada County for 45 years and know the dire ramifications of mining by hearing the stories of families whose loved ones were brought from Cornwall, England. Remember that it was Father Dallton from St. Joseph who sent for the Sisters of Mercy from Ireland to open the orphanage because the owners of the mines did not take care of the children who lost their fathers from mine accidents. Let's not have history be repeated. True gold is of the heart.
District #1	Joan Goddard	joango@mac.com	14165 Talking Pines Road	Grass Valley	Barbara and Bill Larsen
District #1	Georgia Dow	thedow@nydow.com	14480 Craig Lane	Grass Valley	ENTRY 2: My husband and I have lived in Nevada County for over 45 years. In in early days of our arrival we met many elders whose families had come from Cornwall, England. They of course were called because of their hard rock mining experience and worked at our mines in Nevada County. Some spoke of the tragedies that happened: Miners suffering from black lung disease, accidents and even deaths. There was no safety net afforded them by the owners of the mines. It was Father Dalton from Saint Joseph's parish (now Saint Patrick's) that brought the Sisters of Mercy from Ireland to start an orphanage for the children who suffered the loss of a beloved
District #1	Andreas Groos	andreas.groos1@gmail.com	11182 Daniels Dr	Nevada City	Extra comments...you have heard it all. Please end this travesty!
District #1	Heldi Breuer	heldipi85@yahoo.com	18354 Raccoon Trail	Grass Valley	For God's Sake LISTEN the the huge Majority of GV/NC locals..... WE do NOT want a mine! Endless downsides that will weaken and ruin our lovely town.
District #1	eileen Jorgensen	eileen@themagiccarpet.biz	16547 Indian Flat Rd	Nevada City	For the benefit of our community, just put an end to their application. I agree with the sentiment above and believe it is time to end mining in our urban areas. Please work to make this happen.
District #1	Edgar Gray	edgray59@gmail.com	14412 Rattlesnake Road	Grass Valley	I am a local resident of Grass Valley, and I don't trust Rise Gold. I don't believe that they are sincere about protecting our environment. Many locals here have wells for water and we don't need our water polluted..
District #1	Trish Cunningham	cunningham.trish23@gmail.com	11057 Woodwardia Pl	Nevada City	I didn't move here to live amongst the environmental destruction that will fall upon this idealic community, risen out the ashes of ignorance and greed. Empire Mines super fund project is a glimpse into that future. Like many other wealthier people in this community, we will move if you allow Rise Gold to invade this community. where will that leave the area's economy? Listen to the experts and follow the voices of the community, not empty promises of greedy foreigners.
District #1	Marguerite Vuifse	frodlaw@gmail.com	541 1/2 N. Pine St.	Nevada City	I first saw Nevada County in 1971 and moved here in 1978. Never in that time period do I recall mining occurring at the Idaho Maryland Mine. What I do remember are neighborhoods having been formed and land sold for neighborhoods. I do recall the Empire Mine being a State Park and the Yuba River as well. I do know in Allegheny The 16 to 1 mine extracted gold. But not the Idaho Maryland Mine. It has been non functioning for sometime nothing continuous about it. Rise Gold made a poor investment in an area where the new gold are neighborhoods of people.

District #1	Deborah Churchill	dogs3birds2fishmany@yahoo.com	12655 Gem Ln	Grass Valley	I have lived across the street from this mine since 1996. There has never been a mining operation in this time period to date. Vite NO on the mine.
District #1	Scott Fairclough	scottfairclough55@yahoo.com	13359 Gracie rd	Nevada	I have lived here in Nevada county since 1957, not long after the empire mine stopped mining. Nevada county has not only survived without hard rock mining and a big slow down of timber Production it has thrived and grown to be a great place to live and survived with tourism. Now we must figure out how to house the increase of humans that want to live here. We Do not need a mine that would do nothing but increase pollution of all kinds. The rise Corp is nothing but a criminal enterprise that would not help the people of Nevada county One bit!!
District #1	Ray Bryars	raybryars@yahoo.com	11574 Northview Drive	Nevada City	I have lived in Nevada County since 1984. I first worked for Grass Valley Group in their Modular Products division in the Loma Rica Drive area and have driven and shopped in the Brunswick Road, Idaho Maryland Road, East Bennett Road and Whispering Pines area for many years. I have never seen anything resembling mining activity.
District #1	Justin Pfaffinger	pfaffdog@gmail.com	12757 Leaf Lane	Grass Valley	I have lived on Greenhorn road since 1987 and the Idaho Maryland Mine has never been in operation. Gold Ross's assertion that mining has been continuous since 1954 is meritless and deceptive. Gold Rise is entitled to no vested rights in Nevada County.
District #1	mike haire	metalmike6@hotmail.com	14249 Tim burr ln	Grass Valley	I live and own my home for now 27 years which is paid off on Tim Burr lane which is literally and eye shot from the proposed property. We do not need more noise let alone more traffic in my neighborhood I am urging you all on my behalf to please stop the mine from becoming a reality . Thank you. -Mike Haire
District #1	Laura Latimer	laura.latimer18@gmail.com	14412 Rattlesnake road	Grass Valley	I recently moved to Grass Valley from Truckee, I was drawn to the area because of the beauty and peacefulness I've found in this community. I am deeply worried about the impact the Rise Gold mine and how it will affect our water and air. Please do not support the mine!!
District #1	Deborah Van Dusen	dvandusen@gmail.com	12239 Fallen Leaf Lane	Nevada City	I request the Board of Sups reject the vested rights petition and reject the opening of the mine once and for all - so the Board can get back to focusing on all the positive issues and opportunities that can support and liven our county - without the distraction of opening a mine, an environmental disaster, right under the city of Grass Valley. . Thank you!
District #1	Mykola Kindrat	m.kindrat@gmail.com	10497 Broken Oak c.	Penn Valley	I strongly oppose the reopening of the mine and find RiseGold's practices to be highly unethical and predatory!
District #1	Mark Dubois	markdubois1@gmail.com	17624 County Circle	Nevada City	I trust you will continue to finish up on the planning commissioners unanimously earlier recommendation and reject this outdated project that no longer serves the century we live in.

District #1	Kendra	DelRio	DelRioMessage@Gmail.com	12787 Burma Road	Grass Valley	I was born and raised in Grass Valley. I've driven by the property Rise currently owns, every day, multiple times, all my life as I go to and from my family property. I have never observed any mining activity on this property in my 46 years of living here. I feel the vested rights that Rise is petitioning for is just them throwing mud against the wall to see if it will stick. My hope is that Nevada County Supervisors will see through Rise's ploy and vote it down once again.
District #1	Robert	Trent	robertxtrent@gmail.com	512 Jordan	Nevada city	I've lived here for a long time. This is the third attempt I've experienced. Each time the people of Nevada County have overwhelmingly opposed the reopening of the mine. Please say NO and move on to other important issues.
District #1	Catherine	Busch	catherinebusch@att.net	12131 Blazing Star Rd.	Nevada City	If the mine opens, it will be the end of Grass Valley and Nevada City as we know it...to it's detriment! You were voted in by people like me, to protect the interest, health and well being of our lives and our land. Please do what is right for us...Thank you
District #1	Kimberly	Acuna	kimberly.acuna@yahoo.com	12607 Pine Cone circle	Grass Valley	I'm permanently disabled and depend on being able to live out my life in my Grass Valley home. It would be a physical and financial hardship for me if the mine was allowed to reopen.
District #1	E.M.	Williford	e_m_williford@yahoo.com	13376 Quaker Hill Cross Rd	Nevada City	I'm turning 59 years old on December 13th, the day you're having a hearing about this issue in the Nevada County Supervisors meeting - and I'd REALLY like to enjoy clean air, water and soil in the land around my Nevada County home (where I'm going to be spending my time as an aging-in-place senior and NOT renting it out as a STR) . . . so I cannot urge you strongly enough to send these Canucks packing. This mine will NOT employ enough local folks to make the "employment" argument work. Additionally, the cliched mine owners' claim that they're "committed" to making sure that the environmental concerns are addressed ring hollow. We've taken notice of how this mine company, not to mention far too many others in the U.S. run their mining operations. So, as a Happy Birthday to me - let's put the kibosh on this absurd mine proposal for good!
District #1	Kevin	McMurtry	kgmcmurtry@yahoo.com	10966 Banner Mine Way	Nevada City	In addition to the points made above, I'll add another. There are plenty of locations appropriate for mining. The middle of our community isn't one of them. If Rise Gold wants to re-open an existing mine and begin production, that's fine. There are many to choose from in more remote locations better suited to mining and its myriad disruptive activities.
District #1	Dana	McMurtry	dcmcmurtry@earthlink.net	10966 Banner Mine Way	Nevada City	it is simply unbelievable that our Supervisors would even consider allowing a gold mining operation to operate in the middle of our incredible community and beautiful geography to enrich a few Canadians and provide a paltry number of jobs. Even sadder that there is a lack of imagination to find other ways to generate jobs through tourism, tech, innovation, etc. to counter any need to destroy our way of life in service of a few jobs primarily focused on destruction. Moreover, the second the gold price goes down, RISE will close up shop leaving their devastation behind.

District #1	John Kelly	johnke2ly@att.net	10688 James Lane	Nevada City	It is very clear that if Rise Gold is ever allowed to re-open the Idaho/Maryland mine it will turn into a horrendous disaster. Rise gold is totally irresponsible and even though Ben Mossman is guilty of horrendous crimes he has only been fined a pittance. Grass Valley/Nevada City and the county will become a disaster area. Also the cost to the county will be unbelievable and way more than we can afford. This proposed project should have eliminated a long time ago.
District #1	Jen Mulloy	mujloyjen@gmail.com	13905 Gemini Court	Nevada City	It is your duty as Supervisors to act in the best interest of the public you serve. Destroying the land, polluting the environment, and allowing a selfish and unethical corporation through our doors will NEVER serve the best interests of our community. No mine!
District #1	Lizbeth Martin	lizbeth.martin@gmail.com	13007 Iron Rock Rd	Grass Valley	It would be a devastating tragedy to re-open the Idaho-Maryland mine. I am vehemently opposed and want to protect our community rights, health, property values, and quality of life.
District #1	Diane Gould	lookout@jps.net	207 Upper Park	Nevada city	It would ruin the community
District #1	Cary Battaini	crosljb@stcglobal.net	14027 Liquidambar Ln	Grass Valley	Just say no and get this over with.
District #1	diana gardener	diana13nix@yahoo.com	13670 mecktrick ranch rd	nevada city	Just say NO!
District #1	Carolyn Battaini	crosljb@me.com	14017 Liquidambar Ln	CA	Just say NO!!!! As the staff recommended, as our community needs, and protect the health and well being of our county and state.
District #1	Julie Kelly	muggles@yahoo.com	14898 You Bet Rd	Grass Valley	Just the water requirements alone should be enough to deny mining permission.
District #1	Mary Ann Coleman	maryann1015@gmail.com	14053 Greenhorn Rc	Grass Valley	Living within a short distance from the Brunswick /Bennet proposed mine yard and living over the mineral rights acreage, it's clear that other than the very recent exploratory work that ignored environmental regulations regarding riparian areas, there has been NO continuous mining going on.
District #1	Hindi Greenberg	hindi.artlover@gmail.com	15802 Shannon Way	Nevada City	Mining for gold in 2024 is unnecessary, destructive, environmentally unsound, and won't create good local jobs. Instead, it will cost the county in increased road repairs, fire and police services, and air cleaning. There is no good place for a mine near town or residences. Do not allow this mine to be opened.
District #1	Elise Stupi	emcgy@yahoo.com	13068 Madrona Leaf Court	Grass Valley	Mining has no place in our community. The detrimental effects of mining are immeasurable. Simply consider the population growth between the time the mine closed in 1960 to now. To even consider a mine reopening is ludicrous in our community. Please support the recommendations of the planning commission and REJECT Rise Gold's vested rights petition. It's your community too.
District #1	Ashley Hall	hallas@sonoma.edu	15169 Lewis Rd.	Nevada City	My family moved to Nevada County in 1976, when I was five years old. Aside from my years in college, I have lived here ever since. When I was a teenager in the 1980s, my friends and I frequently visited the Idaho Maryland Mine site, which had been long abandoned at that point. By the 1980s, if not much earlier, there was absolutely no mining activity at the site. Therefore, Rise Gold's attempt to establish vested rights at the Idaho Maryland Mine is based on erroneous (mis) information.
District #1	Blair Boudousqui	blairjb@gmail.com	11472 Rocker Road	Nevada City	My family trusts you will do the right thing for the community, and reject the vested rights petition.

District #1	Margaret Little	2litfam80@gmail.com	13343 Red Dog Road Nevada City	My husband and I agree that the Board of Supervisors must deny Rise's claim of vested rights. It is PAST TIME for approval of the proposed reopening of the Idaho Maryland Mine. We don't want it! The community at large doesn't want it! It isn't a good fit for a county that counts on revenues from tourism. People visit and buy property here because of our beautiful environment. The reopening of the mine will only prove to destroy that beauty and those revenues.
District #1	Margaret Swart	margaret.e.swart@gmail.com	200 Clay St Nevada City	My husband and I own our home in Nevada City and a rental property in Grass Valley. We are very concerned about the damage that reopening the mine will cause in our towns. The environmental degradation will be tremendous, and the impact on our community will be staggering. The projected number of daily trucks alone is horrifying! If their ludicrous claim to "vested rights" is recognized, we will have little recourse to fight future (predictable) abuses. Please do not put the future of our community at the mercy of Rise Gold. We do not want to be the next superfund site they leave behind.
District #1	David agran	dagran@sbcglobal.net	13755 Quaker hill cross rd Nevada city	NCity and grass valley has a glorious historical connection to its gold rush past. It's historical it important and it's the past. Gold rush is not our future. We have gone over and over and talked thru the insanity of this project, the risk to ground water the risk to hundreds of wells the unknown consequences and environmental impact of all that toxic water. The impact to the community. The insanity of it. The poor record of rise gold, the shakey finances of rose gold the risk to the country and community and county for 85 years of risk. That they declare bankruptcy after semi lng the gold and leaving the County and community to deal w the Mess and Poisoned wells and degradation. This is pure insanity. Please let's kill this project once and for all. Gold mining is NOT part of our future story. Thank you. We need you to be our Lorax, our representative who speaks for our birds , bees , trees, and WATER.... Say no to this folly. Let's put this historical Legacy to bed once and for all.. no mining in our community. It's our long ago history not our future.

District #1	Dr. Jeff Corbett	corbett@siac.stanford.edu	12246 Shady Lane	Nevada City	Nevada City will leave a legacy for the future.
					Either 'Grandfather, why did you make the decision to pollute our water system? So many of my friends have mental and physical disabilities because of it.'
					OR
					'Grandfather, I learned is school today your heroic effort to protect or water system. Thank you so much for standing brave against the forces of evil!'
District #1	Randi Pratini	ttollep@earthlink.net	10222 Elliott Way	Nevada City	The choice is clear. No brainer. No benefits, only negatives. NO MINE
					Based on Mossman's record, he is an incredibly irresponsible person, leaving behind visible waste and destruction. Who know what the invisible is like?
					PLEASE, reject this vested rights petition and support the recommendation of the planning commission and the rights and wants of the majority of Nevada County citizens.
					Let's get this done. NO to Rise Gold's endless conniving, political macinations, lies, etc. VOTE NO!
District #1	Laila Murfin	lailamurfin@gmail.com	501 Redbud Way	Nevada City	No mine! Move forward, not back. Protect our lands.
District #1	JACQUIE wells	yogaflowerlady2@gmail.com	10100 Robinson King Rd	Nevada City	NO MINE!!!!!!
District #1	Meghan Neeley	meghanneeley@gmail.com	14573 N Bloomfield rd	Nevada City	No money or jobs the mine could bring is worth the cost of our health, our air and our water. I chose to buy a home here to raise our children in a healthy environment - I do not want a mine.
District #1	Florence Themelis	florencejacquet@yahoo.com	11022 Banner Mine Way	Nevada city	No to the mine! No to Rise Gold's petition!
District #1	Robert Abrell	star_flower@comcast.net	12319 Hillcrest Dr.	Nevada City	Opening this mine and very negatively affecting the quality of life of many of our residents is unconscionable. Why would such even be considered? It's ridiculous.
District #1	Gary Nowak	garynowak@earthlink.net	11668 Side Hill Circle	Nevada City	Opening this mine will cause many undesirable environmental impacts, especially to many wells going dry, not only in the vicinity of the Brunswick Mine, but also those residents who reside near major shafts of the original Idaho-Maryland mine. After the two mines were merged, in the mid 1930's they were connect by a horizontal shaft to connect the main shafts of the Brunswick mine and the Idaho-Maryland mine. The main shaft of the Idaho-Maryland mine runs parallel to Idaho-Maryland road where there are numerous residents. Dewatering this shaft will run our wells dry. Our property values will decline substantially. With this drop in value, property value assessments will also drop with a loss of revenue to the County. That is guaranteed. Our community does not want you here.
District #1	Erika Mantel	emantel@sbcglobal.net	14165 Sierra Woodlands Ct	Nevada City	

District #1	Steve	Temple	srtemple@ucdavis.edu	13459 Bass Trail	Grass Valley	Our Nevada County community is today so much better than the extractive and exploitive history that deep rock mining brought to this region. We have developed a relatively healthy "historical" perspective of the Gold Rush era, but parts of that history we are still working to reconcile. We must move forward, not misstep backward.
District #1	Nancy	Jacobsen	Nanjac2010@gmail.com	181 Grove St	Nevada City	Please consider the opportunity cost to the County and our community. We have all spent hundreds of hours fighting this issue. What could we have accomplished with the time & money spent on this destructive project? Let's not waste any more County resources
District #1	Richard	Esterly	broncrick@gmail.com	15273 Via Colina Dr	Nevada City	Please deny this project. Any approval would be short sighted, and harm our environment and in turn, our local economy. I am a native Nevada County resident Please say NO to this mine proposal. Thank you Richard P Esterly Jr
District #1	Rick	Partridge	sjrick@pacbell.net	17404 Cooper Road	Nevada City	Please do the best thing for our community and say no to this scam and the horrific impact it would have.
District #1	Jean	Wang	the4pengs@gmail.com	19148 Louis Road	Grass Valley	Please do the right thing: schedule the vote and vote "NO" to the mine. You represent the residents and this is in the best interests of the residents.
District #1	Anita	Rossovich	anitarossovich@yahoo.com	12093 Crystal Wells Rd	Nevada City	Please don't allow this mine in our beautiful community Thank you
District #1	April	Anderson	aprilmanderson10@gmail.com	14289 north Bloomfield rd	Nevada City	Please don't let Rise Gold drag this out. The community has spoken in very large numbers and they have worked very hard to prove that this mine is not good for our community.
District #1	JoAnne	Middleton	jojozee27@comcast.net	12704 Banner Lava Cap Rd	Nevada City	Please don't let Rise Gold turn our community into a toxic dump, that includes traffic pollution and congestion, polluting our water and noise pollution. Please Listen to the people who elected you to do the right thing.
District #1	Diana	Behn	Annas_art@sbcglobal.net	12424 Sesame St	Nevada City	Please don't let Rise Gold weasel their way into our beautiful area using more idiotic tactics. We know who they are now and must vote no!
District #1	patti	Bess	bess.pattia@gmail.com	14200 Tahoe View Drive	Grass Valley	Please don't destroy our pastoral, peaceful county. That's why we moved here. We don't need more money or gold. Better that you add more bike trails like in the cities of Sacramento, Truckee, Paris, Omaha, and many more. That is our future. Please end this now.
District #1	Mellissa	Seaman	mellissasea@gmail.com	11755 Little Deer Creek Lane	Nevada City	Please go with the facts & what the overwhelming majority of our community wants. No to the mine.
District #1	Lorraine	Gervais	lorrainegervais215@gmail.com	215 Reward St	Nevada City	
District #1	Alene	Sidle	alene.swett@gmail.com	Po Box 1252	Cedar Ridge	Please listen to all the people of Nevada county. We cannot support a mine here and have clean soil, water and air. Please think about the future generations and what they will be left to clean up. There has already been enough damage to this land. It is time to take care of it!
District #1	Paul	Stackhouse	pdstackhouse@comcast.net	11398 Marjon Dr	Nevada City	Please preserve the health of our local environment, our community, and our unique culture by adhering to the Planning Commission's recommendation that you deny Rise Gold's plan to reopen the Idaho-Maryland Mine. I implore you to oppose Rise Gold's absurd petition for vested rights.

District #1	Eric	Dunn	ebdunn@gmail.com	15489 Cascade Dr	Nevada City	Please put an end to this already, we're tired of Rise wasting our tax dollars for from greedy pie in the sky scheme that would really only benefit a very few and do more harm to the community than good.
District #1	Karen	Paige	kpkapai@gmail.com	301 Canyon Creek Dr Apt. 32,	Collfax	Please reject the Rise Gold's vested rights petition and heed the respected views of the hard-working planning commission. It would be wonderful to have this finished once and for all times. Please, No Mine!
District #1	ALISA	SANDOVAL	adelaide.sandoval@gmail.com	12580 Comet Ln	Grass Valley	Please remember that the impact to all the surrounding area inclusive of residents with wells is extremely detrimental. The old gold tunnels that wind and cross through out our county means the activities at one site are not limited to that particular area. Those of us on wells are in danger of having our wells go dry with all the pumping the mine would do, especially those that are right outside the "boundary" drawn by Rise Gold.
District #1	Chris	Hall	chall14@sierracollege.edu	12235 Rocker Road	Nevada City	Please represent your constituents by doing the right thing! I believe in this county and I believe we can work together toward a future free of extractive industry, rooted instead in truly sustainable practices. Let's turn the proposed site into a community garden and Nisenan heritage site!
District #1	brion	dunbar	brion@briondunbar.com	177 Bourbon Hill Rd	Nevada City	Please send these guys packing to some other community. Please do the right thing. This corporation has proven they have no responsibility to the community.
District #1	Tara	Moran	tmoran925@gmail.com	345 Nile St	Nevada City	https://www.theunion.com/news/former-ceo-of-rise-gold-sentenced-for-environmental-violations-in-canada/article_16d4724c-5e58-11ee-af3b-6beeb1f2f909.html Please side with the people who call this community home, and hope to call it home for years to come. #stopthemine
District #1	Patricia	Monijo	patricia@delaista.com	16569 Rock Creek Road	Nevada City	Please support our community by saying no to Rise Mine. Just say NO!
District #1	Cindy	Neal	cindy.neal1111@icloud.com	342 Grade Rd	Nevada City	Please use your authority to help all living beings in securing the best long-term health of water, air, and ground quality by opposing the mine
District #1	Hope	Light	hopelight1200@protonmail.com	12751 Morro Dr.	Nevada City	Please vote no on the mine and let this ordeal be over so we can all breathe again and enjoy our Holidays.
						We really need these people out of our lives. I read in the paper where the gold mine guy said something to the effect that they would wear down those opposed to the mine. It's pretty shabby and unconscionable not to care if a town full of people do not want you in their town.
						Thank you dearly, Hope Light
District #1	Michael	Bradley	makananinmike@yahoo.com	11472 Rucker Rd	Nevada City	Re-opening this mine after so many decades closed is not beneficial to all the people it would negatively impact. To preserve this amazing and unique community we need to put a stop to Rise golds greedy manipulation of our community
District #1	Richard	Hochwald	taikwald49@gmail.com	15822 American Hill Road	Nevada City	Rise Gold has clearly shown it is an untrustworthy organization. I can't stress strong enough the dangers of working with this group.

District #1	Janet	Jensen	2jnetcj@gmail.com	327 Clay St	Nevada City	Save our community from Rise Gold, a company that does not care about the safety and well being of our towns or people. They have shown us what this company does to the environment and runs away leaving a mess. Please don't let them do that here. It would ever change our community for the worst.
District #1	Julie	Becker	julie95959@gmail.com	13345 Evergreen Dr	Nevada City	Since the original gold mine has been out-of-operation since 1956, it is hard to understand how Rise Gold can claim vested rights. This is an assault not only on our common sense but on the well-being of our community. Please do not allow this insidious lawsuit to prevail. If Rise Gold succeeds, they would devastate our local economy and our environment.
District #1	Scott	Winters	scott.winters.a@gmail.com	12909 Banner Lava Cap Rd	Nevada City	Stop the reopening of the mine! No to vested rights!
District #1	Constance	Dorland	connie1957@sbcglobal.net	11408 Willow Valley Road	Nevada City	Thank you for hearing the people and appreciating all of the hard work they have done to make it clear as a bell why this mine should not be reopened. And on top of that, why let a guy come in, bully the community and think it's ok? He is a crook, a liar and could care less about our environment.
District #1	GINNA	Allison	ginna.allison@gmail.com	12523 Banner Lava Cap Road	Nevada City	Thank you for your continuing support of our community. Though the Idaho-Maryland mine project would be greatly beneficial for Rise Gold, it would also be destructive for the environment and ultimately impact the quality of life here.
District #1	Claire	Palmgren	clairep2@yahoo.com	13062 BLUE JAY HILL RD	GRASS VALLEY	The area around the mine has been built up as residential -- when the county issued permits for these homes to be built, they were not considering the possibility of the mine reopening, given all of the facts of the potential environmental impacts on their property and water sources. I urge you to deny the vested rights based on the law and to reject any applications for reopening the mine. Please protect the residents of Nevada County!
District #1	Marilyn	Nyborg	marilyn@nydow.com	14480 Craig Lane	Grass Valley	The arguments against this project are significant and well-documented, and the obvious impact on our community and environment. Denial is just a common sense response. I hope and pray you are up to it. Your future in politics will depend on this decision. Thank you, I know this appears to be a never-ending issue.. Let's end it now, otherwise, it will be dragged into court.
District #1	Susan	Lane	susan_spirit55@yahoo.com	19158 Tiger Lily Ln.	Grass Valley	Thank you for your service, sorry for the division this has caused. The City of Grass Valley stopped Emgold Mining 2005-2012. Nothing has really changed since then. A lot of wells have been drilled since the mines closed in 1956. And wells will go dry if they dewater the mines. Also, the truck traffic would be awful. I remember when Caltrans was working on I-80 and they rerouted truck traffic at night from I-80 down highway 20 to 49 on to Auburn. This was during the period that Emgold was trying to reopen Idaho Maryland Mine. The noise disturbed my peace. I was for opening the mine before that. But the noise of those trucks all night changed my mind. The same truck traffic will occur if the mine is opened again.
						Please don't put Corporate profits before the welfare of Nevada County citizens. We don't need Rise Gold in our community.

District #1 Patricia Karninski pkarninski@flowersociety.org 13094 Daisy Blue Nevada City Nevada City
 Mine Road
 The latest petition is an insult to intelligence and should have been thrown out. Please act now - taxpayer money is being spent to hold these ridiculous hearings when the entire fiasco could have been dismissed long ago.

District #1 Louisa Suta louisasuta@gmail.com 10406 n Bloomfield Nevada city Nevada city
 Rd
 WAKE UP AND ACT FIRMLY AND PUT A STOP TO THESE LEGAL CHARADES.
 The mine has a horrible past and would only bring more horror to our land and water.

District #1 Steve Elias stevelias44@yahoo.com 14412 rattesnake rd Grass Valley Grass Valley
 Rd
 The mine is such a bad idea for too many reasons to list. The idea that life in Grass Valley for it's residents should be allowed to be compromised so that people who mostly don't even live here will profit is reprehensible

District #1 Linda Rouda lrouda@msn.com 11649 Side Hill Circle Nevada City Nevada City
 Rd
 The mine will ruin our wells, and destroy the tourism that sustains many downtown businesses in Nevada City, and Grass Valley.
 The people have spoken. We do not want a mine. We do not want the environmental damage. We do not want the proven poor business practices of Rise Gold. We do not want our wells reduced, contaminated, and/or rained, contaminated. We do not want truck traffic.
 Please do not allow Rise Gold to manipulate Nevada County.

District #1 Kimberly reilly kimmy.loveyourlife@gmail.co 13595 quaker hill nevada city nevada city
 m cross rd
 The people who live in Grass Valley and Nevada City live here because we love being surrounded by all of this beautiful nature. The few jobs the mine will bring is not worth the potential devastation to our beloved land and water. The despicable history of this company's CEO not abiding by environmental rules in his last project should be enough to shut it down. I'm confident you all will make the right decision that the majority of the community desires.

District #1 Deborah Patterson dpatterson.jh@gmail.com 14787 Sontag Rd Grass Valley Grass Valley
 Rd
 The very fact that he was found guilty of environmental charges in Canada and removed as CEO should tell you something about his character and what he would do to our country. Please send him packing

District #1 John Akevizakis littlebuddhastudii@yahoo.co 12558 Sneath Clay nevada city nevada city
 m rd
 This expensive and ludicrous petition should be finished with and thrown out long ago!

District #1 Elaine Whooley swoolman@spiralemail.com 20493 New Rome Nevada City Nevada City
 Road Road
 This has gone from bad to worse for the county and an indication of how Rise would do business here, in the future.
 I expect every board member to vote to protect the best environmental interests of the residents of Nevada County. That's what we elected you to do. Please don't give in to Rise's bullying.

District #1 Anje' Waters anjewea@gmail.com 15365 Zinfandel Ln Grass Valley Grass Valley
 Rd
 This mine project would be an enormous environmental disaster!
 Vote NO NO NO!
 I have lived here in the GV area since 1984. And I vote!
 This project is clearly not good for our community. Please see clear of the legal maneuvering and do not approve this permit.

District #1 Mark Triolo marktriolo@gmail.com 15472 Shannon Way Nevada City Nevada City
 Rd
 This will potentially destroy our property and our well. This mining will destroy the life savings we have in our home if it is allowed to go through. It will make our community unlivable for me because of asthma. Please consider this beautiful tourist destination and our homes and say NO TO THE MINE!! THEY ARE CRIMINALS!!
 DESTROYING THE ENVIRONMENT WHERE EVER THEY GO!!

District #1 Shannon Ross shannon.ross22@gmail.com 12202 Nutcrack Ct. Grass Valley Grass Valley
 Writers
 This mine project would be an enormous environmental disaster!
 Vote NO NO NO!
 I have lived here in the GV area since 1984. And I vote!
 This project is clearly not good for our community. Please see clear of the legal maneuvering and do not approve this permit.

District #1	Patricia Fuenzalida	exploreppatty@gmail.com	14574 Sunrock Road	Nevada City	We all are aware of the terrible environmental consequences that mining created in our area. Why(!) would we look to make that mistake again - history repeating itself when we know better?!
					Rise Gold continue to show us their true colors - inept, misleading, greedy and irresponsible. Enough is enough. Please let's put this issue to rest and give a final No. Respect your community's concerns.
District #1	Daniel Desmond	djdesmond@ucdavis.edu	10500 Hawke Lane	Nevada City	We are counting on your leadership and commitment to a healthy community.
District #1	Alexandra Carelli	alexandrawilderness@gmail.com	11024 Pittsburg Mine Road	Nevada City	We as a community cannot allow the continued degradation and destruction of our local environmental ecosystem. This is the only earth we have - let us make our corner of it a more beautiful place for our future ancestors. Let our children remember us as the one's that stood up to the exploitative practices of end-stage capitalism in service to a more sustainable, harmonic, and equitable future. Allow yourselves to be the vehicles for the transformation we are undergoing as a collective towards building sustainable communities that care for the land and the people - equally. I understand that jobs and financial security are a growing issue for many members of Nevada County, and I share this struggle on a daily basis. But, we cannot allow short-sightedness and instant gratification to override our morality, intelligence, and trust in the creation of a better way forward. We all come from a long lineage of survivors, and we will survive the current struggles before us. But let us articulate the lessons of our ancestors and rather than succumb to momentary pressures, take a courageous step towards a vision of a more beautiful future. I urge you to take a stand against Rise Gold and reject the vested rights petition. I assure you that your children - and your grand children - will thank you.
District #1	Kayla Pfaffinger	kaylapfaffinger@gmail.com	12757 leaf ln	Grass Valley	In deepest gratitude, Alexandra Carelli
District #1	Patricia Phillips	patphillips49@yahoo.com	10858 Bartlett Drive	Grass Valley	We do not support the mine in any way. The risks to the environment, including air and water, are not worth any benefits. As a family on a well and who lives within a mile of the mining site we urge you to deny Rise Golds petition.
District #1	Erika Neeley	erikajoneeley@gmail.com	14573 N Bloomfield Rd	Nevada city	We keep y lying we don't want this mine. It will only cause more pollution and the injure this county. Please listen.
District #1	Janaia Donaldson	janaia@yubagals.com	15319 Lone Bobcat Way	Nevada city	We the community do NOT want this mine here, many voices have made that crystal clear. Please don't be sued by any story these folks may tell you, it's absolutely NOT worth the cost and potential harm for our communities.
District #1	Deanna Bratt	deannabratt@yahoo.com	14290 Mill Creek Lane	Grass Valley	We the community have fought reopening the mine for decades. It is neither healthy nor prosperity-producing for our community. Reject the petition. Do as the planning committee proposes: REJECT.
					We, the residents of Nevada County, cannot afford the reopening of the Idaho Maryland Mine. Many of our neighboring properties are already surviving with wells that barely produce enough water for daily life, and some already need water delivered. We know from history that further damage to our water supply will happen if this mine is reopened. This is just the tip of the iceberg when it comes to environmental impact. Do not allow this mine to reopen.

When we heard about the proposed mine (re)opening and how it would be operated, we freaked out. We didn't trust the County to stand up to big money interests such as RISE presents. A major reason we moved was to avoid the most direct impact the mine would have on us as a resident. (I therefore inserted my former address and district below.) The mine will be bad in balance for the economic state of the County. Don't allow it to proceed.

With environmental concerns at such a critical point across the planet, please be a force in our community for health and quality of life. Put a stop to this project!

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District #2	Brenda Hodges	bk_hodges@hotmail.com	10821 Henson Way	Grass Valley

. Noise factor
 . Added pollution
 . roads already congested
 . Won't add jobs- always bring own people
 Terrible reputation
 Etc etc etc
 A person of such questionable character as Ben Mossman should never be trusted to act in the interests of people or the environment. Most importantly, the neighborhood and general area of the community is too populated at this point in time to have any type of industrial activity going on. All of the many concerns already raised by residents, the environment reports, and community in general cannot be ignored.
 Thank you for doing what is right- send Rise Gold away, far away, from Nevada County!
 As a 50+ year resident of Nevada County, I hope my vote carries some weight. NO to reopening our mines!

District #2	Kathleen "Kate" Shuster	kateshust@gmail.com	19529 Peyton Place	Grass Valley	<p>Dear Men and Women on the Board of Supervisors, You are here to represent all of us, and to do your best for the citizenry. Please think deeply about this, take a long range view and vote * no * on the mining in Nevada County.</p> <p>In the mid 19th century mining was dirty work but not nearly so bad as it is today, with the various big machines, chemicals, noise, waste products and insults to community.</p> <p>Please be aware of the taxes which will be lost to community revenue due to decline in property values. We would not have purchased property here if we thought or knew that a mine would be approved.</p> <p>The whole area could degenerate in many ways.</p> <p>Please Please Please vote to never approve that mining operation. They have huge money behind the effort to grab more millions --- but your group of humans will be known into the future for your community loyalty, or for abandoning your principles.</p> <p>Thank you,</p> <p>ENTRY 1: Please don't let this ruin our beautiful community!! And precious water sources!!</p> <p>ENTRY 2: Please say NO and save our beautiful gem of a community!! This mine will not better our town it WILL ruin it!! VOTE NO PLEASE!!!</p>
District #2	Carlynae Toth	maepourde@gmail.com	15591 clover valley rd	Grass valley	<p>I am whole heartedly AGAINST opening the mine for RISE.</p> <p>I have been in the Idaho-Maryland mine area from 1998-2008 and can attest that it was essentially abandoned and non operational during that time.</p> <p>I have serious concerns as to the viability of this project and it's effects on the area surrounding the Idaho Maryland mine site, and I don't feel that Rise has any potential to meet or hold any agreements with this project, so I discourage the BOS from approving this project.</p> <p>I sure hope you look into all of the ongoing environmental damage Rise has left around the world from their broken promises.</p> <p>I was born and raised in Nevada County. My husband and I just moved back to the area as we left for school in 2019. It's been wonderful being back "home." I'm working as a school nurse and my husband is starting his gardening business here. We dream of one day buying a home and raising our kids here. It would be absolutely devastating if the mine re-opened. It wouldn't feel safe to raise kids here with the mine because of all the pollution and what it would do to our water, which then would also affect all our food. It's so yucky to think of the mine re-opening just for money and at what cost to the health of the residents of Nevada County.</p>
District #2	Luann Hague	luannhague@hotmail.com	11241 Alta Sierra Dr	Grass Valley	
District #2	Brad Peceimer	brad.peceimer@gmail.com	16730 Brewer Rd	Grass Valley	
District #2	Meredith Rice-Stone	mliceststone@gmail.com	1463 Dog Bar Road	Colfax	
District #2	Kristina Murray	kristina.cena@gmail.com	18575 Acorn Place	Grass Valley	

District #2	George Williamson	geowmsn@gmail.com	10096 shamrock lode	Grass valley	I've lived and worked in Northern California my entire 84_m-plus years and have knowledgeable witnessed and experienced a terrible bundle of environmental brutality by politically commanding forces.. Through all, I've never seen such an outrageous and lying a-proposal as this one. It's an abject insult to our overall economic as well as environmental health, not to mention to democracy.
District #2	Kimberly Fuhrman	ffc3@ymail.com	10556 Combie Road #6522	Grass Valley	Indigenous Native Family to California with water rights. No to profit over natural resources for all.
District #2	Carrie Zoll	CarrieZoll@Hotmail.com	17127 Brewer Rd	Grass Valley	It is astonishing that we are even in this position here in this beautiful town. Water is the new gold, there should be no more discussion about it. Tourism will be greatly diminished if this is allowed to go through.
District #2	christophe higgins	bluesdancers2@gmail.com	10070 Oak Dr	Grass Valley	I've been living in Grass Valley for over 40 years and do not want mining activity in my town!
District #2	Graham Burke	gbsail@gmail.com	15781 Auburn Rd	Grass Valley	Looking forward to BOS making the right decision (NO mine).
District #2	Bradley Carson	tulumblu@yahoo.com	15143 Rattlesnake Road	Grass Valley	Thank you! Mining in this current semi-metropolitan/suburban environment threatens our water safety, health and community in dozens of significant, measurable ways. RiseGolds money and false claims of mass employment are neither needed nor wanted. Please cancel the permits and deny the mines efforts to damage our community.
District #2	Rose Sponder	rsponder@gmail.com	25970 Table Meadow Rd.	Auburn	Mining, including corporate greed and overreach, have permanently scarred Nevada County. We don't want any more!
District #2	Rhonda Harmon	camerahappy71@icloud.com	17170 Oscar Drive	Grass Valley	My children, ages 15 and 17, are sixth generation here in Nevada County. Their ancestors helped found North Bloomfield. Mining is in their heritage. But destroying their community and the environment is not worth it to them—to any of us! NO MINE!

District #2	Mark	Lloyd	mountain4fun2@gmail.com	17443 Aileen Way	Grass Valley	<p>My family lives about 8-miles from the Idaho-Maryland Road and I'm very concerned about the following issues with Rise Gold implementing the mine. Concerns include the following:</p> <ul style="list-style-type: none"> - Traffic: With the proposed 12-hours per day / 7-days a week of earth moving trucks utilizing Idaho-Maryland Road, the traffic in our small town would be terrible. - Noise: The proposed mine working a 12-hour daily shift would reach in excess of 100 decibels of noise for the site and for our community. Per OSHA's Occupational Noise Exposure Standard 1910.95(1) and 1910.95(2) states the following: The Permissible Noise Exposure for occupational noise for a Duration Per Day of 8-Hours is 90 decibels. I would be curious what the Noise Level would produce from this mine for our community working a 12-hour day at 100+ decibels(?). - Water: It has already been noted that the "treated water" from the mine will affect our underground wells as well as our neighboring streams and rivers. This affects homeowners and wildlife habitat. I personally would not want to drink this water, much less our wildlife. - Pollution: I can't imagine the pollution this mine and it's resources would produce for our small community. <p>Please consider these issues and more as our elected officials review Rise Gold's proposal, once again. I am casting a strong NO VOTE to Rise Gold building the mine.</p>
District #2	murl	monroe	murl_chan@yahoo.com	17867 Brewer Rd	Grass Valley	<p>My husband and I live along beautiful South Wolf Creek. I understand the mine waste water will directly impact our property, livelihood, and may cause potential health effects. How will this affect our well water? Our children? Our health? Our pets? Our property values?</p> <p>We do not want this mine literally in our backyard. The potential to have our lives and futures turned upside down so a big corporation can make a buck isn't worth sacrificing our community.</p>
District #2	Lyn	Coring	kindredsprints28@hotmail.com	14131 Torrey Pines Dr	Auburn	<p>My thoughts and feelings remain unchanged on the viability of reopening a mining endeavor in our community, and the credibility of the Rise Gold management team. This type of industry in the midst of our community with its environmental risks and negative impact on quality of life does not fit in with the growth and development of our thriving semi-rural urban entrepreneurial community that has emerged over the years since active mining ceased at the Idaho-Maryland Mine in the 1950's.</p>
District #2	Kara	Sandgren	ksandgren@jps.net	14075 Magnolia Rd	Grass Valley	No mlhell
District #2	Beverly	Martling	martling@sbcglobal.net	16726 Alexandra Way	Grass Valley	<p>Our county is known for its rural beauty, theatrical, and arts friendly atmosphere. Please do not allow Rise to turn our beautiful county into an industrial mining area. Who would want to shop on Mill Street then?</p> <p>Think of the traffic problems alone. We see this with the temporary closure of Hwy. 20. This mine would be a disaster for the quality of our air, water and roadways. The guilty verdict in Canada speaks volumes. Please don't allow that to happen here.</p> <p>NO to reopening the Idaho Maryland mine!</p>

District #2	Jane	Hall	yardcard@usamedia.tv	15612 Lorie Drive	Grass Valley	P. S. Every 4th grader that visits the Empire Mine SHP as part of their California history lesson KNOWS all mines in Nevada County closed on or about 1956. To claim vested rights is absurd.
District #2	Carol	Brady	brady4@jps.net	20191 Wolf Creek Road	Grass Valley	Please deny this 11th-hour petition for vested rights to mine gold. Gold has not been mined at the Idaho Maryland Mine for decades. To begin mining gold at an EPA-designated "abandoned" mine, in disregard of the years of residential and community development encouraged in its vicinity, is not a vested right.
District #2	Anita and Paul	DuPratt	adupratt@yahoo.com	17281 Patricia Way	Grass Valley	Please keep our community safe from toxicity, lower home values, deterioration to our environment and destroying our water table.
District #2	Karle	deProsse	abacuskarle@gmail.com	10146 Timberland Drive	Grass Valley	Please listen to the residents of Nevada County and particularly those living with in the areas effected by reopening the mine.
District #2	Heather	Mulligan	heather.mulligan@protonmail.com	15912 clover valley rd	Grass valley	Please listen to your community members. This mine does not benefits the locals but poses a lot of risk to water supplies and property values. Please tell them No.
District #2	Je	Murphy	grmsjpr@netzero.com	10126 Alta sierra dr #103	Grass valley	This mine is not good for the residents of Nevada County. Please be firm in the decision to stop this mine from reopening.
District #2	Sheri	Fogarty	sraarucci@aol.com	21380 Cameron way	Grass Valley	Please NO to the mine. H-49 traffic is already very dangerous. Add never ending trucks and this place is trashed.
District #2	Lisa	Sgrader	lisaaschrader@gmail.com	12745 Allison Ranch Rd	Grass Valley	Please protect our community, our water and our property values.
District #2	Michael	Dockery	mcdockery@yahoo.com	19132 Connie Dr.	Grass Valley	Reopening the mine is pure insanity. It's past high time to preserve this beautiful environment of ours, that we call home. It's why we are all here. Please please for the children to come, do NOT reopen this mine. Thank you.
District #2	Doris	Dixon	ddixonrn@att.net	15388 Lorie Dr.	Grass Valley	Rise Gold's claim of "vested rights" is ludicrous. Their attorney (a more successful gold miner than Rise) is using the same spurious arguments he lost over several years ago for a different company. No mining activity has occurred in the interim.
District #2	Duncan	Bedard	duncanbedard@gmail.com	11421 Madrone Ct.	Auburn	Stop the Mine
District #2	Jaede	Miloslavich	jaede@mac.com	20687 Wolf Creek Rd	Grass Valley	Utilizing AMFO underground and expecting this to NOT poison nearby wells is a ridiculous assumption. Additionally pumping millions of gallons of tainted water out of the mine into local streams assuming that will not effect local wells is also a ridiculous assumption. These guys are not looking out for Nevada County or trying to help out with local jobs either. Lastly driving trucks night and day down the country roads is untenable for the locals.
District #2	Brian	Blair	steamer01@gmail.com	17040 Round Valley Circle	Grass Valley	Very very few of our citizens want this mine. Do the right thing.
						We have a rich history of mining in our county. But, those days are past and now is not the time to allow a project that would seriously impact our environment and daily lives.
						Gold mining is a wonderful, yet disastrous, part of our history. This is a time to look forward, not backwards.
						Thank you.

We just cannot even consider for a moment letting this mine go forward. As stated above, even though Ben Mossman was replaced as CEO of Rise Gold, the criminal company culture is still there! There are too many documented problems to allow a project with this many negative risks to put our county at risk. Unimaginable! Our family urges the Nevada County leaders to STAND STRONG against intimidation and firmly reject Rise Gold's attempts to pollute our country with it's Mine and it's culture!
 You hold the power to do what is morally right for the people in Nevada County. No more destruction of land, air, water for monetary gain.

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District #2	Anne Fredrickson	annepuppy@yahoo.com	15935 Turquoise Place	Grass Valley	
District #3	Laura Gerhart	lalliepie@outlook.com	11010 Brunswick Dr	Grass Valley/Cedar Ridge	
District #3	Keith Porter	keith@burmaoaks.com	12968 Burma Rd.	Grass Valley	
District #3	Mark Rellly	mark@markreillyarchitecture.com	118 Conaway Avenue	Grass Valley	
District #3	Ellen Sommers	sommersellen@gmail.com	11082 Copper Drive	Grass Valley	

Argh. Enough! What a waste of time. Once and for all!!!

As a child living on Burma Rd. from 1950 to 1954, my family often heard muffled underground explosions from mining operations. They stopped when mining ceased and any common sense interpretation of vested rights would conclude that continuous operation ended at that point as well.

As a Grass Valley homeowner, business owner, and resident, I have the right to clean air, fresh water, and a healthy environment. The County needs to protect these given and vested rights of all its residents and not cater to the greed of an outside corporation. Please do the right thing and Vote No regarding re-opening the mine.

As a resident that will be directly impacted by the traffic, noise and other forms of pollution, please end the discussion and make a definitive decision to reject then Rise Gold petitions and any further obfuscations they attempt.

District #3	Andrew Birkhoff	brkhff@yahoo.com	14811 Winding Creek Court	Grass Valley	As home and property owner that is dependent on well water, and close access to SR 49 and the traffic impact that would be felt, as well as the impact to the over all quality of life here in Western Nevada County I am strongly opposed to the re opening of the Idaho-Maryland Mine.
					The history of mining and the scientifically based studies have shown what a detriment it can be to a community.
District #3	James giotta	jamesgiotta@gmail.com	10519 C Street	Grass Valley	Can't wait to feel proud of this place that makes the right decision for our future.
District #3	Karen Smith	suz8@mac.com	620 Brighton Street	Grass Valley	Continuous mining is the day to vested rights. I've lived here for 23 years and there has been no mining at the site for 23 years and more. Say no to vested rights. This is a silly proposition and a waste of your time and taxpayers' money.
District #3	Melissa Kriegler	mels_farm@yahoo.com	15011 little greenhorn road	grass valley	Doesn't the fact that mining is not going on today prove that mining has not been continuous. It clearly has not been happening for years!
District #3	Doreen Domb	pralaya@sbcglobal.net	PO Box 3501	Grass Valley	Each one of you (the BOS) was elected to carry out the will of the people. Now it is time for you to deliver! It is beyond clear where our community stands regarding the reopening of the IM mine. And our community includes the BOS. PLEASE do the right and final thing regarding our/your health and well-being! ENOUGH!!! BAN THESE lying manipulating CRIMINALS FOREVER
District #3	Gary Cartzdafner	ecstasy4me2@hotmail.com	159 park ave	Grass valley	EXCESSIVE POLLUTION, NOISE, WATER USAGE AND TRAFFIC IS NOT NOT WHAT WE NEED ESPECIALLY BY A CONVICTED CRIMINAL FROM PREVIOUS FAILED MINING OPERATIONS. PUT THIS PROJECT IN THE GARBAGE WHERE IT BELONGS. LISTEN TO THE PLANNING COMMISSIONS RECOMMENDATION FOR DENIAL
District #3	Gary Griffith	griffith_nys@sbcglobal.net	11010 Gold Hill Drive	Grass Valley	Enough. We need to move on as a community, rejecting this dangerous proposal presented by a foreign company with no integrity, no interest in protecting our community and, with their recent petition for vested rights, no honesty, putting forward absurd assertions they know to be false, otherwise they would have presented them years ago. The county has given the mine proposal full consideration in the process thus far. Reject the Vested Rights Petition and say no as a board to the project. Thank you.

District #3 Suze & Pfaffinger suzepfaffinger@yahoo.com 12323 , Hoppy Hollow Rd. Grass Valley

ENTRY 1: As a 38 year business & homeowner in Nevada County, Rise Gold Mining will drive us & thousands others to leave this county resulting in severe drop in revenue along with the destruction of the housing & economic market here. It would be a reckless & destructive decision to allow any mining in this area due to the numerous residential communities here.

ENTRY 2: We have lived here since 1986 off Greenhorn Rd. on Hoppy Hollow Road and the mine has never been operating since we have been here. Reopening the mine would be a huge detriment to the several homeowners who currently live close to the mine as their wells would be in jeopardy of being destroyed along with the congestion caused by trucks running up and down Brunswick along with the several commuters who use this road daily, along with destroying property values. It would be reckless for the county to allow the mine to open & would cause people along with their businesses to leave Nevada County.

District #3 pete christakes petec030@gmail.com 13030 Holly Branch Court Grass Valley

ENTRY 1: I have Called Nevada County home since 1980, if this mine were to reopen it would ruin its rustic charm and ,country feeling and tourist attraction. I would be moving out of a place that I figured on living for the rest of my life. thank you

ENTRY 2: I moved to Nevada County in 1979 . If this mine should open it will destroy the rural way of life we now enjoy, and the reason I moved here. The roads will be slammed with trucks, the air quality destroyed , not to mention the water level in all the surrounding wells and constant 24 hr operation , noise and night skys being lit up by the mine site. I for 1 will be putting my property up for sale. and moving out of this county if this mine is allowed to re-open . Thank you for your time
Pete Christakes

Please support the planning commissions recommendations, and reject this vested rights baloney.
ENTRY 3: Thank you for making the correct decision on vested rights , and being concerned about this countys water and air quality.

District #3 Chris Steffani laughingdonkey530@gmail.co Cedar ridge

ENTRY 1: I live on top of the IM mine claim. To resurrect an operation that has been gone for 60 years is just crazy. This is now residential area. The county should buy the land and use it for a recreation area, with room for pge staging, and green waste emergencies.
NO MINE !

ENTRY 2: Living on top of the Rise site on Brunswick Road, and having seen no mining work performed there since at least 1977 when we moved to Chicago Park, and 10 year ago to Kres/Cedar Ridge. The only thing I have seen there are flea market, firewood storage, and green waste dropoff. No mine please. Buy it from Rise and make it an CO-OP renewable energy generation and storage site.

District #3	Kathleen Fenton	kathleenaddress@gmail.com	14511 Clear Creek Place	Grass Valley	<p>ENTRY 1: Please put an end to this waste of everyone's time on a project clearly untenable and injurious to the community.</p> <p>ENTRY 2: It is incredible that anyone is still entertaining the approval of the Rise Gold Mine. The community has made its wishes known, the management of Rise Gold has been proven egregiously unfit on ALL levels, the mine would bring ruination to all the reasons our county is a desirable place to live. Please do what we elected you for and put an end to this appalling threat. Otherwise your legacy will be "the inept Board that let Rise Gold in."</p> <p>ENTRY 3: Endlessly "considering" this destructive project, clearly unwanted by the community and proposed by egregiously irresponsible developers, is a colossal waste of everyone's time, energy and money. Please do your job and TURN IT DOWN unequivocally.</p>
District #3	Tanya Telford	redwood_coast@sbglobal.ne	14350 Little Hill Lane	Grass Valle	<p>ENTRY 1: Please say no to this insanity. I live 1/2 mile from this mine. We bought this house and property 16 years ago. We've built up our home and have spent time and money making this our home. We are currently not investing in our property until this is finalized. I urge you to stop delaying this decision and let the locals move on with our lives and invest in our community.</p> <p>ENTRY 2: Please put an end to this. We are personally waiting to put more money into our property until the final decision.</p> <p>ENTRY 1: The decision was made. This is not healthy - or desired - by your constituents. Just say NO to this end run please.</p> <p>ENTRY 2: KEEP THE PEACE IN THIS BEAUTIFUL PLACE WE CALL HOME. It will keep our visitor economy strong as well as our local economy. Give Rise a positive and peaceful opportunity on that land that would benefit the community, not just them and their shareholders. Thanks for caring for community FIRST.</p>
District #3	Shirley Freriks	sfreriks@mcn.org	133 Sierra Blanca Ct	Grass Valley	<p>ENTRY 1: The decision was made. This is not healthy - or desired - by your constituents. Just say NO to this end run please.</p> <p>ENTRY 2: KEEP THE PEACE IN THIS BEAUTIFUL PLACE WE CALL HOME. It will keep our visitor economy strong as well as our local economy. Give Rise a positive and peaceful opportunity on that land that would benefit the community, not just them and their shareholders. Thanks for caring for community FIRST.</p>

District #3	Barbara Raymond	raymond1902@yahoo.com	13071 Colfax Hwy	Cedar Ridge	<p>ENTRY 1: We have owned property in Cedar Ridge for 48 years -- we have zero confusion about whether there has been mining at Idaho Maryland during that time. In fact, there was not only not a mine, there was an active lumber mill. This claim is so preposterous as to be intentionally fraudulent and I can't help but wonder if the County and the taxpayers are owed money by Rise for specious, time wasting, expensive actions. What a waste of resources. Obviously, as our elected officials, you'll need to reject and end this process at this point. Thank you for serving Western Nevada County.</p> <p>ENTRY 2: My family has owned and lived on property in Nevada County for 48 years. The land at Brunswick and Greenhorn was a lumber mill for years when we first arrived in the 1970s - it has not been a mine in any sense for any of the time we have lived here. I know all of the Supervisors know that. It is not too late to make an important statement to your constituents and to the broader public that your commitment is to quality of life, health, safety, and the economic plan for the western county (centered on recreational tourism courtesy of the natural resources of the area). Please preserve the precious budget and time of County staff for activities that will add to the prosperity of our collective home, not severely degrade our economy, our home values, and our health and safety.</p>
District #3	Mark Burton	markburton500@msn.com	10462 Newtown Rd	Nevada City	<p>Environmental issues are my #1 priority at voting time.</p> <p>From the very start of the protest against the re-opening of the Idaho-Maryland mine I have been active in writing and appearing at meetings and speaking against the re-opening of this project. It is an accident waiting to happen and does not belong in our community. Please voice your support for the Planning Commission's unanimous negative vote regarding the re-opening of the mine.</p>
District #3	Anita Wald-Tuttle	anitajwt@icloud.com	24 Rockwood Drive.	Grass Valley	<p>Grass Valley has made great strides in building a tourist-based economy. Recent downtown renovations have transformed the city and is attracting lots more tourists to our area. I live in a neighborhood that would be impacted by blasting and hauling. I did not plant my flag here and invest all my savings to give it away to a Canadian firm with no vested interest in our community except to profit. Not right and not fair to us, the longtime residents and taxpayers.</p>
District #3	Kevin Rhodes	Krhodes_grouper@yahoo.com	160 Conaway Ave.	Grass Valley	<p>Hello, I'm a local resident who is terribly afraid of the mine illegally reopening as they do not have any historically vested right. This action on their part just proves they don't care about residents here. If the mine reopens my whole family will have to leave the area permanently. Please say no once and for all!</p>
District #3	Trinie Dalton	sweettomblog@gmail.com	235 Harper St.	Grass Valley	<p>I agree with the above statements. Please reject the mine and save our County from noise, pollution, and environmental degradation.</p>
District #3	Barbara Perkins	bperk6564@gmail.com	210 Northridge Dr.	Grass Valley	

District #3	Jill	Shoemaker	shoey22@me.com	13506 Barker Lane	Grass Valley	I am a well owner in the area of the mine, and a member of the Wells Coalition. I did extensive research on the risk to local wells, and the lack of any legitimate plan in the EIR and Rise Gold proposal, to address this risk. I spoke at the Board of Supervisors meeting to express my concerns. The recommendation by the Board of Supervisors was obviously appropriate. The fact that Rise Gold continues to try to hijack this process is unacceptable. Mining is a great part of our history, but it's clear that it is not appropriate or safe for Grass Valleys future. Let's stop allowing this Rise Gold game to continue and make the right decision - no mine, ever - now. Thank you!
District #3	Jessica	Beilstein	jessicabeilstein@yahoo.com	389 Doris Drive	Grass Valley	I am asking for a no vote to reopen the mine!
District #3	Dion	Benetatos	abcdion@gmail.com	19141 Wild Oak Road	Grass Valley	I am employed in San Francisco and moved to Grass Valley 3 years ago to work from home. I have since met many people in similar situations -- remote workers that are buying homes, spending generously, and bringing money to the area. We came to this area for the pristine nature and to get away from the city. Many of us would leave if the mine is opened. It's just a fact. Nevada County gets a lot of visitors and work-from-homers (and money) from the Bay Area due to it's natural beauty and pristine natural environment. Please don't change that.
District #3	Cynthia	Denicore	cindydenicore5386@comcast.net	105 Oliver Lane	Grass Valley	I am not sure what words would clarify that Grass Valley is a community, enriched with not just people, but families and friends who have come together to ensure that we continue to be community based; not an opportunity for Rise Gold to wreak havoc on the environment and people.
District #3	Laura	Gagliasso	imgagliasso@comcast.net	14035 Diamond Ct.	Grass Valley	I am so tired of this...years hanging over my head, tired of the mess this has been making of my golden years...no pun. Make them go away.
District #3	Gwen	Walker-	isoldevalon@gmail.com	10201 Ridgeview Dr	Grass Valley	I am urging you to reject this due to the danger it poses to all residents of Nevada county. I am
District #3	Beverly	Stout	blistout@pacbell.net	312 Horizon Circle	Grass Valley	I can't imagine even considering working with this company given their reputation and track record in Canada. And it is my understanding that they have not committed to appropriate mitigation funds in the case that there are environmental problems. Given their past activities I would expect that there will be problems! They sound desperate to try to claim vested interests, I can't imagine that ploy succeeding, but even if it does succeed, there MUST be another way to stop them from proceeding. I certainly hope so. It is hard to imagine them moving forward against the will of the majority of the county residents.
District #3	Robert	Mora	bob3degree@yahoo.com	11683 Alta Vista Avenue	Grass Valley	I completely agree with this letter and hope that common sense will prevail and the supervisors will vote NO on the reopening of the mine and Rise Gold's petition for "vested rights"
District #3	Andrea	Tiernan	maori2@sbcglobal.net	14500 Dalmation Drive	Grass Valley	I do not agree I do not have trust in rose gold and do not want my water polluted and 80 years is ridiculous
District #3	James	McCammon	jmccammon@yahoo.com	928 Morgan ranch dr	Grass Valley	I have a right to a clean, quiet, serene environment which is equivalent to life, liberty and the pursuit of happiness. You have an obligation to protect my environment and ecosystem. You owe us a NO vote on this atrocity that known, convicted ecological criminals are trying to perpetrate on YOUR citizens.

District #3	Tamara Luckinbill	Tamaurajeann@gmail.com	10788 Bartlett Drv	Grass Valley	I have faith that our community is not in danger of poor decisions on your behalf in regard to noise & water pollution due to the obvious impacts of Rise Gold's terrible plan with false claims. I know you will use your power to do the obvious and right thing and shut this matter down. Let's finish this and move on!
District #3	Jessica Rutherford	jessicar.msw@live.com	121 Pine Lane	Grass Valley	I have lived and worked in this community since 1983. I am strongly opposed to opening a mining operation here.
District #3	Carolyn Weiss	drcarolynweiss@gmail.com	10938 Bubbling Wells Rd.	Grass Valley	I have lived just off of Highway 174 for the past twenty years. I drive by the main site every day on my way to work. It is a deserted, say, with no activity whatsoever over the last 20 years. It is laughable to say that it has been in continuous use. The planning commission and the people the community have made an undeniable case against reopening the mine. Let's close this case once and for all.
District #3	Ruth Burton	mrsruthburton@gmail.com	13576 Lower Colfax Rd	Grass Valley	I hope we will not do something that will harm our community and our homes and our children's future. Please take this seriously as I'm sure you will. We don't want to sacrifice our future.
District #3	Joelle Soch	joybell24@gmail.com	11889 Slow Poke Lane	Grass Valley	I live in the edge of Empire Mine State Park just down the road less than a half mile from the planned location of the Idaho Maryland Mine. I have explored the forest in the area and can personally attest to the fact that no mining operations have occurred in decades. Even so, the mining scars of the Empire mine can still be found in my backyard in the form of building debris, open shafts, and compromised groundwater. Please, let us keep these highly damaging practices in the past and focus instead on restoration of our beautiful, unique Wolf Creek ecology. No Idaho-Maryland Mine!
District #3	Paula DeGiorgis	wildbugs@gmail.com	417 Maryland Drive	Grass Valley	I live nearby and have driven and biked by by this apparently abandoned mine site regularly for the last 23+ years and I have never observed activity or anything that might indicate there might be any mining happening there. Rise Gold's claim that the mine has been active since the 50's is ludicrous. It is a ploy and a sham. Please protect our community. Do not be complicit to this obviously corrupt corporation by doing everything in your power to disallow this mine from re-opening. It is the right thing to do for the people and the future of Nevada County.
District #3	Linda Lanzoni	Linda@StarshineRanch.org	14149 Christopher Robin Way	Grass Valley	I live within 1/2 mile of the mine site and have been here 29 years. I cannot believe we are going thru this. I cannot believe I could lose my well and end up with a worthless piece of property/house. I cannot fathom the environmental disaster that could occur to turn our peaceful neighborhoods into ruins. I love my home and was planning to stay here forever... but if the crap Canadians win, I will have to leave. Please keep that property a true part of CA and don't let the creeps up north get it... PLEASE vote NO!
					To Rise... Please stop the nonsense and go home to Canada... we don't want you in the U.S.A.! And we don't want your lousy, ugly mine in our beautiful county and in our quiet neighborhood.

District #3	Linda	Carlson	lcarlson2014@yahoo.com	306 Pleasant Street #2	Grass Valley	I want our air to stay clean and the mine would end that.
District #3	Jennifer	Veerkamp	jveerkamp@gmail.com	10930 Bettcher Ct	Grass Valley	I want to live in a community that values nature and the environment! I also want my friends that live near the mine to keep their well water!
District #3	Bonnie	Burke	gvbonnie@gmail.com	39 Candy Ln	Grass Valley	I'm completely against this crooked company doing any business in our County. They will corrupt our Water System, besides other problems they will cause. They are unethical to say the least.
District #3	James	Vaught	jimavaught@yahoo.com	12759 Squirrel Creek Rd	Grass Valley	If Rise Gold provides proof that they have indeed been operating that mine for all of these years, then the question I have is under what permits did they do this? And if they didn't have permits, then what should their consequences be? Should they be held accountable for and be fined for operating without license? Did they cause any environmental damage while operating illegally? Certainly, this could be gold lining for Nevada County. Furthermore, the California Employee Development Department needs to be notified that they had employees that perhaps they did not pay their employment taxes for. If that mine opens, I will live in fear every time I take a drink from my tap. NO FEAR! End this absurditynow... Just say no to the mine. Thank you
District #3	Shelly	Byers	shellbyers@gmail.com	15148 Greenhorn RD	Grass Valley	If these reasons alone don't resonate with you, just drive through Empire Mine State Park and stop by the settling ponds. Think about your legacy you leave in your tenure as a Nevada County Supervisor.
District #3	Julia	Carroll	jcarroll43@hotmail.com	PO Box 927	Cedar Ridge	I'm hoping that five brave Supervisors will say "NO - that's final!" to Rise Gold and to any future attempts by ANY group to reopen a ANY mine in Nevada County. As exhausted as I am - and I'm very tired of this - I won't relax until YOU, our Nevada County Supervisors, put an end to Rise Gold's excruciatingly long and tortuous attempt to degrade OUR Nevada County!
District #3	Karin	Meadows	soitgoes@karinmeadows.com	119 Mainhart Drive	Grass Valley	It seems by the very nature of recent years' petitions to reopen the mine that it was not open, and therefore not able to squeeze through this imaginary historical loop hole, I don't think it should be difficult to prove there hasn't been a working mine. This request provides all the more reason to fight rise gold, since if they are wiggling out of honoring our local govt decision to not grant them mining access, I see this as further proof they will do everything in their power to wiggle out of any promised cleanup or safety mitigations they'd have to agree to if they had indeed been granted mining rights. It's astounding to me that it's come this far. The community has spoken - just say no. Thank you.
District #3	Janelle	Berryman-Nosik	jdbnosuk@yahoo.com	101A Berryman Street	Grass Valley	It's obvious that Rise is trying to pull a fast one on our community. By this new legal maneuver, they must think that small town people have no brains. Really?! You are intelligent human beings who know, beyond a shadow of a doubt, that they don't have vested rights; never have. Please put this shenanigans to bed. Vote No ASAP and get this over with.

District #3	Mara	Belzer	chivaloca@gmail.com	632 Pelton Way	Grass Valley	It's time to move FORWARD and reject the opening of the mine once and for all. There are many more industries that would benefit locals and create more jobs than this mine. Please say no.
District #3	Gail	Johnson Vaughan	gail@jlv4kids.com	11793 Lower Colfax Rd	Grass Valley	I've been a Nevada County resident for 41 years, often driving by the Brunswick site, as well as picking up loads of chips over the years and dropping off green waste during recent years. I have seen nor heard absolutely no mining activity. Clearing mining of the Idaho Maryland mine was abandoned before I moved here in 1982. I've been to mines, and there isn't anything that is compatible with habitable areas about them. There's noise, dirt, poisons, destruction, to name a few things. Grass Valley is a beautiful little town that is looking at catastrophic destruction if that mine is open. The "grandfather clause" does not apply! I've driven past that mine every day for the last 22 years, and there has never been any ongoing mining activity. This claim is a farce.
District #3	Kathryn	Gerwig	kathrynlg@hotmail.com	11147 Squirrel Creek Road	Grass Valley	I've just been living in Nevada County for two years but for over 50 years, in California and Texas, I have always been an advocate of protection of the land. Approving this issue would be like returning to gold rush times in terms of the long term disaster it would be for the land, water, animals and humans of Nevada County. I trust the "rise" of the Idaho-Maryland mine will be permanently ended with your decision.
District #3	Denise	Ilmanen	groovyboomer@comcast.net	213 Celesta Drive	Grass Valley	JUST SAY NO!
District #3	Peter	Burnes	ahugetrout-2@yahoo.com	10238 Old Oak Trail	Grass Valley	Know that your community stands with you in making the right decision.
District #3	Pamela	Vadakan	pammylean@gmail.com	426 west main street	Grass Valley	Leave our beautiful natural surroundings as they are!
District #3	Mary	Menconi	marymenconi@gmail.com	10131 Alta Vista DRIVE	Grass Valley	Most people in our community do not want the mine. Please listen to the large majority of citizens and end this issue, hopefully forever!
District #3	Laina	Levy	lainalevy@gmail.com	14369 Anchor Ln	Grass Valley	My family lives in the historical mineral rights boundary of the Idaho-Maryland Mine and we oppose mining activities in our quiet, family neighborhood. The risks far outweigh the potential benefits.
District #3	Katherine	Schugren Meyer	kschugren@gmail.com	508 Brighton St.	Grass Valley	My husband and I want to raise our two young children in a safe and healthy community. Permitting the mine to reopen would jeopardize the environmental wellbeing of future generations. Please do not allow this mine to reopen!
District #3	Nina	Cunningham	ninaallenc@sbcglobal.net	518 South Auburn Street	Grass Valley	My life in GV will be impossible if the mine opens. I work and live close to the truck route. Between diesel exhaust, dust and noise I will have to move. I have three friends who could be impacted by water issues. They also will experience noise and air pollution including dust from the mine. It is a bad deal. It will cost GV/Nevada County to clean up the mess they make and abandon. Mossman has already abandoned a toxic mess in Canada. Mining is not viable in a residential area. We already have enough cancer here. I have read about the down side of this mine and the Planning Commission turned it down for those reasons. I don't trust Mossman and the company to do what they say. I see Mossman getting his tentacles into local businesses trying to curry favor. So far his strategy has not worked. Please get rid of this mine project for once and for all.

District #3	John	Girton	jligirton@protonmail.com	11100 Nugget Ln.	Grass Valley	Nevada County residents (including me and my family) do not want this mine. It's a truly bad idea which is intended to line the pockets of a few unsavory characters at the expense of our community. The environmental hazards and traffic problems alone make it a really bad proposition for our area
District #3	Caulen	Lauria	caulen.lauria@gmail.com	13784 Greenhorn Rd	Grass Valley	Never let this dishonest company ruin our beautiful county! To apply for vested rights is a complete sham. It is costing the county time and money, and prolonging the suffering of all us residents, who want this proposal thrown out, once and for all. Never again should there be an opportunity to try to reopen the most dangerous industry in the middle of our highly populated residential area. Please deny any and all continuing abuse by this company. They have shown us in an obvious way, via conviction for environmental crimes, their intentions are devastating for our community and way of life. We implore you to reject them at all costs. Thank You
District #3	Robert	Connolly	zenboy1313@aol.com	14892 Mosswood Lane	Grass Valley	No Mine
District #3	Sheree	Bartol	shereebartol@gmail.com	18017 McCourtney Road	Grass Valley	No mine Too many pollutants, disregard for our county, preservation of our water Please don't let them ruin our paradise
District #3	Marybeth	Paul	marybethpaul@sbcglobal.net	111 Hill St	Grass Valley	No mine!
District #3	Betsy	Limbard	betsylombard@gmail.com	17705 Hicks rd	Nevada City	No mine.
District #3	Beth	Moorehead	bethpm65@gmail.com	118 Jan Rd	Grass Valley	Once this ball/mine gets rolling, we won't be able to stop it or back track. End this horrendous money making scheme now.
District #3	Anastacia	Knight	cleopatras-asp@hotmail.com	520 Richardson St	Grass Valley	Our community deserves better than to allow a company with a history of pollution to operate here. The potential negatives are too great to gamble with.
District #3	Darlene	Kemens	darlenekemens@hotmail.com	2297 Nevada City Hwy	Grass Valley	This mine proposal from a company who has not acted in good faith in other communities they operated in leaving toxic waste sites is NOT safe for our community. NO MINE!
District #3	Tara	Kelly	tarafitcoach@gmail.com	10228 Durbrow Rd	GRASS VALLEY	Our community does not want this mine opened nor do we need it! No to rise gold opening the mine!
District #3	Madelynn	Medrano	maddiemedranos26@gmail.com	214 Green Mountain Loop	Grass Valley	Our community has moved past our pass of mining gold. It is time to keep our community safe. No mine.
District #3	Emily	Carr	55somamartial@att.net	11323 Reid Place	Grass Valley	Our county and town was originally built off of destroying the environment and evicting the original peoples of the land. Inevitability leading to the land being poisoned and dangerous, why would we want to restart this cycle all over again. We pride ourselves on being a small supportive intertwined community. Let's keep it OUR community.
District #3	Michele	Taylor	momtee1@yahoo.com	10582 Bragg Ave	Grass Valley	Please do not accept this mine from reopening. The pollution will increase and the traffic with the big trucks will do extreme damage to our roads and infrastructure.
District #3	Barbara	Krocak	bkrocak@gmail.com	145 Independence Court	Grass Valley	Please do NOT allow this environmental disaster to happen so close to our homes. Yes, mining was our PAST, but we need to move forward to cleaner possibilities for this land site. Thank you -
District #3	Barbara	Krocak	bkrocak@gmail.com	145 Independence Court	Grass Valley	Please do not approve this project. It will ruin our wells, pollute our air and roads and cause noise pollution of our scenic town.

District #3	Art Healy	ahealy41@sbcglobal.net	11918 E. Bennett R.J.	Grass Valley	PLEASE do the right thing and stop the madness of this so-called "Vested Rights." A total fantasy. Everyone knows that mining was fully abandoned in 1956. In particular the main Brunswick Site was intentionally converted to a mill operation for many years. Rise's principal operator, Mr. Mossman, although no longer the "CEO", is clearly still running the show at the near bankrupt company. The CEO resignation was just a PR move. Mossman has been proven to be unethical in Canada, and also Grass Valley during the exploratory drilling, and is now a convicted environmental polluter. This fantasy of vested rights must be stopped in its tracks. My family is smack dab in the middle of the underground footprint and we are tired of this nonsense. With this phony petition, the company has now admitted they DO NOT CARE one bit about the neighbors or environment. They now ADMIT it is all about pure greed. PLEASE put a stop to the many years of anxiety for the residents of East Bennett Road and surrounding areas.
District #3	Sandy Whitford	swhitford204@outlook.com	228 Scotia Pines Circle	Grass Valley	Please do what is right and best for our community and do not let Rise Gold's petition pass. Your community is depending on you doing what is best for Grass Valley and the people who live here and call it our home. Thank you.
District #3	Rosemary Motz	rosemarymotz49@gmail.com	332 Northstar Place #1	Grass Valley	Sandy Whitford Please make a clear NO decision to this awful mine proposal.
District #3	Ari Shirvanionun	arishirvanionun@gmail.com	114 E Main St	Grass Valley	Please say NO to Rise Gold!
District #3	Melissa Neville	missy222@gmail.com	12835 Rodriguez court	Grass Valley	Please shut down the mine proposal once and for all. Thank you.
District #3	Ann Montes	amgardens@gmail.com	10350 smith street	Grass Valley	Please, end this madness. No amount of money is worth the risk of damaging our land and water systems.
District #3	Marianne Hicklin	sierrabreeze@yahoo.com	13040 Frosty Ln	Grass Valley	Please-move quickly to put the final nail in the coffin & bury this ill-conceived & dangerous plan to re-open this mine once & for all!

District #3	Lily Marie Mora	lilymarie@infostations.com	11683 Alta Vista Ave.	Grass Valley	RE: A "NO" vote to deny to Petition of Rise Grass Valley to its claim to Vested Rights.
					<p>I wanted affirm all the points listed above that support this call for the Nevada Co. Board of Supervisors, "No vote" to end this company's ability to do a mining business in Nevada County.</p> <p>The Nev. Co. Board of Supervisors also needs to consider how many tax dollars have been wasted in this extended review process for Rise Grass Valley.</p> <p>The county would be flat broke if every company that wants to due business here costs this much to get started and then to continue to need to be monitored for their environmental issues would be another drain on local tax payers.</p> <p>The Nev. Co. Board of Supervisors needs to nurture and support small, locally based business that have a "vested interested" in our community's economic and environmental wellbeing, not just its own corporate profits and exorbitant CEO salaries.</p> <p>Thanks for your time, consideration and hard work to address this issue.</p> <p>Sincerely, Lily Marie Mora. 68yr. resident and hard working citizen of Nevada County</p>
District #3	Catalina Davis	catzmeownow@icloud.com	Po Box 582, 11010 Brunswick Drive	Cedar Ridge	Simply put, no mine
District #3	Edward Szymanski	Edwardz46@sbcglobal.net	112 S. School St., Apt. 3	Grass Valley	<p>Since Supervisors are elected officers, there is a correct presumption that primarily the supervisors represent the people and their concerns. The citizens of Nevada County have a vested interest in preserving their quality of life, as it would be to everyone's benefit, even our esteemed supervisors. If there is nothing on paper, perhaps it is time for Nevada County to establish a constitution, if possible, to assure its residents the right to a quality of life that is commensurate with good health, a happy life, and a liberty free of the tyranny of overbearing mining concerns. Why can't that property be bought by the county and turned into a park? To go through this crap every ten years or so is becoming ridiculous.</p>
District #3	Clay Olson	equalrightsfor youth@yahoo.com	214 Lloyd St	Grass Valley	Thank you for your work.
District #3	Wendy Davis	wendylu.davis@gmail.com	11883 Nancy Lane	Grass Valley	Thank you.
District #3	Janet Collins	jan@janetanncollins.com	47 Candy Lane	Grass Valley	The additional traffic would be a terrible problem in addition to the environmental ones.
District #3	Kathleen Hill	kathleen_hill@comcast.net	11032 Grass Valley Ranch Road	Grass Valley	The damage to this county from our past history of mining persists. From the 1850's to recent times, every mining endeavor in the area has caused permanent damage to the land. What would we continue to make the same mistakes? The benefit to our area is nonexistent The benefits to this Canadian business with a lousy track record are evident.
District #3	Larry Hoffman	hofbat@gmail.com	266 N Auburn St	Grass Valley	The disdainful attitude that Rise Gold has written about the citizens of Grass Valley and the county officials demonstrates how callous they would be if allowed to reopen the mine. We don't want a foreign-owned company located here that doesn't respect the community.

District #3	Ralph Silberstein	ralphasil@gmail.com	10505 Bragg Ave	Grass Valley	The evidence is clear that the IM Mine was shut down in 1956, all the assets were sold off, and even the mineral rights were sold off with a few years. The mine was clearly abandoned by 1960. Please vote NO on the absurd Vested Rights Petition and move as soon as possible to a final hearing and vote to deny the Use Permit and EIR. Thank you.
District #3	Rick Sanger	misc@shirobliss.com	132 conaway ave	Grass Valley	The future wealth of this area is not in heavy industry but in preservation of natural beauty and an environment appealing to families, entrepreneurs, and retired people. Let's keep the money local and keep in mind that wealth is much more than money
District #3	Theresa McLaughlin	csjtmclaughlin@msn.com	14166 Loma Rica Dr	Grass Valley	The list of reasons to deny permitting of the Idaho Maryland Mine far exceeds any potential benefits to this community. Say NO to Rise Gold and their frivolous attempt to claim "vested rights".
District #3	Paul King	king.california@yahoo.com	13063 Somerset Drive	Grass Valley	The mine has NOT been in continuous operation. There has been NO business in continuous operation on the property. The city and community has changed dramatically since previous operations. Make a clear and final decision to end this application to start this business.
District #3	John Vaughan	jvaughan1946@gmail.com	11793 Lower Colfax Rd	Grass Valley	The Rise Vested Rights Petition is as flawed as their EIR. There are dozens of erroneous assumptions, misleading statements and factual errors. Active mining each and every day since 1954 does not stand up to even mild scrutiny.
District #3	Catherine Epstein	catherinefepstein@gmail.com	12474 Squirrel Creek Rd	Grass Valley	The voices of Grass Valley have spoken, the planning commission recommendations must stand. Please reject the vested rights petition! It is simply not valid.
District #3	Janet Miller	jmliller@gv.net	10401 Jitney Lane	GRASS VALLEY	There is not much more to add. As a citizen of Nevada County for over thirty years, I am asking you to say "NO" in no uncertain terms, to re-opening the Idaho-Maryland Mine.
District #3	Katherine Monte	kseamann@yahoo.com	1406 Mulberry Dr	Grass Valley	There weren't considerations for the environment when this mine was open 70 years ago. Scientifically, we've grown and now know the dangers of opening this mine.
District #3	Ellen Macdonald	emacdonald@sbcglobal.net	10581 Bragg Ave	Grass Valley	The health and welfare of our community now and in the future is paramount. Please vote NO to protect the Nevada County community. This is no time to be messing with our water. We are in a mega drought in spite of the rain.
District #3	Krista Fotou	thefotous@gmail.com	121 Richardson Street	Grass Valley	This is the wrong project in the wrong place. Don't let industrial scale mining ruin Grass Valley and Nevada City. No amount of money it brings the area is worth destroying peoples lives. This will definitely be an issue that will affect our district supervisor vote in the future. Allowing Rise to mine gold in the proposed area is not good for the people of Nevada County. It would be a huge step backwards in terms of making Grass Valley and Nevada City better places to live and/or visit.

District #3	Nora	Nausbaum	Noraroberta@gmail.com	15631 Lower Colfax Road	Grass Valley	We all need resolution and a stop to this particular nasty greediness. We all recognize a con man when we see him. Don't let greed and corruption win. Thank you.
District #3	Alison	Anderson	alison@casaditerra.net	19511 Wymer Ln	Grass Valley	We are just horrified that this is still being considered. Please, please make this threat to our community go away. The consequences of this passing would literally ruin this town and our properties.
District #3	Nita	Rubio	embodyshakti@gmail.com	14969 Julia Ranch Road	Grass Valley	We cannot emphasize enough that the risks are not worth it. This particular mining company is not worth it- as shown by their track record.
District #3	Joyce	Scott	joycestudiojo@gmail.com	Richardson Street	Grass Valley	We don't want them We don't need them Let's make time ~ room ~ energy ~ money and heart for positive things that truly to our outstanding community.
						To Rise: You Rise Gold people must be in some sort of desperate situation to want to be in a community that does not welcome you.
						Perhaps we could all come out as quicker winners if you took your time and money-consuming efforts elsewhere..
District #3	Richard	Glover	rvgllover@ymail.com	13001 Allison Ranch Rd	Grass Valley	Best of luck in your efforts elsewhere. ~ Joyce We don't want you mining in our town!
District #3	Michelle	Noe	noetix@aol.com	322 S. Church St.	Grass Valley	We have enough information to know exactly who we are dealing with here. The most important thing is to actually contract with honest and reliable people..not thieves and those who destroy the communities they work in. Stop this. We need a safe and clean environment, and we do not deserve to be ripped off by fly by night corporations. Please take care of this community.
District #3	Edson	Holmes	edsonwoodturner@gmail.com	13010 Mink Court	Grass Valley	We have lived adjacent to the mine site for 29 years and have never seen Amy mining operations conducted. I don't believe that vested rights are warranted, please vote NO!
District #3	Sarah	Cuevas	cocreative22@hotmail.com	13955 greenhorn rd	Grass valley	We know what's right for our community and we all know Rise isn't it.
District #3	Traci	Smith	hwthchampsom@yahoo.com	10285 Sugar Pine Ct	Grass Valley	With Nevada county having one of the highest rates of cancer in No calif- per capita-we cannot authorize more mining. The hospital was but on mine tailings & we continue to have water supply issues! NO THANK YOU!!!!
District #3	Donna Jack	Jones	donna.lionpubs@comcast.net	Po Box 542	CEDAR RIDGE	
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District #3	Philip	Alferness	palferness@comcast.net	10871 bubbling wells rd	Grass Valley	
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District #3	Melynda Ruckels	melyndaruckels@sbcglobal.net	13060 Somerset Dr.	Grass Valley
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District #3	Cheri Russell	sassabratt@yahoo.com	10976 Rough and Ready Hwy	Grass Valley
District #3	Jeffrey Russell	fatherwolf22@gmail.com	10728 Footwall Dr	Grass valley
District #3	Andrew Rust	ajrust23@gmail.com	14338 State Hwy 49 #40	Grass Valley
District #3	Barbara Schmitt	bjschmitt7322@gmail.com	357 1/2 alta st	Grass valley
District #3	Bestina Schwartz	tina.schwartzgv@gmail.com	13684 meadow view drive	Grass Valley
District #3	Ann Schwartz	anschwartz49@gmail.com	13812 Meadow Dr	Grass Valley
District #3	Paul Schwartz	psschwartz21@gmail.com	13812 Meadow Dr	Grass Valley
District #3	Joyce Scott	joycestudioj@gmail.com	209 Maiden Lane	Grass Valley
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District #3	Douglas Smith	dsmith195950@yahoo.com	10285 Sugar Pine Ct	Grass Valley
District #3	James Smith	jwsmith37@outlook.com	647Packard Dr.	Grass Valley
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District #3	Sasha Soukup	sashasoukup@yahoo.com	511 Linden Ave	Grass Valley
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District #3	Margaret Stack	adjoastack@yahoo.com	10519 C Street	Grass Valley

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District #3	Erin	Tarr	erinharr@gmail.com	710 Doris Dr	Grass Valley
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District #3	Melodee	Webster	dee@message4u.net	12855 Burma Oaks Road	Grass Valley
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District #3	susan	wright	susanpatricewright@gmail.com	165 West Empire St	Grass Valley

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District #3	Jan	Gehrels	jangehrels@yahoo.com	13334 Idaho Maryland Rd	Nevada City	
District #3	Linda	Nowak-Carlson	lnowakcarlson1@gmail.com	16604 astral trl	Nevada City	
District #4	Liese	Greensfelde	lieseg17@gmail.com	18977 Wepa Way	Nevada City	As a 47-year resident of Nevada County who has been deeply involved with local mining issues since 1977 when Placer Service Corporation applied for an open-pit mine permit on the San Juan Ridge, I am astonished by the audacity of Rise Gold's dishonest attempt to claim a vested right to re-open the Idaho Maryland Mine. I'm grateful to County staff's clear-eyed rebuttal to that claim, and furious with the applicant's tactics that have cost this county and its residents untold time and expense over the past several years. I ask that you as a Board consider taking legal action against the applicant for tendering such a specious claim, which has required our county to expend even more time and money on refuting.
District #4	Anjelica	Loyd	waloorune@gmail.com	106 Lark St	Penn Valley	As a life long Grass Valley resident, there has never been any activity at the Idaho Maryland mine during my lifetime. Growing up, my understanding was that mining was an ecologically barbaric custom of the past. In addition, it has always been my understanding that our county and our state had come to the unanimous legal decision to make mining companies financially responsible for the death and destruction their operations caused to the extent that it was fiscally irresponsible for them to continue operations and that's why we have no more mines.
District #4	Eddie	Zavala	eddiestax79@gmail.com	12952 rough and ready hwy	Rough and ready	Do not let this company do business here. Rise Gold CEO has numerous charges for environmental spills, Polluting water and skipping out on the bill. This would be a danger to our health and to eco the system.
District #4	Taylor	Taylor	hijingles@gmail.com	13643 wildwood heights dr	Penn valley	ENTRY 1: No mine we need the water not a mine with all the noise and trucks 24x7. ENTRY 2: We don't need all the traffic it will cause big trucks running all the time and all the noise they will cause.
District #4	Linda	Cohee	lindaranch@yahoo.com	9226 Sicard Flat Road	Browns Valley	ENTRY 3: No one has been mining for as long as I have lived here and that's been since 89. From 1969 to 1977 I lived 2 miles from the Empire Mine. There was NO mining occurring at the Empire Mine.
District #4	Charly	Price	charlyprice@gmail.com	12655 Little Deer Creek Ln	Nevada City	"Vested rights" is wholly deceptive and false. Grass Valley is continuing to make great improvements and has become a major destination. Allowing this large industrial operation would be a huge step backwards for Grass Valley, and everyone living in its vicinity.

District #4	David	Putnam	dave@daveandlisa.net	16318 Foothold Drive	Grass Valley	<p>I am a 67 year old resident of Nevada County. The year that I was born was last time that the Idaho Maryland Mine was in operation. Our community has spoken loudly and clearly that they are not in favor of allowing mining operations to resume there. Rise Gold's campaign game of smoke and mirrors, misleading press releases, post card mailings to citizens and promises that resumption of mining operations will bring a boon to the local economy have sham written all over them.</p> <p>Clearly, the property in and around the mine has evolved from rural in the 1950s to residential in current times. The truck traffic and noise caused by mining operations is not something that landowners and businesses adjacent to the property bargined for when they acquired their property.</p> <p>Given their track record of mining operations in British Columbia I have very little doubt that Rise Gold would choose to walk away from their responsibilities to mitigate ecological issues if they were allowed to resume operations at Idaho Maryland Mine and not achieve the level of return on investment. Even worse yet I fear that the risk of a collapse like the one that occurred at Siskon Mine in 1995. In the end, the taxpayers would end up holding the bag.</p>
District #4	Roger	Vancouver berghé	vancaou1@gmail.com	13406 Hoot Owl Road	Nevada City	<p>I appreciate the unanimity in this matter of the Board in recent votes. I hope to see unanimity in upcoming votes regarding Rise Mine's effort to invade Nevada county. I'm obviously against the mine, but I'm against it because we're a long established bedroom community. This is not the middle of the Nevada desert. I know you so I know how you're going to vote, so I asked rhetorically, please support this community and vote against Rise Mine.</p>
District #4	Peter	Stevenson	ps98212@gmail.com	12481 Palmer Rd	Nevada City	<p>I believe the only way this mine operation would be profitable is to bypass all environmental safety conditions and historically that is what ultimately happens. It's what they did in Canada and it's what they'll do here. Absolutely please stop this disastrous venture.</p>

District #4	Nicholas Ingersoll	ingersoll@gmail.com	13680 Bitney Springs Rd	Nevada City	<p>I cannot believe that after growing up in this county and facing limitations on my activities and safety at every turn as a student, sportsman and resident from the legacies of industrial mining pollution left by derelict, shuttered and abandoned mining facilities such as Idaho-Maryland Mine that attempts to resume activities at this long-derelict facility would still be seriously entertained.</p> <p>The job creation claims of this resources extraction project are laughable when taken at face value. The lack of continuous mining operations in the area since 1956 means that most of these highly qualified, specialist positions will be filled with out-of-state or H1B international specialists rather than locals because of the years-long pipelines needed to train them and a lack of mining-specific occupational training in regional schools and universities. The profitability of this endeavor under conditions of any actually equitable profit sharing with the county and investment in local education to provide this infrastructure is even more dubious.</p> <p>Not only will this project not create jobs for locals, it will cause massive disruption to key engines of our local economy, hurting large regional employers and scaring away the sporting and tourist dollars that drive the local economy. Moreover, Rise and its activities threaten to overload and put excessive wear and tear on the already overstretched road and utilities infrastructure of our county without offering any truly commensurate long-term investment to</p>
District #4	Beverly Schorr	schorrbird@yahoo.com	13696 Miller Rd	Nevada City	<p>I pray this doesn't go forever. Let's finish this off now! Stop the Mine FOREVER</p> <p>TIMES HAVE CHANGED SINCE THE OLD DAYS OF MINING</p>
District #4	Gaye Torjusen	gaye@torjusen.com	11000 Woodchuck Ct	Penn Valley	<p>Change the outdated laws that even give that mine a chance. I strongly support the letter above.</p>
District #4	Jacqueline Lee	morepurple@gmail.com	11336 Buckeye Ct	Penn Valley	<p>I want to have something left to leave my children, not hollowed out, poisoned land. I can not imagine letting this land be depleted further. We are guests on this land to begin with and it's our duty to protect her! This Mine is closed and should remain so for the safety and preservation of Grass Valley and surrounding areas.</p>
District #4	Cheryl A Zook	zookcheryl@gmail.com	15543 Indian Springs Rd	Penn valley	<p>I would like to remind the Board of supervisors that the Empire Mine which has been closed for decades is STILL a contaminated site with active tailing ponds.</p> <p>Our community and the beauty of our surroundings that supports our vibrant agricultural and tourism industry deserve and demands a firm NO to Rise Golds attempts to reopen The Idaho Maryland Mine</p>

District #4	Matthew Stibbe	stibbe.matthew@gmail.com	19600 Toyon Dr.	Penn Valley	It makes zero sense to backtrack and allow larger scale mining back into this area after all of the environmental damage it created the first time. Not to mention the utter lack of respect for the environment and environmental agreements in past Rise Gold ventures. As a company they have shown their word and even signatures on documents cannot be trusted if it impedes their mining in the least bit. They and all future large scale mines should be shut out of the district as times have changed and even their minor supposed economic benefits of the mine are minimal at best and pale in comparison to the damage they will inevitably incur to the entire area.
District #4	Anna Reynolds	edfiyar@saber.net	14328 BARR RANCH ROAD	Nevada City	It seems incredible to me that Rise Gold has gotten so far with its untenable, damaging, and arrogant project. Nevada County surely is smarter, and more aware of current reality, than to allow a re-up of the tremendous damage that began almost 175 years ago! Those with appropriate authority have an obligation to end this odious project and others like it that might show up. We need to be better going forward.
District #4	Duncan Linthicum	duncanlinthicum@gmail.com	16298 Hillaire Rd	Rough and Ready	It would be a huge step backwards for this community to become a mining town again. The price to pay is way to high.
District #4	Maegle Crane	maggle@maglecrane.com	15318 Indian Springs Rd	Penn Valley	Let's not put finances for a few ahead of quality of life for a whole community!
District #4	Christie Brockett	cbangeilstouch@yahoo.com	12702, Roadrunner Drive	Penn Valley	Opening this mine would be a detriment to our entire community! Please don't fall for Rise Gold's lies!!
District #4	Shannon Boling	whereishannon@gmail.com	15888 Hovick Stone Way	Rough and Ready	Our children and our community depend on you to reject their ridiculous vested rights petition!
District #4	Anita Lincoln Pearson	anitapearson15@yahoo.com	18599 Majestic View Court	Penn Valley	Please protect our community, the environment and our water. This land is irreplaceable, the damage is permanent.
District #4	Laura Violette	loveps23@gmail.com	10894 Cavitt Lane	Rough and Ready	Please reject Rise Gold pursuit of any part of the Idaho Maryland Mine. It is clear they lack integrity and their only goal is to destroy our beautiful community we call home. Your job is to protect us all from this clearly insane and dangerous proposed project that would leave our area devastated and disrupted forever.
District #4	David Kimmel	3jewels3@gmail.com	18163 Lake Forest Drive	Penn Valley	Please stop this ill advised project that will harm the community.
District #4	Kathleen Kerrigan	justkate75@gmail.com	10136 Mooney Flat Road	Smartsville	Thank you for protecting the health and safety of ALL Nevada County residents.
District #4	Amy Umpleby	Amyump@gmail.com	14118 Beller Road	Nevada City	The excessive groundwater use and pollution that would be caused by reopening this mine are reason enough not to allow it. People who rely on groundwater near and downstream from the mine could effectively lose their homes, if their wells are polluted. Rise Gold has a history of mismanagement of projects and can't be trusted. Get them out of here before they ruin our town!
District #4	Marianne Sippel	msippel56@gmail.com	13549, Borrelli Road	Nevada City	The people have spoken. It's a NO! Mining is a negative forever in our backyards. Read our history.
District #4	Jennifer Long	jenlobell@gmail.com	16665 Eden Ranch Road	Nevada City	There are no convincing arguments to support mining activity close to homes and our local business communities. As a resident of Nevada City for over 50 years and a retired county employee I count on a clear NO to Rise Gold.
District #4	Shelly Erdei	erdei@stcglobal.net	14209 Oak Ridge Rd	Penn Valley	This county has been mined and is still dealing with the ramifications of mining for almost a hundred years now! We citizens deserve better than opening this can of worms again!

District #4	Loren	M	collaborate.together@gmail.com	16887 Champion Rd	Nevada City	This is an obvious "Colonial" type Resources Grab by a greedy foreign prospector. The deleterious effects on the land, the indigenous history and our present day lives is enormous in the plan to reopen the Idaho-Maryland mine. In the historical vein of "Manifest Destiny," Rise Gold is not taking the destructive effects on local ecology and our quality of life into account. Their disrespect and disregard for anything and anyone except themselves and their profit motives is unconscionable. Vote NO and escort them out of this county ASAP!
District #4	Loren Swift	Merritt	collaborate.together@gmail.com	16887 Champion Rd	Nevada City	This is an obvious "Colonial" type Resources Grab by a greedy foreign prospector. The deleterious effects on the land, the indigenous history and our present day lives is enormous in the plan to reopen the Idaho-Maryland mine. In the historical vein of "Manifest Destiny," Rise Gold is not taking the destructive effects on local ecology and our quality of life into account. Their disrespect and disregard for anything and anyone except themselves and their profit motives is unconscionable. Vote NO and escort them out of this county!
District #4	Mark	Johnson	bigwoody555@gmail.com	11130 Orion Way	Grass Valley	WATER IS MORE VALUABLE THAN GOLD! MY PROPERTY VALUES ARE NOT TO BE TRIFLED WITH! THE AIR I BREATHE WILL BE POLLUTED WITH AIR-BOURNE ASBESTOS FIBERS! MINING IS OUR PAST, NOT OUR FUTURE! NO MINE!
District #4	Fancy	Fechser	fancyfechser@gmail.com	19600 Toyon Drive	Penn Valley	We chose to move to this area because of the community's commitment to restoring the damages caused by past mining. Rise Gold be devastating to this community's health and the surrounding environment.
District #4	Julie	Herrlinger	Jmulchinator@gmail.com	12345 pioneer rd	Rough and ready	Why on earth is this still an issue? Mining from 150 years ago still has horrific consequences like mercury and hydraulic sludge. Just tell those greedy mining companies we refuse to let them ruin our beautiful quiet town With all the promise of the 'greenest' gold mine Rise is promising, we all know that the process is not environmentally friendly no matter the claim. The evidence of mining still has negative impacts on watersheds throughout the west and I don't see how re-opening the Idaho-Maryland mine will be any different. The economic impact that Rise claims re-opening will bring will be short lived compared to the environmental impact that may not be evident for years to come. In my opinion, this is a step backward for the area and I urge the Board to reject this petition.
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District #4	Rodric	Anderson	janderson@nevco.org	13738 Hidden Valley Rd	Grass Valley	
District #4	Jinnae	Anderson	jinnaeanderson@gmail.com	13738 Hidden Valley Rd	Grass Valley	
District #4	Tom	Durkin	tdurkin@vfr.net	111 Bank St., #189	Grass Valley	
District #4	BJ	Flint	gbjflint@netscape.net	19160 Lucas Hill Ct	Grass Valley	
District #4	Lynn	Forbes	lynnfrbs1@yahoo.com	12288 Thoroughbred Loop	Grass Valley	
District #4	Reed	Hamilton	reedhamilton2@gmail.com	13310 Nannas Way	Grass Valley	
District #4	Dawna	Johnson	bmergir61@gmail.com	11130 Orion Way	Grass Valley	
District #4	Karin	Kaplan	karink678@gmail.com	PO Box 1608	Grass Valley	
District #4	Lucia	Lifland	lucialifland@gmail.com	12174 McCourtney Rd	Grass Valley	
District #4	Nancy	Messier	nlmessier1@gmail.com	18297 Honey Bear Rd.	Grass Valley	
District #4	Merritt	Seuss	mseuss@gmail.com	15405 Tobago Trail	Grass Valley	

District #4	Wendy	van den Heider	vwdenheider@gmail.com	22702 Lencrest Lane	Grass Valley
District #4	Theodora Aives	Heider	4tsferragirl@gmail.com	12655 Little Deer Creek Lane	Nevada City
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District #4	Dee Anne Dinelli		deeahnedinelli@gmail.com	13050 Little Deer Creek Lane	Nevada City
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District #4	Caroline Fike		cofike@gmail.com	10455 Bitney Springs Rd	Nevada City
District #4	Christobal Fitzpatrick		moriah.fitzpatrick@outlook.com	16474 cornflower court	Nevada city
District #4	Dean Fogle		dean.fogle@gmail.com	12005 Tulane Drive	Nevada City
District #4	Melissa Funk		Melissata2@gmail.com	PO Box 793	Nevada City
District #4	Kat & Barbara		katgal59@ymail.com	12627 Sleepy Hollow Wy	Nevada City
District #4	Rachel Gicker		rachel.gicker@gmail.com	14153 LILY CREEK TRL	Nevada City
District #4	Nancy Henson		nancylmh1@gmail.com	14178 Grizzly Hill Road	Nevada City
District #4	Susan Hopkins		susandhpeace@gmail.com	12959 Woolman Lane	Nevada City
District #4	NATHANIE INGERSOLL		ningersoll@gmail.com	13680 Bitney Springs Rd	NEVADA CITY
District #4	Sarah Mckay		sarahmckay3@gmail.com	16246 Bitney Springs Rd	Nevada City
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District #4	Bruce Mosley		bjmosley7655@gmail.com	12549 Little Deer Creek Ln	Nevada City
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District #4	Karen Nilles		kaubreyin@gmail.com	10437 Macknac Court	Nevada City
District #4	Denise Osowick		dofo@suceed.net	12826 Newtown Rd	Nevada City
District #4	Margaret Phillipsborn		mphillipsborn@gmail.com	13850 owl creek rd	Nevada city
District #4	Carol Richey		blueghia64@yahoo.com	16494 Bitney Springs Rd	Nevada City
District #4	Kerstin Ronsiek		kronstiek@gmail.com	13018 Gray Lane	Nevada City
District #4	Helen Sanderson		rohinchela@gmail.com	14618 Tyler Foote Roa, #187	Nevada City
District #4	Tim and Sandra Scott		svscott123@gmail.com	17077 Cruzon Grade Road	Nevada City
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District #4	Grace	Austermiller	graceaustermiller@gmail.com	14777 Woodland	Penn Valley
District #4	Michael	Baca	m-mbaca@comcast.net	12288 lake wildwood drive	Penn valley
District #4	Denise	Beaulieu	Blueveg13@yahoo.com	16297 pleasant valley road	Penn Valley
District #4	Laura	Boatman	nuthatch22@sbcglobal.net	14209 Oak Ridge Rd	Penn Valley
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District #4	Jennifer	Connell	mojo13wy@gmail.com	11888 Elnora Court	Penn valley
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District #4	Jane	Garcia	acatzuyuba@yahoo.com	18956 Sanctuary Road	Penn Valley
District #4	Gerard	Gorman	igor99@gmail.com	10640 Del Bonita Way	Penn Valley
District #4	Mark	Greenberg	Markski88@gmail.com	18389 Jayhawk Dr	Penn Valley
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District #4	Jacquelyn	Mattoon	songbirdhelper@comcast.net	16290 Hillaire Rd	Rough and
District #4	Gloria	Molfin	petesglo@aol.com	10140 Ranch Rd.	Rough and
District #4	Krisanne	olson	Krisannie@icloud.com	12952 Rough and	Rough and
District #4	Elizabeth	Rose	elizabetharose20@gmail.com	10389 No.	Rough and
District #4	Stephanie	Steyer	sisteyer@mac.com	13672 Quail Alley	Rough and
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District #5	Barney	Dewey	barney@deweys.org	12741 Caleb Drive	Truckee
District #5	Deeane	Purchase	ddeanepurchase@gmail.co	10412 Mercury Dr	Grass Valley
District #5	karyn	gladstone	thekaryn@gmail.com	17033 Jones Ridge	grass valley
District #5	Rita	Jennings	ritamart@jps.net	20224 Red Dog Rd	Grass Valley
District #5	Esther	Alice	4estheralice@gmail.com	22398 State Hwy 20	Nevada City
District #5	Ginny	CAMERON	ginnycameron@gmail.com	15969 Red Dog Rd	Nevada City
District #5	Cherylann	Castanieto	ncherylann@att.net	17490 Lazy Dog Rd.	Nevada City
District #5	susan	cuttuli	scuttuli@hotmail.com	11939 casc riidge	Nevada City
District #5	Diane	Gross	blueskydelights@gmail.com	19720 Legacy Lane	Nevada City
District #5	Paul	Jorgensen	paul@themagiccarpet.biz	15547 Indian flat	Nevada City
District #5	david	reed	fandorfarm@gmail.com	25000 Tandor	nevada city
District #5	Lisa	Reinhardt	llisalureinhardt@gmail.com	19236 Blue Ridge Rc	Nevada City
District #5	Renee	Wade	renee.wildrose@gmail.com	26532 Wampum	Nevada City
District #5	John	Sorensen	jasoren10@gmail.com	13759 Donner Pass	Truckee
District #5	Sue	Sorensen	truckeesue@gmail.com	13759 Donner Pass	Truckee

I believe that opening any old mines in Nevada County is a bad precedent; pushing our communities back decades. I have second home within a mile of the mine. The sounds and vibrations would significantly lower the home value and lower my quality of life. Please do not allow this mine to reopen.

mines require maintenance to remain safe and accessible. This mine has not been continuously maintained and so it is evident that there are no vested rights.

This company is not going to care for our community. Please do not let this happen!

From: [Pete Perez](#)
To: [Clerk of Board](#)
Subject: Vested rights at Idaho Maryland Mine
Date: Tuesday, December 12, 2023 3:36:01 PM

Cannot identify Dist

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I have read the staff report and it is incorrect. The Idaho Maryland Mine was never abandoned. The sihlo still stands. From: A concerned Nevada County home owner.

12/13/23 Christy Hubbard, District 3 on behalf of CEA Foundation.

If they ever existed, any vested rights on the Idaho-Maryland Mine were lost shortly after 1956. Considering all operational parts of the Mine, it was clearly abandoned by the owners as evidenced by the complete shut down, equipment liquidation, land sales, and the actions of the Board of Directors within a couple of years. That is all that is needed to deny vested rights based on California legal standards.

Next, looking at the Mine's history over the intervening decades, it's obvious that no vested rights exist. There is clear evidence of abandonment. For decades nothing happened except an adjacent sawmill operation for a period and some rock crushing, neither of which is gold mining.

Additionally, when one looks at the individual sites or components as determined by the Hansen case and established by state case law, the vested claim is even weaker.

But there's more. The claim for vested rights also fails under the Nevada County Land Use Development Code. And the text addressing non-conforming uses is little changed from the original 1954 Zoning Enabling Ordinance.

Per Section L-II 5.19 B of the current code:

- **Vested rights are lost if the use is discontinued for a period of one year or more.** There are multiple one-year periods where any vested rights would be lost by the Mine under this code.

- **Vested rights are lost if the use is enlarged or intensified, or extended to occupy a greater area of land, or moved in whole in part.** There are no processing facilities now. Rise requires substantial change with new, much larger facilities, to be moved to a new location, and it is an intensification. The Petition fails on all counts.

In conclusion, in addition to all the other reasons to deny Rise's claim for vested rights, the County Land Use Code alone, both in 1954 and now, is sufficient to deny the vested rights claim.

Please deny this invalid Vested Rights Petition.

Thank you.

12/13/2023 John Vaughan. District 3. On behalf of the CEA Foundation.

When Rise claims that they own the Idaho-Maryland Mine, in fact they only own a fraction of the surface assets of the historical mine.

First, Rise does not own any land where the Idaho-Maryland site Ore Processing facilities were in the 1950's. These were located East of Centennial Dr.

Second, Rise doesn't own the Round Hole access shaft.

Third, the New Brunswick site is the closest thing that Rise now owns to anything that was a key element of the Mine in the 1950s. But no original surface structures exist **anywhere** except the concrete remains of the old silo.

A fourth site, now known as the 52 acre Centennial site, which Rise does own, was used almost entirely to deposit tailings and waste rock from the mine. Surface rock crushing in the 1970's is not underground gold mining and, as just mentioned, does not qualify for vested rights. At the Planning Commission hearing, Rise announced they will use Alternate 2, that they don't need the Centennial site and they won't be using it for dumping.

Thus, Rise only owns one of the three key sites used to operate the mine in 1954, plus a chunk of the Centennial tailings dump, which, at the Planning Commission hearing, they claimed they don't need and don't intend to use. They don't get to have it both ways.

The Sawmill site was always used as a sawmill. No gold mining has taken place on that property. Now Rise wants to build a new 122,000sf facility at that site which was not used to process ore at any time in the history of the Mine. This is a significant change which would invalidate any vested right.

In summary, what Rise repeatedly refers to as the "Vested Mine Property" is presumptuous, and meaningless. Rise does not even own key operational properties that were the mine in 1954. They are trying to claim vested rights for mining operations on land that they do not own and using structures that don't exist. More fantasyland thinking.

Rise is trying to claim vested rights on something they don't even own. Based solely on that, the vested claim should be denied.

Thank you.

12/13/2023 Laurie Oberholtzer, District 1

I'm speaking today on behalf of the Community Environmental Advocates Foundation, or CEA Foundation. We hope you have read our legal analysis, provided by Shute, Mihaly & Weinberger. Assuming that you have, we are limiting our public comments to some key points regarding the Vested Rights Petition (Petition).

Rise Grass Valley (Rise) is asking that we suspend reality and enter into a fantasy land in which we reinterpret history, ignore relevant laws, believe that some injustice is being perpetrated, and claim that there are conspiracies afoot. Add to that Rise's attempts to intimidate and threaten with lawsuits, all of which results in a waste of the County's time and a burden on the community.

The Petition should be rejected. The notion that Rise could retain a legal right to resume a nonconforming use that has not been carried out in nearly seventy years is absurd. Even assuming that a vested right to mine gold existed at some point, that right has long since been lost.

According to both the 1954 Zoning Enabling Ordinance, cited by Rise in their Petition, and current Land Use and Development Code, a vested right is lost if the use is discontinued for one year. That alone is sufficient to deny vested rights.

The Petition attempts to avoid this obvious conclusion by distorting the law and the facts. Among other things, it wants us to believe that there is no distinction between subsurface mining for gold and quarrying waste rock. And it glosses over volumes of evidence from numerous sources showing that all gold mining operations on the Property were, in fact, abandoned decades ago.

Rise also has not provided any proof that a vested right to mine gold arose at any point, or that this right exists to each of the sites that make up Rise's current Properties. Additionally, Rise's proposed uses of the Properties would constitute an improper enlargement or intensification of that right.

Quite simply, any vesting right was lost shortly after the mine shut down in 1956 when the mine was shut down and all assets were liquidated.

The Rise Petition must be rejected.

Thank you.

12/13/2023 Josie Crawford, District 2, Speaking on behalf of CEA Foundation

Rise relies heavily on the 1996 California Supreme Court Hansen Bros case in which vested rights for an aggregate processing business were retained after a period of non-operation. Rise claims that the aggregate processing on the Centennial site in the 1980s is a similar case. It is not.

The Hansen vested rights issue involved an area of surface, hillside quarrying. The key factor in Hansen is whether all of the areas were ‘integral components’ to the mining operations. In Hansen, because the hillside use was an integral component of the business operations, the Hansen vested right was not lost over that area.

Unlike the shut down and liquidation of the Idaho-Maryland Mine in 1956, the Hansen business never completely shut down. The plant, equipment and inventory were maintained throughout the non-use period. Hansen Bros business activities were being conducted and included stockpiled materials from the hillside that could be drawn upon.

The Hansen ruling states clearly that **if** the hillside operations were an independent part of the business instead of an integral or component part, the vested right may be lost. In other words, the vested right to carry out one component of a mining operation does not guarantee a broader right to carry out any other distinct mining use that the property owner wants. Other case law also finds that a vested right to mine is limited only to “the particular asset” being mined.*

In Rise’s case, the reprocessing of waste rock and tailings on the Centennial site was a **completely independent operation** that occurred intermittently long after the Mine shut down and is not relevant to underground gold mining operations.

In summary, relying on the aggregate operations on the Centennial site as evidence of mining activities should be discounted. **There were no operations at any time on the Centennial site that qualify to preserve a vested right.** There is no integral component. There is no continued use. There is no vested right.

The Rise Petition should be denied on this point alone.

Thank you.

*County of Du-Page v. Elmhurst-Chicago Stone Co., 165. N.E.2d 310, 313 (Ill. 1960), which held a vested right to mine is limited to “the particular asset” being mined); Paramount Rock Co. v. County of San Diego (1960) Cal.App.2d 217, 228 (concluding a vested right to extract sand and premix concrete materials did not encompass a right to crush rocks for use in concrete premixing); Hardesty, 219 Cal.Rptr.3d at 43–44 (holding vested right to engage in subsurface mining did not encompass right to surface mining).

12/13/23 Ralph Silberstein, CEA Foundation

If one looks at what could be included in a vested right for the Mine, the evidence of abandonment is very clear.

If Rise had a vested right, it certainly couldn't include the ore processing facilities at the Idaho-Maryland site. Rise does not even own that land, which is East of Centennial. As you may recall, Vested Rights are lost for any usage if significant changes are made. Rise's proposal to build new facilities at new locations wouldn't be possible without a Use Permit.

And vested rights wouldn't include using the Round Hole access shaft site. Rise doesn't own that either.

- Could Rise build a new access shaft? That's another significant change.
- A water treatment plant? ... Significant change.
- Engineered Fill pile on Brunswick? ... Significant change.
- A new larger head frame? ... Significant change.

The list goes on...

The fact of the matter is, when we consider abandonment, just the act of demolishing all structures and selling the land, and selling the mineral rights, makes clear that all the components of the Mine from 1954 were abandoned.

And now, Rise has acquired only some of what were the old Mine's surface assets. All the buildings and equipment are gone. There's nothing left with which to continue operations. And everything that Rise would need to open the mine would involve a significant change. And that would invalidate any vested rights.

But rather than continuing in the Use Permit process, Rise submitted a deeply flawed vested rights petition that is riddled with false statements and significant omissions. The mine was abandoned in the 50's. The activities from 1956 to present repeatedly show abandonment. But even if Rise could magically show that there were legitimate mining operations ongoing, the infrastructure needed to operate does not exist.

This lack of any functional infrastructure further illustrates that the Vested Rights Petition is absurd, has no credibility, and is a misuse of the intention of vested rights. If anything, this entire Vested Rights claim has simply provided Rise with the opportunity to spin their story and raise more investor capital. And now we see a whole team of expensive lawyers are getting paid by misled investors. I feel Rise's actions are completely unethical.

Let's end this charade. Deny the vested rights claim.

Thank you.

From: [Susan Hennings](#)
To: [Clerk of Board](#)
Subject: IM mine
Date: Tuesday, December 12, 2023 11:37:41 AM

Dist 3

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It is quite clear that a vested interest in IM mine is not a given since the mine closed in 1956-58. The property may have been sold as a mine, but being non-operational means there is no vested interest.

Please adhere to case law and protect our community.

Thank you

Susan Hennings

Sent from [Mail](#) for Windows

From: [Beth Moorehead](#)
To: [Clerk of Board](#)
Subject: public comment - NO vote
Date: Tuesday, December 12, 2023 9:32:51 AM

Dist 3

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I am a NO vote on Rise's petition for vested rights

A NO vote on Rise's petition for vested rights is the **ONLY** vote that makes sense for Nevada County. My inlaws worked the mines, died in the mines and always strived to get **OUT** of the mines.

We're not Victorians any more.

Regards,
Beth Moorehead
118 Jan Rd
GV CA 95945

From: [Joyce Scott](#)
To: [Clerk of Board](#)
Subject: Rise Gold
Date: Tuesday, December 12, 2023 7:32:30 AM

Dist 3

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I am unable to attend December 13 meeting ~ but my heart will be there saying "enough" of all this nonsense of reopening any mine in Grass Valley.

Thank you for allowing our community to maintain it's dignity. ~ Joyce Scott

From: [Daniel J Desmond](#)
To: [Clerk of Board](#)
Subject: Community First
Date: Tuesday, December 12, 2023 7:01:08 AM

Dist 1

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Please lead us out of the potential of a community distort by saying no to Rise Gold's plan to build an extractive industry in the middle of our homes. I'll see you Wednesday to support you in your efforts tell Rise Gold No.

Thanks,

Dan

Daniel Desmond

10500 Hawke Lane

Nevada City CA 95959

DECLARATION OF CHARLES W. BROCK (corrected)

DEC 11 2023

NEVADA COUNTY
PLANNING DEPARTMENT

I, Charles W. Brock, declare as follows:

1. I am over 18 years of age and have personal knowledge of the facts contained in this declaration which is true, correct and complete. If called upon to testify I could and would testify as to the truth of the facts stated herein.
2. I have been a licensed Realtor in California since 1968, and obtained my Brokers License in 1981. (Lic. # 00328328)
3. In 1980 I was introduced to the heirs of the Estate of Marian Ghidotti, by their attorney Richard Hawkins. The three executors of this estate were Erica Erikson, Mary Bouma and William Toms (aka. "the BET Group").
4. In 1981 I represented the Estate of Marian Ghidotti in the sale of 14 parcels which comprised what was referred to as "The Ghidotti Ranch", in Penn Valley, CA.
5. Throughout the mid 1980's I remained in contact with the BET Group and worked on planning to sell their holdings known as the former Idaho Maryland Mine. At no time during my representation of the BET group did they ever consider reopening or operating any mining activity. They were well aware of the toxic contamination on site and had limited resources to deal with soils contamination, let alone reopening and operating a gold mine. This viewpoint was clearly communicated to me by each of the three executors. In 1986 the decision was taken to subdivide acreage at the Old Brunswick Mine in order to raise funds to address toxics soils, so that the balance of their holdings might be better prepared for sale. In January of 1987 local surveyor Al Beeson was engaged by the BET Group and recorded County Final Map #85-7 (BET Acres), subdividing 5 residential lots on the site of the Old Brunswick Mine. This same map delineated contiguous remaining lands which are now owned by Rise Gold and are commonly known as the "Brunswick Industrial Site", located at the intersection of East Bennett Rd. and Brunswick Rd. Between January 4, 1989 and August 23, 1989 I represented the BET Group, closing escrows on each of these 5 parcels. Proceeds from these sales were later used to pay taxes and begin

efforts to conduct soils sampling on the Centennial site holdings, in preparation for marketing the remaining former mine parcels. In 1992 I assisted the BET Group contract with Vector Engineering to conduct soils testing.

6. I did not represent the BET Group as they entered a Lease with Option to Buy with Emgold Mining in early/mid 2000's. After an approximate 7 year effort, Emgold failed to certify their Environmental Impact Report and abandoned their Lease with Option to Buy the former mine property.
7. In June of 2014, I listed the remaining holdings formerly known as the Idaho Maryland Mine for sale. Within the body of the Listing Agreement it was stated, "Subject property was once an operating gold mine (Idaho Maryland Mine), and portions of the surface soil is known to be contaminated". Historical information, data and core samples were made available to the market, however, the sellers wanted the market to clearly understand that the Idaho Maryland Mine was not a permitted, operating mine, and that the BET Group would not be participating in any mine clean-up or permitting activity as a condition of sale. This condition of sale was clearly stated, in a remark I made at that time which was quoted in the Grass Valley Union newspaper (June 11, 2014) where I said "we are not selling a mine". Measures taken to arrive at our asking price were based on comparable sales of similarly zoned light industrial and residential properties.

I, Charles W. Brock, declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 12-20-23

By:  _____

Charles W. Brock

RECEIVED

DEC 11 2023

NEVADA COUNTY
PLANNING DEPARTMENT

**Department of Real Estate
of the
State of California**

**FINAL SUBDIVISION PUBLIC REPORT
STANDARD**

In the matter of the application of
**MARY BOUMA, ERICA ERICKSON, AND
WILLIAM TOMS**

FILE NO.: 025667SA-F00

ISSUED: JUL 6 1987 *ix*

EXPIRES: JUL 5 1992

for a Final Subdivision Public Report on
BET ACRES

JAMES A. EDMONDS, JR.
Commissioner

by *Joseph E. N...*
Deputy Commissioner

NEVADA COUNTY, CALIFORNIA

CONSUMER INFORMATION

- ❖ **THIS REPORT IS NOT A RECOMMENDATION OR ENDORSEMENT OF THE SUBDIVISION, IT IS INFORMATIVE ONLY.**
- ❖ **BUYER OR LESSEE MUST SIGN THAT (S)HE HAS RECEIVED AND READ THIS REPORT.**
- ❖ **A copy of this subdivision public report along with a statement advising that a copy of the public report may be obtained from the owner, subdivider, or agent at any time, upon oral or written request, must be posted in a conspicuous place at any office where sales or leases or offers to sell or lease interests within the subdivision are regularly made. [Reference Business and Professions Code Section 11018.1(b)]**

This report expires on the date shown above. If there has been a material change in the offering, an amended Public Report must be obtained and used in lieu of this Report.

Section 12920 of the California Government Code provides that the practice of discrimination because of race, color, religion, sex, marital status, national origin, physical handicap or ancestry in housing accommodations is against public policy.

Under Section 125.6 of the California Business and Professions Code, California real estate licenses are subject to disciplinary action by the Real Estate Commissioner if they make any discrimination, distinction or restriction in negotiating sale or lease of real property because of the race, color, sex, religion, ancestry, national origin, or physical handicap of the prospective buyer. If any prospective buyer or lessee believes that a licensee is guilty of such conduct, he or she should contact the Department of Real Estate.

READ THE ENTIRE REPORT ON THE FOLLOWING PAGES BEFORE CONTRACTING TO BUY OR LEASE AN INTEREST IN THIS SUBDIVISION.

pg 2 of 8
BKT ACRES
Subdivision
Public
Report

SPECIAL NOTES

1. YOUR ATTENTION IS ESPECIALLY DIRECTED TO THE PARAGRAPH(S) BELOW ENTITLED:

STREETS AND ROADS, AND GEOLOGIC CONDITIONS.
2. IF YOU PURCHASE FIVE OR MORE SUBDIVISION INTERESTS (LOTS) FROM THE SUBDIVIDER, HE/SHE IS REQUIRED TO NOTIFY THE REAL ESTATE COMMISSIONER OF THE SALE. IF YOU INTEND TO SELL YOUR INTERESTS OR LEASE THEM FOR MORE THAN ONE YEAR, YOU ARE REQUIRED TO OBTAIN AN AMENDED SUBDIVISION PUBLIC REPORT BEFORE YOU CAN OFFER THEM FOR SALE OR LEASE.

LOCATION AND SIZE: This subdivision contains 8 lots on 75.34 acres in Nevada County, at Brunswick Road and East Bennett Road, approximately 1 mile from Grass Valley.

This report does not include Lots 6, 7 and 8.

MINERAL RIGHTS: You will not own the mineral rights under your land below a depth of 200 feet. These have been reserved by the sellers. The right to surface entry has been waived.

EASEMENTS: Easements for utilities, rights-of-way, building setbacks, and other purposes are shown on the Title Report and Subdivision Map recorded in the Office of the Nevada County Recorder, Book 7 of Maps, Page 75.

USES AND ZONING: The adjacent property to the south is zoned for Light Manufacturing uses.

HAZARDS: The following hazards exist within or near this development:

See Geologic Conditions.

FIRE PROTECTION: The Gold Flat Fire District Fire Department advises as follows:

A portion of this subdivision map lies within Gold Flat Fire Protection District; the other portion is within Ophir Hill Fire Protection District. This subdivision is located approximately 2.9 miles from our Station 1; 12444 Nevada City Highway, and approximately 1.2 miles from a proposed station, to be located in Loma Rica Industrial Park. Fire protection will be provided for this subdivision on an as-needed, or requested basis.

A fire hydrant is located at the intersection of Brunswick and Greenhorn Roads. The subdivision is served by two, well-maintained, year-round fire stations, staffed by approximately 25 volunteer firefighters, a full time, paid fire Marshall, and a part-time,

FIRE PROTECTION: (Continued)

paid Fire Chief. Four Class-A engines, a 4,300-gallon water tender, and a four-wheel drive, quick attack truck, are available for responses into the area.

SEWAGE DISPOSAL: Septic systems will be used for sewage disposal. You must pay for your septic system. The subdividers estimate the costs to be \$3,500.00.

The Nevada County Department of Environmental Health reports:

The subject project has been approved for individual on-site sewage disposal systems and individual wells for each parcel. A specific location for the septic system has been approved, wells must be located greater than one hundred feet from the approved sewage disposal area.

Prior to issuance of a septic permit, two scaled site plans with copies of the complete soils work will be required.

Applications proposing sewage disposal systems outside the approved area will require new soils work.

Prior to issuance of a building permit, the following must be completed:

1. A septic permit issued.
2. A well permit obtained and a well installed, providing not less than 1 gpm.

This assurance is applicable as of the date of issuance of this public report. If there is a change in the requirements for a sewage disposal system permit, the subdivider must amend the public report to disclose the new conditions. Please note that if you do not intend to install a sewage system at this time, there is no guarantee that the lot will later qualify for use of a septic system. Prior to purchasing a lot/parcel and commencing construction you should contact the local health department for specifications, requirements and any local problems.

SOIL CONDITIONS: Soils and geologic information is available at the Nevada County Planning Department, 901 Maidu Lane, Nevada City, California 95959.

GEOLOGIC CONDITIONS: THE UNIFORM BUILDING CODE, CHAPTER 70, PROVIDES FOR LOCAL BUILDING OFFICIALS TO EXERCISE PREVENTIVE MEASURES DURING GRADING TO ELIMINATE OR MINIMIZE DAMAGE FROM GEOLOGIC HAZARDS SUCH AS LANDSLIDES, FAULT MOVEMENTS, EARTHQUAKE SHAKING, RAPID EROSION OR SUBSIDENCE. THIS SUBDIVISION IS LOCATED IN AN AREA WHERE SOME OF THESE HAZARDS MAY EXIST. SOME CALIFORNIA COUNTIES AND CITIES HAVE ADOPTED ORDINANCES THAT MAY OR MAY NOT BE AS EFFECTIVE IN THE CONTROL OF GRADING AND SITE PREPARATION.

PG 5 of 8
Bet Acres
Subdivision Public
Report

SOIL CONDITIONS: (Continued)

removed, (reused for aggregate and/or fill off the site), constructing on the remaining tailings could prove difficult. Home sites on the tailings are also considered undesirable. Lots 2 and 4 have enough area that is not on the tailings to provide sufficient building areas.

The fault that was addressed in our initial Geotechnical Reconnaissance (dated February 26, 1986), as crossing near Lot 2, appears to be present on the northernmost part of the lot. The age of this fault is on the order of 100 million years, and any potential risk of movement is so slight that it should not affect single-family residential construction. We recommend that any construction be set back at least 200 feet from the fault (the approximate location of the fault is shown in our previous work, Geotechnical Reconnaissance). (Also shown on the recorded map).

Soil conditions at the site, other than the tailings piles, are suitable for conventional residential foundation systems if footings are properly designed and constructed."

WATER: There is no regular water service to this tract. Private water wells are the only source of water in this tract; and you will be required to pay all cost to have a well installed.

The subdivider's well driller has submitted the following information:

"We have drilled three (3) wells on three of the lots (Lots 1, 2 and 3), of the five lot subdivision located in Section 25, Township 16 North, Range 8E. This is located off Brunswick Road, also fronting on East Bennett Street.

The depths of the wells were:

175 feet making 12-1/2 GPM
425 feet making 10 GPM
550 feet making 10 GPM

Our cost at the present time for drilling is \$10.50 per foot, which includes casing and seal.

To install a pump system in these wells, the cost would range from \$1,650.00 to \$3,400.00, on the deepest well.

Wells vary in depth in our county, so there is no definite answer on the water depths it can be found."

The locations of the test wells are shown on the Final Map of Bet Acres, recorded in Nevada County.

GAS AND ELECTRICITY: A May 29, 1987, letter from Pacific Gas and Electric Company reports:

Pg 6 of 8
BET ACRES
Subdivisor
Public Report.

GAS AND ELECTRICITY: (Continued)

"The subdivider has advised us that he does not plan to make arrangements with PG&E to provide electric service to the lot line of each lot within this subdivision.

This certifies that overhead electric distribution to Bet Acres can be supplied under our Electric Rule 15.

Lot 1, the most remote lot, is located approximately 200 feet from our existing overhead electric facilities. Additional footage may also be required to reach a desired building location.

If a bonafide purchaser and applicant desired service under the provisions of Paragraph B, the cost would amount to approximately \$1,700.00, less any free footage allowance permissible for electric equipment the applicant may agree to install.

If the developer wishes to establish service to this lot under the condition of Paragraph C, there would be no cost to a prospective purchaser, since the actual cost would be paid entirely by the developer.

Any extension to serve this subdivision would be dependent upon acquiring satisfactory rights-of-way.

The charges quoted are based on current tariffs for an electric distribution system. However, the actual charges for the electric distributions system will be established in accordance with the current extension rules in effect at the time of the installation.

GAS: There is no piped gas in the area.

FLOOD AND DRAINAGE: The Nevada County Department of Transportation reports there is no flood control district in Nevada County. Therefore, information on potential flood hazards, if any, is not available.

TAXES: The maximum amount of any tax on real property that can be collected annually by counties is 1% of the full cash value of the property. With the addition of interest and redemption charges on any indebtedness, approved by voters prior to July 1, 1978, the total property tax rate in most counties is approximately 1.25% of the full cash value. In some counties, the total tax rate could be well above 1.25% of the full cash value. For example, an issue of general obligation bonds previously approved by the voters and sold by a county water district, a sanitation district or other such district could increase the total tax.

For the purchaser of a lot in this subdivision, the "full cash value" of the lot will be the valuation, as reflected on the tax roll, determined by the county assessor as of the date of purchase of the lot or as of the date of completion of an improvement on the lot if that occurs after the date of purchase.

pg 7 of 8
BET ACRES
Subdivision
Public
Report

STREETS AND ROADS: The roads within this subdivision are private.

The repair and maintenance of these private roads will be in accordance with a Road Maintenance Agreement. This Agreement was recorded in Nevada County, on February 24, 1987, as Instrument Number 87-04785, and amended on June 3, 1987, as Instrument Number 87-15386.

THE SUBDIVIDER SHOULD PROVIDE YOU WITH A COPY OF THIS AGREEMENT.

The subdivider's engineer has submitted the following information on road maintenance:

"The roads within the above-referenced project consist of 1,510 lineal feet of gravel driveway. This driveway has been constructed to the County of Nevada standards with a twelve foot (12') wide traveled way, surfaced with three inches (3") of Class-2 aggregate base.

It is our estimate that the annual cost per lineal foot for maintenance of the gravel driveway could be \$0.25 to \$0.30 per lineal foot. It is our estimate that it would cost from \$380.00 to \$455.00 per year to maintain all of the above-referenced driveways. It is our estimate that the annual maintenance cost per lot for Lots 1 and 2 would be \$70.00 to \$85.00 to maintain the 560 lineal feet of driveway serving those two lots, and that the annual maintenance cost per lot for Lots 3, 4 and 5 would be \$80.00 to \$95.00 to maintain the 950 lineal feet of driveway serving these three lots."

PURCHASE MONEY HANDLING: The subdivider must impound all funds received from you in an escrow depository until legal title is delivered to you. [Refer to Sections 11013 and 11013.2(a) of the Business and Professions Code.]

If the escrow has not closed on your lot within ninety (90) days of the date of escrow opening, you may request return of your deposit.

NOTE: Section 2995 of the Civil Code provides that: No real estate developer shall require as a condition precedent to the transfer of real property containing a single family residential dwelling that escrow services effectuating such transfer shall be provided by an escrow entity in which the developer owns or controls 5% or more of the escrow entity.

The subdivider has no such interest in the escrow company which is to be used in connection with the sale or lease of lots in this subdivision.

CONDITIONS OF SALE: Pursuant to Civil Code Sections 2956 through 2967, inclusive, subdivider and purchasers must make certain written disclosures regarding financing terms and related information. The subdivider will advise purchasers of disclosures he needs from them, if any.

Pg 8 of 8
BET ACRES
Subdivision
Public
Report

CONDITIONS OF SALE: (Continued)

If your purchase involves financing, a form of deed of trust and note will be used. The provisions of these documents may vary depending on the lender selected. These documents may contain the following provisions:

Acceleration Clause. This is a clause in a mortgage or deed of trust which provides that if the borrower (trustor) defaults in repaying the loan or sells the property, the lender may declare the unpaid balance of the loan immediately due and payable. An acceleration clause that is triggered by a sale of the property is commonly referred to as a due-on-sale clause.

If the loan instrument for financing your purchase of an interest in this subdivision includes a due-on-sale clause, the clause will be automatically enforceable by the lender in the event of a sale of the property by you. This means that the loan will not be assumable by a purchaser of the property without the approval of the lender. If the lender does not declare the loan to be all due and payable on transfer of the property by you, the lender is nevertheless likely to insist upon modification of the terms of the instrument as a condition to permitting assumption by the buyer. The lender will almost certainly insist upon an increase in the interest rate if the prevailing interest rate at the time of the proposed sale of the property is higher than the interest rate of the promissory note by which you are financing the purchase of the property.

A "Balloon Payment". This means that your monthly payments are not large enough to pay off the loan with interest during the period for which the loan is written, and that at the end of this period, you must pay the entire remaining balance in one payment. If you are unable to pay the balance and if the remaining balance is a sizeable one, you should be concerned with the possible difficulty in refinancing the balance. If you cannot refinance or sell your property, or pay off the balloon payment, you will lose your property.

A Late Charge. This means that if you fail to make your installment payment in accordance with the provisions of the note within 10 days after the due date, you must in addition pay 6%, or \$5.00, whichever is greater, as a penalty.

**BEFORE SIGNING, YOU SHOULD READ AND THOROUGHLY
UNDERSTAND ALL LOAN DOCUMENTS.**

For further information in regard to this subdivision, you may call (916) 739-3631 or examine the documents at the Department of Real Estate, Subdivisions North, 2201 Broadway, Sacramento, CA 95818.

From: [Jan and Mike Weaver](#)
To: [Clerk of Board](#)
Subject: NO to Rise Grass Valley, Inc
Date: Sunday, December 10, 2023 3:29:52 PM

Dist 1

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I have written to you several times over the past few years. I disagree with the mine reopening and hope you can finally put this issue to a rest by voting NOT to allow them vested mining rights!!

Thank you for doing all you can to make this a great community to live in.

Janet Weaver
10818 Gunsmoke Road
Grass Valley, CA 95945

From: noreply@granicusideas.com
To: [BOS Public Comment](#)
Subject: New eComment for Nevada County Board of Supervisors December 13, 2023, Special Meeting
Date: Friday, December 8, 2023 7:04:03 PM

Dist 1 or 3

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New eComment for Nevada County Board of Supervisors December 13, 2023, Special Meeting

Karen Smith submitted a new eComment.

Meeting: Nevada County Board of Supervisors December 13, 2023, Special Meeting

Item: SR 23-5010 Public Hearing to consider the Idaho-Maryland Mine Vested Right Petition dated September 1, 2023 prepared by Braiden Chadwick and Ryan W. Thomason of Mitchell Chadwick, LLP, on behalf of Joseph Mullin, Rise Grass Valley, Inc. ("Petitioner") for a formal determination by the County of Nevada ("County") concerning the existence and scope of vested mining rights to mine the 175.64-acre "Idaho Maryland Mine" ("Petition") comprised of the 119-acre Brunswick Industrial Site Assessor's Parcel Numbers (APNs): 006-441-003, 006-441-004, 006-441-005, 006-441-034, 009-630-037, 009-630-039 ("Brunswick"); and the Centennial Industrial Site APNs: 009-550-032, 009-550-037, 009-550-038, 009-550-039, and 009-560-036 ("Centennial") (collectively, the "Subject Property"). Resolution finding that mining operations were abandoned as early as 1956 and neither the petitioner nor any other party has a vested right to mine at the 175.64-acre subject property comprised of the Brunswick Industrial Site assessor's parcel numbers: 006-441-003, 006-441-004, 006-441-005, 006-441-034, 009-630-037, 009-630-039; and the Centennial Industrial Site assessor's parcel numbers: 009-550-032, 009-550-037, 009-550-038, 009-550-039, AND 009-560-036, and finding the action statutorily exempt from CEQA.

eComment: Continuous mining of the subject mine as well as continuous investment in operation of that mine are definitions of vested rights. Rise Gold has done none of this. The mine closed, machinery sold, and the mine shut down in 1959. I have lived here since 2000. Neither Rise Gold nor other owners of the property have filed annual reports, Interim Management Plans with Ca Mines and Geology because the vested rights are gone and nobody has mined that property. Vote no on the vested rights.

[View and Analyze eComments](#)

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950 Maidu Avenue, Nevada City, Ca 95959

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From: noreply@granicusideas.com
To: [BOS Public Comment](#)
Subject: New eComment for Nevada County Board of Supervisors December 13, 2023, Special Meeting
Date: Saturday, December 9, 2023 9:40:36 AM

Dist 1

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New eComment for Nevada County Board of Supervisors December 13, 2023, Special Meeting

Tony Lauria submitted a new eComment.

Meeting: Nevada County Board of Supervisors December 13, 2023, Special Meeting

Item: SR 23-5010 Public Hearing to consider the Idaho-Maryland Mine Vested Right Petition dated September 1, 2023 prepared by Braiden Chadwick and Ryan W. Thomason of Mitchell Chadwick, LLP, on behalf of Joseph Mullin, Rise Grass Valley, Inc. ("Petitioner") for a formal determination by the County of Nevada ("County") concerning the existence and scope of vested mining rights to mine the 175.64-acre "Idaho Maryland Mine" ("Petition") comprised of the 119-acre Brunswick Industrial Site Assessor's Parcel Numbers (APNs): 006-441-003, 006-441-004, 006-441-005, 006-441-034, 009-630-037, 009-630-039 ("Brunswick"); and the Centennial Industrial Site APNs: 009-550-032, 009-550-037, 009-550-038, 009-550-039, and 009-560-036 ("Centennial") (collectively, the "Subject Property"). Resolution finding that mining operations were abandoned as early as 1956 and neither the petitioner nor any other party has a vested right to mine at the 175.64-acre subject property comprised of the Brunswick Industrial Site assessor's parcel numbers: 006-441-003, 006-441-004, 006-441-005, 006-441-034, 009-630-037, 009-630-039; and the Centennial Industrial Site assessor's parcel numbers: 009-550-032, 009-550-037, 009-550-038, 009-550-039, AND 009-560-036, and finding the action statutorily exempt from CEQA.

eComment: District 3 resident. I can testify, with specific personal observation, there has been absolutely No mining at the IMM site since 1991. I drove past there almost every day. I rode mtn bike closely around the site weekly. I observed absolutely No mining activity there for at least 33 years. I have seen old hi rez drone footage, showing the barren landscape and zero activity. The petition has no legal proof. We residents oppose a destructive industry in our midst. Please deny vested rights. Thanks

[View and Analyze eComments](#)

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950 Maidu Avenue, Nevada City, Ca 95959

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From: [Jennifer Kelly](#)
To: [Clerk of Board](#)
Subject: Vested rights petition
Date: Wednesday, December 6, 2023 1:01:59 PM

Dist 1

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I cannot attend the public meeting on Dec. 13th. but wish to express my implacable opposition to the re-opening of the Rise Gold mine. The vested rights petition is merely an attempt to bully the citizens of Nevada County into allowing their ill advised venture to proceed. This is in line with their stated intent to bankrupt the county with legal proceedings.

I request that the petition be dismissed and the whole venture permanently banned.

Jennifer Kelly

10688 James Lane, Nevada City CA 95959

From: [Heidi Hall](#)
To: [Julie Patterson-Hunter](#)
Subject: FW: Idaho-Maryland Mine would be bad for Nevada County
Date: Wednesday, December 13, 2023 8:29:25 AM

Dist 1

From: Paul Sabin <sabinpaulpines@gmail.com>
Sent: Tuesday, December 12, 2023 9:21 PM
To: Heidi Hall <Heidi.Hall@nevadacountyca.gov>
Subject: Idaho-Maryland Mine would be bad for Nevada County

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Dear Heidi

I reside at 13326 Side Bet Dr. Grass Valley. i believe that it would be a horrible mistake to allow the Idaho Maryland mine to re-open. Rise Gold Corp. has a horrible track record. There are many ways that it would threaten our environment and quality of life, our air and water quality, and property values.

I urge you to please vote to deny their claim of vested interests.

Sincerely,
Paul Sabin

From: [MAW Campbell](#)
To: [BOS Public Comment](#)
Subject: Vested Interest my ass
Date: Wednesday, December 13, 2023 8:19:07 AM

Unable to identify Dist

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Based on the definition, the law, and history, the following explains why Rise claims have no bearing. This is an act of desperation by Rise and its lawyers. These well-publicized Cons are seeing their plan to drive up the price of their stock and bail is failing.

. A vested future interest is a future interest where the future event IS certain to occur. When did buying the mineral rights of a defunct gold mine become a sure thing?

1) Vested Interests are legal procedures used for trusts. The beneficiary has a vested interest in any future assets or monies of the benefactor. When Rise bought the mineral rights from the previous owner, It was a commercial transaction and is listed on NYSE. The seller, Neumont (?), was not a benefactor and received payment from the buyer at the time of the transaction. The term Caveat Emptor applies in the RISE" S case.

Rise is trying to change the past. It doesn't matter what happened in 1954. In 1956, the Canadian Mine owners shut down the pumps of the Great Empire. After that they chose to lose all interest in the mine, This included leaving all their exposed mine trash and leaving the town to die. By the time Bourne sold the Empire, he had undermined the competing mines and connected them with underground tunnels. This included the North Star. The model located at Empire State Park backs that claim. How much \$\$ will take to pump out all that toxic water? Also, where does Rise plan to put it? As history reveals

At this time Rise is trading at .30, yes 30 cents a share. RISE is writing checks with their lips that their buttocks can't cash; The sick thing is they know it. As history reveals, mining is literally and figuratively a dirty business. I have lived in Nevada County for over 50 years. I have diligently paid property taxes, voted, been civically active, and gainfully employed throughout this time. How about I and my fellow citizens of Nevada County's vested interest?



UNITARIAN UNIVERSALIST
COMMUNITY of the MOUNTAINS

Jim Bair
Leader, Stop the Mine Task Force*ⁱ
246 South Church Street
Grass Valley, CA 95945

December 12, 2023

Nevada County Board of Supervisors, Ed Scofield Chairman
Eric Rood Administration Center
950 Maidu Avenue
Nevada City, CA 95959

Re: *Idaho-Maryland Mine Vested Right Petition*,
September 1, 2023 (Petition)

The Nevada County Council's office, the County Planning Dept., et al., have thoroughly analyzed and rebutted the said Petition (ref. *County's Responses to Petitioner's Facts and Evidence in Vested Rights Petition; including County Exhibits 1001-1027; County's Responses to Petitioner's Facts And Evidence in the Vested Rights Petition*), so there is no need for the Task Force to comment in detail.

The undersigned does offer personal experience of the *Idaho-Maryland Mine* non-operation. In addition to visiting Grass Valley via 174 and Brunswick Rd. for about 30 yrs., I purchased a personal residence in Chicago Park in August, 2001. During my 3 year residence, I traveled to numerous destinations on SR 174 and Brunswick Rd. at least twice a day, passing by the Brunswick former Mine site and never observed any mining activity or related use. My service as a Grass Valley Planning Commissioner at that time increased my awareness of property development in and the City. There was no mining in or near the City sphere of influence.

More generally, the Task Force observes based on scientific principles: our analysis recognizes a pattern of misrepresentation, distortion, and false statements in the Petition. While the County's candid response(s) is remarkable, the repetitive pattern calls to question the validity and reliability of Petition and the credibility of its authors. The Board of Supervisors should consider this pattern of behavior when reviewing the Petition and determining Vested Rights.

Attached please find our public statement, *Rise Gold Corp. Has a Right to do What?*, published in **The Union Newspaper**, Dec. 8, 2023, for the record. It briefly and non-technically describes Vested Rights in zoning law.

To keep our Comment to a minimum, we offer one quote from the seminal case in the Vested Rights dispute to support the Board's decision making (from Stanford Law).

Hansen Brothers case [12 Cal.4th 541] . **J Baxter opinion**ⁱⁱ

The 1954 Nevada County land use and development ordinance which governs the property that is the subject of this dispute **also forbids continuation of nonconforming uses which have ceased operation for periods in excess of 180 days.** [emphasis added]

... This court [ⁱⁱⁱ] has also equated discontinuance of a nonconforming use with voluntary abandonment (see *Hill v. City of Manhattan Beach*, supra, [6 Cal.3d 279](#), 286), but we have never expressly held that the terms are synonymous. Although abandonment of a nonconforming use terminates it in all jurisdictions (8A McQuillin, supra, § 25.191, p. 68), ordinances or statutes which provide that discontinuance of a nonconforming use terminates it have not been uniformly construed. Some have been held to create a presumption of abandonment by nonuse for the statutory period, others considered to be evidence of abandonment. In still other jurisdictions the nonconforming use is terminated when the specified period of nonuse occurs, regardless of the intent of the landowner. (Id. at pp. 68-69.

...A zoning ordinance or land-use regulation which operates prospectively, and denies the owner the opportunity to exploit an interest in the property that the owner believed would be available for future development, or diminishes the value of the property, **is not invalid and does not bring about a compensable taking unless all beneficial use of the property is denied.** (*Lucas v. South Carolina Coastal Council* (1992). ¹

Sincerely,

/s/

Jim Bair, Leader Stop the Mine Task Force

¹ [Hansen Brothers Enterprises, Inc. v. Board of Supervisors - 12 Cal.4th 533 S044011 - Mon, 01/08/1996 | California Supreme Court Resources \(stanford.edu\)](#)

RISE GOLD CORP. HAS A RIGHT TO DO WHAT?

Jim Bair

Remember a time when you had a nagging need to “tell it like it is”? I have that feeling about Rise Gold Corp. (Rise), which has resorted to legal intimidation of our County government to force allowing the Idaho-Maryland Mine to reopen. While an astonishing 15,000 plus pages in the County record and thousands of public comments have addressed the environmental impacts, Rise has launched a new strategy.

Rise now claims that they can mine “*without limitation or restriction*” because they have vested rights (p58, *Idaho-Maryland Mine Vested Right Petition*, September 1, 2023). This is a new theory to many of us and arises from zoning law. There are thousands of pages of details regarding the Rise petition for vested rights, but here is my brief understanding in preparation for the **Board of Supervisors (BOS) Hearing on Rise’s vested rights petition, Dec. 13, 9AM at the Rood Center.**

Zoning law protects landowners’ use of their land, not only the owners’ use, but the use by their neighbors. A classic example is a landowner’s right to live in an agricultural zone and not have a garbage dump constructed next door. While the nuisances of a garbage dump are obvious, the County can permit the dump (nonconforming use) under certain conditions (as happened in western Nevada County).

Zoning is relatively new (early 1900s) compared to other land use controls. Today, it’s not uncommon for a landowner to use his property for a legal ‘business’ and then have a municipality zone the area to exclude the ‘business’ use. That’s unfair -- consider a cattle rancher who after decades of ranching is told agriculture is no longer a legal use (nonconforming). Governments are attuned to the needs of businesses and have legislated vested rights so an owner can continue land uses that existed before new zoning and without a permit. In general, this is only fair, and **if** all the subsequent property owners in the “zone” know that previous uses like cattle ranching can be continued, they should be OK.

Yet determining vested rights can be tricky. Suppose a long-time owner of land zoned ‘light manufacturing’ (M1) has his land rezoned as residential. Later the owner discovers coal under his property and proposes to develop a coal mine. Does the owner have a vested right to extract coal in the residential zone? No, because there is no history of coal mining before the zoning change.

Vested rights are based on use before and within one year after the zoning change. But landowners can say, “I planned to mine for coal and discussed it with others, etc., so my right is vested by my intentions.” The owner may produce letters, witnesses, and other “evidence” of the intention to mine, but unless they continued mining from before rezoning, they can be denied vested rights.

The Idaho-Maryland Mine stopped operating in 1954. In 1956, the Mine was completely abandoned (all equipment removed and the mine tunnels allowed to flood). Subsequently, the property had other uses such as a sawmill. It changed ownership in complicated ways that included the property being subdivided into building-sized parcels. But Rise wants to restart mining claiming that previous owners intended to mine.

Case law has established (e.g., *When Real Property Rights Vest in California...*, [Santa Clara Law Review](#), Vol. 23, No. 2, 1-1-98) that vested rights do not apply to a mine that has remained idle for over one year. The lack of required reclamation plans (how the area will be restored after mining) is evidence there was no intention to reopen.

But Rise is arguing, ‘once a mine always a mine’ even though it has been abandoned for 67 years. It’s possible the BOS could accept that claim, thus bypassing the permit process (and the EIR). However, if the BOS does not recognize Rise’s vested rights claim, Rise will likely proceed to court, an expensive and very different process. The BOS may appreciate our support, not only for rejecting vested rights but also if Rise decides to litigate.

Comments at the BOS Hearing on December 13, are required to address the history of the Mine. Even if attendees don’t comment, our presence will be counted by the BOS. **Note, if you want to be able to participate as a party in future litigation, you should state your objection at this hearing to gain standing and then seek a legal alliance with other participants in the court process.**

Jim Bair is Leader of the UUCM Stop the Mine Task Force in Grass Valley, a former Planning Commissioner, a supporter of several local nonprofits, a KVMR “Sage,” and a retired Scientist. ver 4.0

ⁱ The UUCM (Unitarian Universalist Community of the Mountains ,501(c)(3)), in Grass Valley is committed to stopping the Rise Gold Corp. The UUCM congregation voted unanimously to form the Stop the Mine Task Force in the Fall of 2021. The Board of Trustees and Pastor actively oppose reopening the Idaho-Maryland Mine.

ⁱⁱ [Hansen Brothers Enterprises, Inc. v. Board of Supervisors - 12 Cal.4th 533 S044011 - Mon, 01/08/1996 | California Supreme Court Resources \(stanford.edu\)](#)

ⁱⁱⁱ Hansen Brothers Enterprises, Inc. v. Board of Supervisors (1996) 12 Cal.4th 533 , 48 Cal.Rptr.2d 778; 907 P.2d 1324

From: [Brad Keaster](#)
To: [bdofsupervisors](#)
Subject: Supervisor, I am not picking any one in person. I do not know you. I grew up next to the Harvard mine in Tuolumne county. No problem, then Sonora Mining began mining, open pit. A large amount of money was posted to refill the pit. The mine sold to...
Date: Wednesday, December 13, 2023 7:34:55 AM

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Dist 4

Dec. 13, 2024

Dear Board of Supervisors
of Nevada County

Rise Gadd's claim of "vested rights"
is a stretch at best.

As a resident of Nevada County
I strongly ask that you vote
to deny Rise Gadd's petition.

Sincerely,

Gaye & Dan Torjusen
11000 Woodchuck Ct
Penn Valley

Gaye Carlson Torjusen

Dan Torjusen

WHAT DOES IT MEAN
"ALLEGATION OF MINERAL RIGHTS"

MINERAL RIGHTS ARE RECORDED
BY THE COUNTY AND
ARE AVAILABLE AS
PUBLIC INFORMATION

Jay WHITE
GRASS VALLEY

WHITE.choutan@gmail.com

Dec. 13, 2023

Dist 1 or 3

Dear BOS,

You find yourself in a very rare situation where elected legislators are asked to make a judicial decision. Our court system has long established and very narrow rules ~~about~~ ^{about} adjudication, and do not allow evidence that is hearsay, "fuzzy", and irrelevant to the specifics of how the law applies to the case.

Here, We have the US & CA Constitution, and the Hansen Bros ~~interpretation~~ interpretation, which codifies "tests", those concerning what is vested right & what isn't. These laws establish:

- 1) ~~Suspension operations, etc.~~ A vested right is established with a Preponderance of the evidence.
- 2) A vested right is abandoned only if there is clear & overwhelming evidence that this occurred.

Item 1) is clearly established, ^{today for instance} with maps & reports to investors establishing that the mine was impacted geographically by the ^{new} 1954 law, and that they produced some 80k & 40k tons of ore in 1954 & 1955 respectively. Clearly this establishes the vested right.

For item 2) it is established that time of suspension is not by itself clear & compelling. However, you have been presented a graphical timeline of countless ~~examples~~ ^{to reopen eventually,} examples of historic evidence that the intent was there all throughout to the present, plus reams of anecdotes supporting all this. However, there is no evidence presented that counters the entirety of this information in a clear & convincing way.

Olaf Bleck ~~of~~ ^{of} BOS

Everything else is irrelevant. Please adjudicate accordingly. Cedar Ridge/Rattlesnake

Did not provide their name

Red flags! Red flags everywhere!

I'm writing this before the "Rise Grass Valley" people have even started talking, and I know the Board is not going to review this before making their decision, but I'm already seeing red flags.

The man these people are representing (Benjamin Mossman) is on trial right now in Canada, for a mining operation he previously screwed up. He's also been convicted of 13 out of 23 of his official charges, and is going back to court for several of the other 10 charges he has not been convicted of in January of 2024.

In the middle of these operations his company (Banks Island Gold) went bankrupt, and he has been accused of both improperly handling the operation and abusing the contract between his company and the indigenous peoples whose land he was mining on. (The Gitxaala First Nation.)

Mr. Mossman has only had to pay barely \$30,000 so far, which is not enough for essentially destroying the Gitxaala's land.

If we're going to talk about the history of mining, why don't we talk about the history of mining?

There has rarely ever been a mining operation that has a) been safe for workers, b) not negatively affected the environment, c) been in beneficial, requitted agreement with indigenous tribes, and d) reflected positively on a community in the future.

I can't speak to "vested rights" and all that jazz, but I could definitely tell you about all

the negative impacts mining historically has.

Hundreds of people died in mines, every year, and we don't know about half of them, because mines were unsafe and mine owners covered up as many deaths as they could to get more workers for very little pay.

And where did those workers come from? I can confidently tell you that the majority of them were from out of the area. Very, very far out of the area. (Manifest Destiny, and this is not a word-by-word definition, is defined as, "we expand, because God told us to.")

Manifest Destiny, the Trail of Tears (a brutal forced removal of Native Americans from the East Coast to the West as the United States expanded, under President Andrew Jackson); the whole thing, was partially driven by the Gold Rush. The promise of gold drove the growing United States to California (which was part of Mexico at the time), and none of them were originally from what would become California.

So, where would Rise Gold get their workers from?

They want a working mine, right? Who in Grass Valley knows how to work in a mine?

They can't just pull random schmucks out of the County and let them operate heavy machinery. They'd have to pull from out of the area.

Where would those workers live?

Would they be expected to commute every day?
 On a miner's salary, who can afford that?
 They can't live here. The housing market is on the edge - half of it has already reentered off the side and crashed. We can't afford to have a sudden influx of people needing to buy houses in the area.

Speaking of area, the city of Grass Valley is almost completely undermined. Because of the gold rush, there is an enormous amount of abandoned mines under Grass Valley. They are not stable. 100+ years of abandonment does not suddenly make a mine stable. If anything, it's probably less so than it was originally. Given the constant shifting of tectonic plates and the effects of climate change, there is literally no way to guarantee that the mine will not collapse in the middle of operations.

There have been several sinkholes over the past few years, even without any mining whatsoever, because the land is so unstable and sensitive. One was only several hundred feet from my school this year.

I personally don't like sinkholes, and I'm fairly certain that no one will like them either once most of Grass Valley is in a hole.

There is also a huge amount of mercury laying undisturbed in a scary amount of our water (by that I mean rivers, creeks, lakes, ponds, etc).

Mining would disturb those mercury deposits - leftover from mining - and distribute it in those bodies of water that people use constantly.

Mercury kills people. I don't want people to die, in the mines or outside of them.

I live in Lake Wildwood, a gated community built around a man-made lake leftover from mining.

Don't fish there, don't swim there. There have been several cases of E. coli traced back to swimming in that lake. The lake is full of toxic chemicals leftover from hydraulic mining, all of which were irresponsibly used and did not protect the environment from harm.

Rise Gold talks about "distributing private land for public use," but really whose land was it first? It was not the United States' land, I can tell you that much.

The representatives for Mr. Mossman mention working on "tribal land." Mr. Mossman is on trial for his mining on "tribal land," which he abused and destroyed. The Gitksana did not benefit from their "partnership" with Mr. Mossman, and mining has a history of miners taking Native American land and destroying what was their sacred homes, driving them off of it and not sharing any of the profits.

So, was the "tribal land" mentioned under the control of the indigenous peoples there? Or was it stolen land that was a perfect place to mine, with only a thought to what it used to be?

A history of terrible mining practices

hardly ever reflects well on a community, especially when the community tries to ignore it.

Ignoring the history of mining in Grass Valley and reopening the Idaho-Maryland Mine does not bode well.

Rise Gold will destroy our land, ruin our housing market, change the nature of our community, ignore 100+ years of evidence that points to why we should not open this mine, go bankrupt in the middle of the process, and then leave us to clean up the mess.

While I understand that this is all just subjective when it comes to vested rights and does not carry an evidence (you could Google everything I've said - I did a lot of research), I ask that the Board considers what I have to say, as I am a concerned youth of Nevada County and I do not want Rise Gold, considering their very very recent history, to open a mine here.

(And how much gold is really down there? The price of gold is constantly fluctuating - would it really be worth it?)

Thank you,

A Youth of Nevada County

RECEIVED

DEC 18 2023

NEVADA COUNTY
BOARD OF SUPERVISORS

DEC 13 2023

DEC 31 2023

Dist 4

NEVADA COUNTY BOARD OF SUPERVISORS NEVADA COUNTY BOARD OF SUPERVISORS

Nevada County Board of Supervisors:

My name is Pat Nelson, and I am a resident in District 4. I appreciate the opportunity to provide comments on the Rise Gold Vested Rights Petition. I am familiar with the mine and its history because of holding the Director of Environmental Affairs position for the Emgold Idaho-Maryland Mine Project between 2004 and 2012.

I was responsible for preparing the permit applications to reopen the mine that were submitted to the City of Grass Valley for their CEQA process. I was the point of contact for environmental and Emgold sponsored community outreach programs which included public workshops, delivering presentations to local civic communities, and coordinating with the City of Grass Valley and Nevada County to ensure factual information was provided for the CEQA process.

During my tenure I had the opportunity to become familiar with the successor property owners to McBoyle and Ghidottis, the Bohma, Erickson, and Thoms (BET) Trust. The mine properties, comprising approximately 250 acres, were developed for precious and strategic metals and are federally patented mine claims that were established in 1922. Because the successor property owners to McBoyle were themselves neither mine operators nor engineers, the properties were periodically leased after his passing in 1949 to explore and develop minerals processes referred to as mine operations. Per conversations with Bill Thoms, it was the intent of the BET Trust, to engage in activities to reopen the mine when there was an opportunity to do so economically for the benefit of the Grass Valley community which was so important to Errol McBoyle.

The County has stated in the staff report that mining operations occurred on the Idaho-Maryland Mine properties after 1954 when it adopted Ordinance 196 which established land use planning policies. What the County staff report omitted was that the mine's operations prior to 1954 is evidence that the mine had established vested rights for operating a federally patented mine claim. The Surface Mining and Reclamation Act (SMARA) in fact states:

"No person who obtained a vested right to conduct surface mining operations prior to January 1, 1976, shall be required to secure a permit to mine, so long as the vested right continues and as long as no substantial changes have been made in the operation except in accordance with SMARA, State regulations, and this Section."

Although there were modifications to operations due to the changes in ownership, economics of mining with the advent of many federal, state, and local environmental laws, the successor property owners had engaged various mining operations. These are acknowledged in the County Staff Report and documented in the 1990 California Department of Conservation Division of Mining and Geology (pg. 46) "Mineral Land Classification of Nevada County Report" which states:

"MRZ-2a (CS)"-2 - Grass Valley Area: This area lies just outside of Grass Valley off Idaho-Maryland Road. The area is underlain by serpentinite and serpentinized

ultramafic rocks. North star Rock Products, Inc. is currently quarrying serpentinite and serpentinitized ultramafic rocks for use as base material at the site. Prior to the quarry operation, North star Rock Products, Inc. had produced crushed stone at the site using waste rock from the Idaho-Maryland mine."

With regard to the MRZ-2a zone in which the Idaho-Maryland Mine is situated, is a State designation of a significant mineral deposit. Land included in the MRZ-2a category is of prime state and national importance because it contains known economic mineral deposits. Protection of such deposits is addressed in SMARA Section 3676 (c), Mineral Resource Policies, that stipulates that lead agency (such as Nevada County and City of Grass Valley) is to "Impose conditions upon incompatible land uses in and surrounding areas containing identified mineral deposits for the purpose of mitigating the significant land use conflicts prior to approving a use that would otherwise be incompatible with mineral extraction. *Authority: Section 2755, Public Resources Code. Reference: Sections 2757 and 2761-63, Public Resources Code.*" Such incompatible land uses include the housing developed at the intersection of Brunswick and Bennett Roads, the Whispering Pines Business Park, Loma Rica Mixed use housing and commercial development, and the condominiums on Bennett Street.

What is lacking in the County Staff report is the context associated with the regulatory (CEQA, NEPA, RCRA, CERCLA, TSCA, CAA, CWA, CESA, ESA, et al) and economic constraints (price of gold, Interest rates) that limited the ability of natural resource industries to develop nationally and internationally recognized precious and strategic minerals. These constraints ought to be considered by the County when deliberating the vested rights petition.

It is time for the Board of Supervisors to recognize the Idaho-Maryland Mine as an important natural resource that can be developed, and has been proposed, as an environmentally sound project and economic engine to revive Nevada County. Recognize the continued mining operations since the 1950s which include investments in future mining operations and approve the Rise Gold Petition for Vested Rights.

Thank you,
Pat Nelson

December 13, 2023

From: [Jack Haverty](#)
To: [BOS Public Comment](#); [Heidi Hall](#)
Subject: Special Meeting 12/13-14/23
Date: Wednesday, December 13, 2023 8:23:40 PM
Attachments: [OpenPGP_0x746CC322403B8E50.asc](#)
[OpenPGP_signature.asc](#)

Dist 1

Today's Special Meeting was interesting. As a former elected official (6 years on the Board of a California Special District), I have some experience from both sides of the dais.

The presentations struck me as being the debates that you typically see at trials, where each side argues its case before a judge or jury. That's not surprising since many of the presenters are lawyers. There was lots of discussions of case law, precedents, prior rulings, and analyses of phrases extracted from laws and prior judgements.

My training as a holder of public office explained that my primary role as an elected official was to be a representative of the people, and my duty was to act in the best interests of the public, while appropriately advised by County Counsel about any relevant questions of law. In particular, I was not a judge or a jury member and wasn't expected to be one.

For the Nevada County BOS, I'd recommend the supervisors taking a similar stance - acting solely as a representative of the people. Elected officials are generally not qualified to be lawyers or judges, and are also not authorized to act as trial juries. They should avoid being persuaded by lawyers' presentations to believe that they are qualified to make judgements on legal matters. That is a role for judges and juries.

Please vote your conscience as a representative of the people who live here, and if that leads to a trial in the future, trust that the judges and juries involved then will hear the arguments and reach a decision. That's their job.

Jack Haverty
Resident, District 1

From: [Itara O'Connell](#)
To: [bdofsupervisors](#)
Subject: Continuance
Date: Thursday, December 14, 2023 6:18:33 AM

Dist 1

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Why rush this important decision? Nevada County residents and The Board of Supervisors call for a continuance of this important decision. The “vested interest rights” discussion could be decided sometime in 2024. Thank you, Itara O'Connell

From: [Ed Scofield](#)
To: [Julie Patterson-Hunter](#); [Tine Mathiasen](#)
Subject: Fwd: Other Voices: Responsible mining, Cannon Mine, Wenatchee Washington and the proposed Idaho-Maryland project | News | theunion.com
Date: Thursday, December 14, 2023 7:25:09 AM

Dist 1

Sent from my iPhone

Begin forwarded message:

From: Michael Taylor <mjt4you@gmail.com>
Date: December 14, 2023 at 4:16:16 AM PST
To: Ed Scofield <Ed.Scofield@nevadacountyca.gov>, Jeffrey Thorsby <Jeffrey.Thorsby@nevadacountyca.gov>
Cc: Kit Elliott <Kit.Elliott@nevadacountyca.gov>, Hardy Bullock <Hardy.Bullock@nevadacountyca.gov>, Sue Hoek <Sue.Hoek@nevadacountyca.gov>, Lisa Swarthout <Lisa.Swarthout@nevadacountyca.gov>, Heidi Hall <Heidi.Hall@nevadacountyca.gov>
Subject: Other Voices: Responsible mining, Cannon Mine, Wenatchee Washington and the proposed Idaho-Maryland project | News | theunion.com

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Do not click links or open attachments unless you recognize the sender and know the content is safe. If you have more questions search for Cybersecurity Awareness on the County InfoNet.

Dear Chair Ed Scofield,

I wrote you last week, raising the issue there is a conflict of interest with Heidi Hall's public opposition to Idaho Maryland Mines reopening in 2008 and 2009. She was publicly expressing views in direct opposition to Dave Watkinson, C.O.O. and President of Emgold Mining reopening Idaho Maryland Mine.

This was brought up multiple times yesterday. Heidi is putting the County in additional liability risks with not recusing herself.

At the time when she was speaking in opposition of the mine reopening, she worked for the United States Environmental Protection Agency and was on loan to the California State Water Resource Control Board, at a time just before she was considering running as a Democrat for US Congress. The mine reopening was a public and political issue for her at the time, not just a personal opinion.

Yesterday, when Heidi was addressing the issue of conflict of interest, she said

her opinions were expressed as her own personal opinions. Ask yourself at the time she was expressing her opposition to the mind reopening to the general public, how could her audience determine she was speaking personally and not from her position on environmental protection agency or state water board?

I am again asking that Supervisor Hall recuses herself to minimize future financial liability to the county. Her reasons for not recusing herself will not hold up under scrutiny.

I trust that my email last week and this one today is part of public record.

Respectfully,

[https://linkprotect.cudasvc.com/url?
a=https%3a%2f%2fwww.theunion.com%2fnews%2fother-voices-responsible-
mining-cannon-mine-wenatchee-washington-and-the-proposed-idaho-maryland-
project%2farticle_72b7af72-5eed-5277-a232-
519dcf08ca5a.html&c=E,1,QddC0QPeRweZ8dHmrqaF3xwxSPe1419TfVr-
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E_fPgGa66Q9YFIMVI4ZZEabCU86Q,,&typo=1](https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fwww.theunion.com%2fnews%2fother-voices-responsible-mining-cannon-mine-wenatchee-washington-and-the-proposed-idaho-maryland-project%2farticle_72b7af72-5eed-5277-a232-519dcf08ca5a.html&c=E,1,QddC0QPeRweZ8dHmrqaF3xwxSPe1419TfVr-pKQ9rW5wd7nAMKkywWy9TVZS8r4IRCwT1O-UyGFtOyW5gFTviEDAO-E_fPgGa66Q9YFIMVI4ZZEabCU86Q,,&typo=1)

Sent from my iPhone

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959
bdofsupervisors@nevadacountyca.gov
Idaho.MMEIR@nevadacountyca.gov

Re: Rise Gold Vested Rights

Dear Nevada County Supervisors,

Wolf Creek Community Alliance has been monitoring stream quality, watershed habitats, and developments impacting the Wolf Creek watershed since 2004. We have seen no gold mining activity at the sites included in the proposal by Rise Gold / Rise Grass Valley, including during the time Rise Gold acquired the properties and pursued exploratory work. No actual mining has been pursued since 1956. The historic Idaho-Maryland Mine, based on all manner of pertinent data, ceased to exist as a mining operation at that time, declaring bankruptcy, and selling much of their mining equipment.

An active mining operation requires daily transportation to and from the mine. We observed only very occasional vehicle visits to the property, and only in relation to exploratory concerns. The local Senior Firewood program has used parts of the Brunswick Site, and the county has also used part of it for a green waste collection site. These activities of course have nothing to do with mining. An active mining operation produces sound and vibration through the use of blasting, crushing, and heavy equipment use. We observed none of that. An active underground mine requires dewatering, creating significant changes to water downstream involving increased flow and changes in chemical composition. Our monthly data over 18 years shows no such changes in flow or chemistry. Rise Gold's own EIR documents discussing hydrology confirm as much, as the documents rely only on HISTORICAL data documenting increased discharge due to dewatering, nothing in the way of operations after the 1950s.

As a scientific organization charged with monitoring the watershed within which this mining proposal resides, we find no merit in the claims by Rise Gold that they possess a vested right for mine operation. Their claim is false in every ordinary sense of the word. Their appeals to complicated technicalities strain logic and good reason, as legal opinions no doubt will confirm.

Previous comment and testimony offered by WCCA detailed serious concerns about environmental impacts regarding the proposed opening of this mine. These concerns caused us to ask that the EIR for the project NOT be certified and the project NOT be approved. The 5-0 vote of the Planning Commission, recommending that the project be denied, validated those concerns.

That Rise Gold only raised the issue of vested rights AFTER that Planning Commission decision shows that they had no sense previously of any actual vested rights, and made such a petition only as a "last-ditch" effort to somehow move forward with their project. This lack of integrity only undermines any trust we might otherwise have in their ability to act as a good neighbor in the community. We urge you to follow your staff's recommendation to deny this frivolous request for vested rights. Following that, the county should move quickly to finally resolve Rise Gold's mining proposal by denying it. We have many pressing needs in our good community, and we should not be unduly waylaid by the disingenuous efforts of Rise Gold. They have had their due process. We have given years of attention to their proposal.

It's time to move forward - deny the vested rights petition, and deny the mine proposal.

Sincerely yours,

Gary Griffith, President, Wolf Creek Community Alliance



WOLF CREEK COMMUNITY ALLIANCE

PO Box 477, Grass Valley, CA 95945 / wolfcreekalliance.org

DECLARATION OF CHARLES W. BROCK

NOV 16 2023

I, Charles W. Brock, declare as follows:

NEVADA COUNTY
BOARD OF SUPERVISORS
EACH SUPERVISOR REC'D.

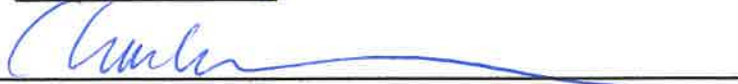
1. I am over 18 years of age and have personal knowledge of the facts contained in this declaration which is true, correct and complete. If called upon to testify I could and would testify as to the truth of the facts stated herein.
2. I have been a licensed Realtor in California since 1968, and obtained my Brokers License in 1981. (Lic. # 00328328)
3. In 1980 I was introduced to the heirs of the Estate of Marian Ghidotti, by their attorney Richard Hawkins. The three executors of this estate were Erica Erikson, Mary Bouma and William Toms (aka. "the BET Group").
4. In 1981 I represented the Estate of Marian Ghidotti in the sale of 14 parcels which comprised what was referred to as "The Ghidotti Ranch", in Penn Valley, CA.
5. Throughout the mid 1980's I remained in contact with the BET Group and worked on planning to sell their holdings known as the former Idaho Maryland Mine. At no time during my representation of the BET group did they ever consider reopening or operating any mining activity. They were well aware of the toxic contamination on site and had limited resources to deal with soils contamination, let alone reopening and operating a gold mine. This viewpoint was clearly communicated to me by each of the three executors. In 1986 the decision was taken to subdivide acreage at the Old Brunswick Mine in order to raise funds to address toxics soils, so that the balance of their holdings might be better prepared for sale. In January of 1987 local surveyor Al Beeson was engaged by the BET Group and recorded County Final Map #85-7 (BET Acres), subdividing 5 residential lots on the site of the Old Brunswick Mine. This same map delineated contiguous remaining lands which are now owned by Rise Gold and are commonly known as the "Brunswick Industrial Site", located at the intersection of East Bennett Rd. and Brunswick Rd. Between January 4, 1987 and August 23, 1987 I represented the BET Group, closing escrows on each of these 5 parcels. Proceeds from these sales were later used to pay taxes and begin

efforts to conduct soils sampling on the Centennial site holdings, in preparation for marketing the remaining former mine parcels. In 1992 I assisted the BET Group contract with Vector Engineering to conduct soils testing.

6. I did not represent the BET Group as they entered a Lease with Option to Buy with Emgold Mining in early/mid 2000's. After an approximate 7 year effort, Emgold failed to certify their Environmental Impact Report and abandoned their Lease with Option to Buy the former mine property.
7. In June of 2014, I listed the remaining holdings formerly known as the Idaho Maryland Mine for sale. Within the body of the Listing Agreement it was stated, "Subject property was once an operating gold mine (Idaho Maryland Mine), and portions of the surface soil is known to be contaminated". Historical information, data and core samples were made available to the market, however, the sellers wanted the market to clearly understand that the Idaho Maryland Mine was not a permitted, operating mine, and that the BET Group would not be participating in any mine clean-up or permitting activity as a condition of sale. This condition of sale was clearly stated, in a remark I made at that time which was quoted in the Grass Valley Union newspaper (June 11. 2014) where I said "we are not selling a mine". Measures taken to arrive at our asking price were based on comparable sales of similarly zoned light industrial and residential properties.

I, Charles W. Brock, declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 11-16-23

By: 

Charles W. Brock

RECEIVED

NOV 16 2023

NEVADA COUNTY
BOARD OF SUPERVISORS

November 16, 2023

To Whom It May Concern,

Please find enclosed a Declaration I am filing relative to the Rise Gold Petition for "Vested Rights" to reopen the Idaho Maryland Mine. I sincerely hope my personal experience represented in this Declaration will assist in the County's decision making process regarding this issue.

Feel free to contact me should you have questions or need further clarification regarding this matter.

Thank you,

Sincerely,



Charles W. Brock

530.362.0490

DECLARATION OF CHARLES W. BROCK

I, Charles W. Brock, declare as follows:

1. I am over 18 years of age and have personal knowledge of the facts contained in this declaration which is true, correct and complete. If called upon to testify I could and would testify as to the truth of the facts stated herein.
2. I have been a licensed Realtor in California since 1968, and obtained my Brokers License in 1981. (Lic. # 00328328)
3. In 1980 I was introduced to the heirs of the Estate of Marian Ghidotti, by their attorney Richard Hawkins. The three executors of this estate were Erica Erikson, Mary Bouma and William Toms (aka. "the BET Group").
4. In 1981 I represented the Estate of Marian Ghidotti in the sale of 14 parcels which comprised what was referred to as "The Ghidotti Ranch", in Penn Valley, CA.
5. Throughout the mid 1980's I remained in contact with the BET Group and worked on planning to sell their holdings known as the former Idaho Maryland Mine. At no time during my representation of the BET group did they ever consider reopening or operating any mining activity. They were well aware of the toxic contamination on site and had limited resources to deal with soils contamination, let alone reopening and operating a gold mine. This viewpoint was clearly communicated to me by each of the three executors. In 1986 the decision was taken to subdivide acreage at the Old Brunswick Mine in order to raise funds to address toxics soils, so that the balance of their holdings might be better prepared for sale. In January of 1987 local surveyor Al Beeson was engaged by the BET Group and recorded County Final Map #85-7 (BET Acres), subdividing 5 residential lots on the site of the Old Brunswick Mine. This same map delineated contiguous remaining lands which are now owned by Rise Gold and are commonly known as the "Brunswick Industrial Site", located at the intersection of East Bennett Rd. and Brunswick Rd. Between January 4, 1987 and August 23, 1987 I represented the BET Group, closing escrows on each of these 5 parcels. Proceeds from these sales were later used to pay taxes and begin

efforts to conduct soils sampling on the Centennial site holdings, in preparation for marketing the remaining former mine parcels. In 1992 I assisted the BET Group contract with Vector Engineering to conduct soils testing.

6. I did not represent the BET Group as they entered a Lease with Option to Buy with Emgold Mining in early/mid 2000's. After an approximate 7 year effort, Emgold failed to certify their Environmental Impact Report and abandoned their Lease with Option to Buy the former mine property.
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I, Charles W. Brock, declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 10/19/23

By: 

Charles W. Brock

DECLARATION OF JOHN J. VAUGHAN**Dist 3**

I, John J Vaughan, declare as follows:

1. I am over 18 years of age and have personal knowledge of the facts contained in this declaration, which is true, correct and complete. If called upon to testify I could and would testify as to the truth of the facts stated herein.
2. I have lived in Nevada County (Grass Valley and Nevada City) since 1967.
3. From 1969 through 1979 I worked at Robinson Enterprises running their internal information technology department, including software development.
4. During that time, I was tasked with creating a database and software to validate log scaling information. The end result was to compare the number of board feet delivered by Robinson Enterprises logging trucks to information prepared by the US Forest Service Log Scaling workers at the Brunswick Timber Products Sawmill on Brunswick Road (then owned by Bill Pendola, also called the Bohemia Mill).
5. As part of that work, I visited the Brunswick Timber Products Sawmill on Brunswick Road dozens of times to observe the process.
6. At no time during that 10 years did I see anything but log storage and sawmill operations anywhere at the locations that Rise Gold now calls the Brunswick Industrial Site.
7. There were no mining operations anywhere on the sawmill site.
8. There were no mining operations on the acreage around the large concrete silo, which was not part of the sawmill.
9. In addition, during the 56 years that I've lived here, I have driven by both the Brunswick site and the Idaho-Maryland Site (Centennial) hundreds if not thousands of times.
10. Both locations have been abandoned for most of the years I have lived here.
11. I have never seen any gold mining operations at either location.
12. The only activity I have observed at Brunswick, prior to the current Community uses, was a sawmill.
13. The only activity at Centennial was periodic rock crushing which stopped in the late 70's or early 80's.

I, John J. Vaughan, declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE: 10/18/2023

BY: John J. Vaughan



11793 Lower Colfax Rd, Grass Valley, CA 95945
916-807-0430 Cell

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NOV 15 2023

NEVADA COUNTY
BOARD OF SUPERVISORS



UNITARIAN UNIVERSALIST
COMMUNITY of the MOUNTAINS

November 15, 2023

Dist 3

Jim Bair
Leader, Stop the Mine Task Force*
246 South Church Street
Grass Valley, CA 95945

Nevada County Council Katherine Elliot
Nevada County Board of Supervisors, Ed Scofield Chairman
Nevada County Planning Dept.
Eric Rood Administration Center
950 Maidu Avenue
Nevada City, CA 95959

Re: Hearing on Rise Gold Corp. Petition for Vested Rights

Dear County Leaders,

We hereby request equal time at the Dec 13-14 Public Hearing on Vested Rights claimed by RYES as noticed. Objectors have legal standing and are represented by attorneys. Based on review of County practices and published policy, we conclude that the 3 minute limit for each member of the public at Board of Supervisors' hearings is not acceptable especially viz the US Constitution. Without belaboring the issue, objectors to the Mine are duly represented by attorneys and have/are submitting legal statements (rebuttals to the Petition) that meet both judicial and legislative requirements.

The following legal statement re: due process for us/objectors:

There is no way under the currently limited County hearing procedure for objectors to confront Rise as the equal parties we will soon be in the court process to follow, so that we have sought pre-trial relief of various kinds, such as to allow evidentiary objections like those in this objection to counter Rise's ...[Petition]. More importantly, due process is also denied objectors since objectors are cut off by the pre-hearing deadline for filing our objections and evidence from confronting and rebutting Rise's new evidence, arguments, and claims at the hearing (an expected repetition of the problems suffered by objectors at the prior Rise hearings at the County). That means Rise not only gets the last word (actually another, uncontested, extensive briefing and evidence presentation opportunity), but Rise also escapes any rebuttals and counter-evidence that objectors must then battle to add in the court process as the objectors in *Calvert**ⁱⁱ. **Three minutes**

of public comment at the hearing for each such objector is not due process confrontation, especially as to all the new things Rise will add during its lengthy presentation, where Rise again can escape accountability for its disputed arguments and evidence until the court process to come.

Calvert, *Hardesty*, and other cases [cited in the Petition] forbid us objectors to be ignored on these vested rights disputes in such an adjudicatory process where we must have equal rights and standing as *Calvert* explained (at 625*ⁱ):

For example, *Calvert* was not only focused on the MINER'S due process rights, BUT RATHER INSTEAD PROCLAIMED THE DUE PROCESS RIGHTS OF THE NEIGHBORING VICTIMS of that surface mining and the other impacted public (which types of victims are herein called "objectors," some with special standing for us surface owners above and around the 2585- acre underground mine whose groundwater and existing and future wells would be depleted 24/7/365 for 80 years, among other violations of objectors' competing constitutional, legal, and property rights (emphasis added).

[p.108]

In conclusion, we request that the County process be changed **for this hearing** to allow equal time for objectors, who nonetheless, be required to specifically address the RYES Petition.

Sincerely,


Jim Bair, Leader, Stop the Mine Task Force

Cc: Alison Lehman, County Executive Officer

Cc: G. Larry Engel, *Engel Law, PC*, Charlie Brock, Nevada County Board of Realtors ret.

ⁱ The UUCM (Unitarian Universalist Community of the Mountains ,501(c)(3)), in Grass Valley is committed to stopping the Rise Gold Corp. The UUCM congregation voted unanimously to form the Stop the Mine Task Force in the Fall of 2021. The Board of Trustees and Pastor actively oppose reopening the Idaho-Maryland Mine.

ⁱⁱ **Calvert v. County of Yuba**

Court of Appeal of California, Third District

Dec 5, 2006

145 Cal.App.4th 613 (Cal. Ct. App. 2006)

From: [Carrie Monohan](#)
To: [BOS Public Comment](#)
Cc: [Joan Clayburgh](#)
Subject: The Sierra Fund comments on Idaho-Maryland Mine Project Vested Right to Mine Proposal
Date: Wednesday, November 8, 2023 7:46:37 AM
Attachments: [TSF comments IMM Vested Right draft 11.8.23.pdf](#)

Dist 1

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Dear Nevada County Board of Supervisors,

The Sierra Fund (TSF) appreciates the opportunity to offer comments on the Idaho-Maryland Mine Project Vested Right to Mine Proposal, please see the attached letter.

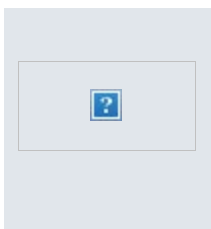
Under no circumstances does Rise Gold mining operation fit the criteria for vested rights. The petition and documents they provided are riddled with flaws and do not make a coherent case for the finding of “vested rights.”

TSF urges the Nevada City Board of Supervisors to **vote down this petition to find Vested Rights. Rejecting this finding is a simple and legal decision.**

Feel free to contact me if you have any questions about our comments in the attached letter. Thank you again for this opportunity to participate in this public process.

Carrie Monohan, Ph.D.
Program Director
The Sierra Fund

--



Carrie Monohan, Ph.D.
Program Director
The Sierra Fund

+530-265-8454 ext. 214
carrie.monohan@sierrafund.org
www.sierrafund.org

November 8, 2023

Board Chair Ed Scofield
Nevada County Board of Supervisors
via Email: BOS.PublicComment@nevadacountyca.gov



The Sierra Fund Comments on the Idaho-Maryland Mine Vested Right to Mine Proposal

Dear Nevada County Board of Supervisors,

The Sierra Fund (TSF) appreciates the opportunity to offer comments on the Idaho-Maryland Mine Project Vested Right to Mine Proposal.

Summary and Recommended Action

Under no circumstances does Rise Gold mining operation fit the criteria for vested rights. The petition and documents they provided are riddled with flaws and do not make a coherent case for the finding of “vested rights.”

TSF urges the Nevada City Board of Supervisors to **vote down this petition to find Vested Rights. Rejecting this finding is a simple and legal decision.**

Our Qualifications

The Sierra Fund is a 501(c)(3) non-profit corporation. Our expertise in mining law has been tapped repeatedly by various state administrations over the last two decades. The Sierra Fund worked closely with Governor Brown and the legislature on the substantial revisions to the Surface Mining and Reclamation Act (SMARA) that became law in 2017 that strengthened regulations to protect communities and the environment. The Fund has led projects on abandoned mine lands throughout the region and has published numerous reports of best available methods and technologies for assessing and remediating these compromised lands. We are working collaboratively with several local, state, and federal agencies to support abandoned mine land reclamation.

I lead The Sierra Fund’s programs and hold a Ph.D. in Hydrology from the University of Washington, serve as an adjunct professor at the California State University in Chico and have been working on abandon mine related issues for the past 15 years. The Sierra Fund is advised by hydrologists, geologists, mining engineers, lawyers, medical doctors, geochemists, and environmental health specialists.

Normally, a new mine would require the Board of Supervisors to approve four actions:

1. Approval of a land use permit on the site to allow gold mining
2. Approval of a reclamation plan for the mine operation
3. Approval of an Environmental Impact Report evaluating the impact that the mine permit and the reclamation plan would cause, and developing strategies to

minimize environmental impacts and mitigate any potential impacts to “less than significant”. If these impacts can’t be mitigated to “less than significant” the board must then find that there are “overriding public interests” in approving the EIR despite these impacts.

4. Approval of a Financial Cost Estimate, and an appropriate Financial Assurances Mechanism to pay for the required reclamation and mitigation activities.

What are vested rights?

Mines that have a vested right do not have to obtain a land use permit or conduct a CEQA review in issuing that land use permit. In other words, you can’t make them stop mining on the site that they have been mining for decades and you can’t deny their land use permit for mining on that site.

How would a company demonstrate they have a vested right?

To demonstrate a vested right, the mining company must prove that it was actively mining prior to January 1, 1976, and that it has continued to operate without substantial changes to their operation since that time. (See Public Resources Code Division 2, Chapter 9, Article 5 2770, following this note) They must demonstrate that they have continued the mining activities and in the same locations since 1976.

Rise Gold does not qualify for a vested right and clearly has not continuously mined the site.

Rise Gold’s various attachments to their petition do not in any way provide evidence to support a finding that they have “continuously mined” the site.

Not only that, if they have been mining the whole time – despite **no** evidence of them doing so – they also would have had to continue to obey current mining law. There is no evidence of actual mining on the site for many years. **According to SMARA, if a permitted mine stops its activity, they are mandated to file an Interim Management Plan for approval by the County – or it must begin reclamation of the mine. Neither Rise Gold nor any previous owner of the site has filed an Interim Management Plan or done any reclamation of the mine.**

If the Nevada County Board of Supervisors were to find a vested right for this site, they are guaranteed to have this finding reviewed by the State Mining & Geology Board (SMGB). SMGB review happened in 2014 when the “Blue Lead Mine” was proposed in the You Bet mining district. At that time, during the public hearing where the staff had recommended against finding the “vested right”, the Nevada County Planning Commission went against staff recommendations and tried to grant vested rights to Blue Lead Mine. Because the staff had not written “findings” to support that decision, a hearing was scheduled to review and approve the “new findings” that supported the vested right decision. The SMGB immediately contacted the County and spoke at that hearing of the Planning Commission on the question of vested rights. **At that hearing the SMGB warned that if the Board approved vested rights for the “Blue**

Lead Mine” the SMGB would take mine permitting authority away from the County. The vesting decision was reversed. (Eventually that project was approved by the Board of Supervisors, but the flawed EIR was challenged by neighbors who successfully sued and stopped the mine from opening.)

Note – if you as a County Board of Supervisors do make an erroneous determination that Rise Gold has “vested rights”, you need to know that the company will then need to create a Reclamation Plan for the proposed mining activities. This Reclamation Plan would then be required to be evaluated by an EIR. In addition, the company would need to create a financial cost estimate and develop a financial assurance mechanism to cover the costs of any reclamation activities occurring on the NEW spots or using NEW methods.

Conclusion

Under no circumstances does Rise Gold mining operation fit the criteria for vested rights. The petition and documents they provided are riddled with flaws and do not support the finding of “vested rights.”

We encourage the Board to consider that if Rise Gold truly believed that they had such rights, they would have asserted this long before now. The two prior applications on this site chose not to raise vested rights. Is this a delay tactic in support of another strategy they are pursuing to gain approval?

Please know that if you grant vested rights, we will support the Surface Mining and Geology Boards engagement to ensure mining laws are followed and this path if followed risks the SMGB determining the county no longer has authority over mine permitting. **We urge a unanimous vote turning down this petition to find Vested Rights.** It is a simple and legal decision.

Please feel free to contact me if you have any questions about our comments. Thank you again for this opportunity to participate in this public process.

For the Sierra,



Carrie Monohan, Ph.D.
Program Director
The Sierra Fund

Here is the relevant code:

PUBLIC RESOURCES CODE - PRC

DIVISION 2. GEOLOGY, MINES AND MINING [2001 - 2815]

(Heading of Division 2 amended by Stats. 1965, Ch. 1143.)

CHAPTER 9. Surface Mining and Reclamation Act of 1975 [2710 - 2796.5]

(Chapter 9 added by Stats. 1975, Ch. 1131.)

ARTICLE 5. Reclamation Plans and the Conduct of Surface Mining Operations [2770 - 2779]

(Article 5 added by Stats. 1975, Ch. 1131.)

2770.

- (a) Except as provided in this section, a person shall not conduct surface mining operations unless a permit is obtained from, a reclamation plan has been submitted to and approved by, and financial assurances for reclamation have been approved by the lead agency for the operation pursuant to this article.
- (b) A person with an existing surface mining operation who has vested rights pursuant to Section 2776 and who does not have an approved reclamation plan shall submit a reclamation plan to the lead agency not later than March 31, 1988. If a reclamation plan application is not on file by March 31, 1988, the continuation of the surface mining operation is prohibited until a reclamation plan is submitted to the lead agency. For the purposes of this subdivision, a reclamation plan existing prior to January 1, 2017, may consist of all or the appropriate sections of any plans or written agreements previously approved by the lead agency or another agency, together with any additional documents needed to substantially meet the requirements of Sections 2772 and 2773 and the lead agency surface mining ordinance adopted pursuant to subdivision (a) of Section 2774, provided that all documents, which together were proposed to serve as the reclamation plan, are submitted for approval to the lead agency in accordance with this chapter.

(h) (1) Within 90 days of a surface mining operation becoming idle, as defined in Section 2727.1, the operator shall submit an interim management plan to the lead agency for review. The review and approval of an interim management plan shall not be considered a project for purposes of the California Environmental Quality Act (Division 13 (commencing with Section 21000)). The approved interim management plan shall be considered an amendment to the surface mining operation's approved reclamation plan for purposes of this chapter. The interim management plan shall only provide for necessary measures the operator will implement during its idle status to maintain the site in compliance with this chapter, including, but not limited to, all permit conditions.

(3) The financial assurances required by Section 2773.1 shall remain in effect during the

period that the surface mining operation is idle. If the surface mining operation is still idle after the expiration of its interim management plan, the operator shall commence reclamation in accordance with its approved reclamation plan.

2776.

(a) No person who has obtained a **vested** right to conduct surface mining operations prior to January 1, 1976, shall be required to secure a permit pursuant to this chapter as long as the **vested** right continues and as long as no substantial changes are made in the operation except in accordance with this chapter. A person shall be deemed to have **vested rights** if, prior to January 1, 1976, the person has, in good faith and in reliance upon a permit or other authorization, if the permit or other authorization was required, diligently commenced surface mining operations and incurred substantial liabilities for work and materials necessary for the surface mining operations. Expenses incurred in obtaining the enactment of an ordinance in relation to a particular operation or the issuance of a permit shall not be deemed liabilities for work or materials.

(b) The reclamation plan required to be filed under subdivision (b) of Section 2770, shall apply to operations conducted after January 1, 1976, or to be conducted.

(c) Nothing in this chapter shall be construed as requiring the filing of a reclamation plan for, or the reclamation of, mined lands on which surface mining operations were conducted prior to January 1, 1976.

2776.

(a) No person who has obtained a **vested** right to conduct surface mining operations prior to January 1, 1976, shall be required to secure a permit pursuant to this chapter as long as the **vested** right continues and as long as no substantial changes are made in the operation except in accordance with this chapter. A person shall be deemed to have **vested rights** if, prior to January 1, 1976, the person has, in good faith and in reliance upon a permit or other authorization, if the permit or other authorization was required, diligently commenced surface mining operations and incurred substantial liabilities for work and materials necessary for the surface mining operations. Expenses incurred in obtaining the enactment of an ordinance in relation to a particular operation or the issuance of a permit shall not be deemed liabilities for work or materials.

From: [Paul Schwartz](#)
To: [bdofsupervisors](#); [Idaho MMEIR](#); [Idaho MMEIR](#)
Cc: [psschwartz21](#)
Subject: Reject Vested Rights Argument
Date: Monday, November 13, 2023 6:03:10 PM

Dist 1

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Board of Supervisors:

On December 13 & 14 you will consider Rise Gold's arguments that they have "Vested Rights" to move forward with their gold mining enterprise at the Idaho Maryland Mine location. CEA has presented to you a summary of the evidence that deflates each argument Rise Gold makes. I would like to add my personal memories to the case against the Vested Rights argument.

During the early to mid 1960s I spent summers with my grandparents in Yuba City. My grandfather was an engineer with PG&E. His primary job was to inspect commercial PG&E customers to make sure all was well with their PG&E service, but also to make sure they wasn't any evidence they were by by-passing the meters. During my summer stay I would go with him on his route through the gold country. My grandmother worked full time and apparently I required adult supervision. The Robinson Lumber Mill on the Idaho Maryland Mine site was one of his frequent stops. He was chummy with the operators and would visit with them for what seemed like hours to a 10 year old (me). Meanwhile, I would wander around the lumber mill property and investigate everything that was happening. Watching the logging trucks pull in and unload, the milling operation, the large ponds filled with logs, and all the heavy equipment moving around. This was pretty exciting for a young man who during the rest of the year lived in a beach town. I had to be careful to stay away from most of the action. I would circle the edges of the mill site and watch the action from a distance. There was no mining going on during the 4-5 summers I spent visiting the Idaho Maryland Mine Robinson Timber Sawmill. My grandfather would talk about the history of the Idaho Maryland Mine. He was a rock collector hobbyist and during our days driving through Nevada County we would stop at his favored spots, mostly tailings, and poke around. If there was any mining activity going on at the Idaho Maryland Mine site I would have seen it and my grandfather would have met with them regarding their PG&E services. PG&E can certainly confirm there were not electric services used for mining activity during the 1960s.

Paul Schwartz
13812 Meadow Drive
Grass Valley, CA 95945

Sent from [Mail](#) for Windows

From: [Tony](#)
To: [Julie Patterson-Hunter](#)
Subject: Re: Abuse of Process-Vesting Must be Denied!
Date: Thursday, November 2, 2023 9:51:22 AM

Dist 1

Hi Julie...I realized my opening sentence was incorrect. It should say, "Dear Board, Planning and others involved in the decision making process of the vested rights application by this morally reprehensible company". I worded it incorrectly in my submission. Please amend if possible.

Thanks
Tony

> On Nov 2, 2023, at 9:42 AM, Julie Patterson-Hunter <Julie.Patterson-Hunter@nevadacountyca.gov> wrote:
>
> Thank you - your email has been received

> -----Original Message-----
> From: Tony <topotony@gmail.com>
> Sent: Monday, October 30, 2023 8:34 AM
> To: bdofsupervisors@nevadacountyca.gov
> Cc: Idaho MMEIR <Idaho.MMEIR@nevadacountyca.gov>
> Subject: Abuse of Process-Vesting Must be Denied!
>

> Dear Board, Planning, and others involved in this morally reprehensible company,

> I implore you to throw out this ridiculous claim of vested rights. I've lived 1 mile from the site for 32 years since 1991, and drove past it everyday day. Not once did I ever see even the tiniest hint of mining activity there. I also frequently rode my mountain bike thru the property to get into the cedar ridge area. I can testify under oath, to the indisputable fact that the IMM was completely closed down and conducted absolutely no activity whatsoever, with regards to existing as an active working mine.

>

> This farce application by Rise is an abuse of process, clear and simple. It demonstrates their lack of respect and regard for this county's health and well being. Economically as well as physically for the residents. Their attempt to gain access, for proceeding with a devastating industry in a highly residential area, is nothing less than an attack of dire consequences for the entire county, should it be allowed to happen.

>

> Please send this company away from our beloved community and environment. They have no legal basis for granting vested rights here. You may already have received this very fact from land use attorneys and the county's own legal counsel. Add to that the testimony by the many residents that have lived here for years, and you can be certain that this stunt by Rise is an offense that could, very easily, bring an abuse of process suit to their doorstep.

>

> As our trusted representatives, we ask that you deny this application in the most swift and decisive manner possible.

>

> Thank you,
> Tony Lauria
> 13784 Greenhorn Rd
> Grass Valley, Ca 95945

>

From: [Paul Schwartz](#)
To: [bdofsupervisors](#); [Idaho MMEIR](#); [Idaho MMEIR](#)
Cc: [psschwartz21](#)
Subject: Reject Vested Rights Argument
Date: Friday, November 3, 2023 9:40:08 AM

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Board of Supervisors:

On December 13 & 14 you will consider Rise Gold's arguments that they have "Vested Rights" to move forward with their gold mining enterprise at the Idaho Maryland Mine location. CEA has presented to you a summary of the evidence that deflates each argument Rise Gold makes. I would like to add my personal memories to the case against the Vested Rights argument.

During the early to mid 1960s I spent summers with my grandparents in Yuba City. My grandfather was an engineer with PG&E. His primary job was to inspect commercial PG&E customers to make sure all was well with their PG&E service, but also to make sure they wasn't any evidence they were by by-passing the meters. During my summer stay I would go with him on his route through the gold country. My grandmother worked full time and apparently I required adult supervision. The Robinson Lumber Mill on the Idaho Maryland Mine site was one of his frequent stops. He was chummy with the operators and would visit with them for what seemed like hours to a 10 year old (me). Meanwhile, I would wander around the lumber mill property and investigate everything that was happening. Watching the logging trucks pull in and unload, the milling operation, the large ponds filled with logs, and all the heavy equipment moving around. This was pretty exciting for a young man who during the rest of the year lived in a beach town. I had to be careful to stay away from most of the action. I would circle the edges of the mill site and watch the action from a distance. There was no mining going on during the 4-5 summers I spent visiting the Idaho Maryland Mine Robinson Timber Sawmill. My grandfather would talk about the history of the Idaho Maryland Mine. He was a rock collector hobbyist and during our days driving through Nevada County we would stop at his favored spots, mostly tailings, and poke around. If there was any mining activity going on at the Idaho Maryland Mine site I would have seen it and my grandfather would have met with them regarding their PG&E services. PG&E can certainly confirm there were not electric services used for mining activity during the 1960s.

Paul Schwartz
13812 Meadow Drive
Grass Valley, CA 95945

Sent from [Mail](#) for Windows

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: ellenlight8@gmail.com
Subject: Letter From Ellen Clephane - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:05 PM

Dist 1

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Ellen Clephane at ellenlight8@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Ellen Clephane. I live at 13951 Greenhorn Rd, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

My husband and I live on Greenhorn Road, just over a mile from Brunswick, very close to the proposed mine. We have owned our home for almost 17 years and love the quiet rural environment here. The thought of a huge industrial complex in this neighborhood ~ threatening wells, creating air and noise pollution, bringing constant truck traffic and all the rest of the ugliness and environmental damage, is horrific beyond imagining. I hope, pray and trust that you will give a clear and resounding NO to this insane mine

project. And for that you have my heartfelt thanks!

Sincerely,

Ellen Clephane

ellenlight8@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: eric.s.gibbons@gmail.com
Subject: Letter From Eric Gibbons - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:09 PM

Dist 3

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Eric Gibbons at eric.s.gibbons@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Eric Gibbons. I live at 12640 Beaver Dr, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

Our family has lived on Beaver Drive in District 3 for almost 30 years. I have been a small business owner in Grass Valley in the past and have been active in the Lutheran Church, scouting, Masonic affiliations, GV Rotary and CEA.

I'd like to point out that Rise Gold's claim of vested rights would require providing verifiable proof of continuous operation by the chain of every legal owner/entity from the

time the mine closed in 1956 to the present. I encourage the commission and board to insist this unbroken chain be un-refutably demonstrated.

Sincerely,

Eric Gibbons

eric.s.gibbons@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: susandhpeace@gmail.com
Subject: Letter From Susan Hopkins - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:16 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Susan Hopkins at susandhpeace@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Susan Hopkins. I live at 12959 Woolman Lane, Nevada City, CA 95959.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I have lived in District 4 for almost 30 years, moving to this beautiful county to enjoy the natural environment. I cherish our quality of life and hope that it will not be ruined by a project that can only bring degradation.

Sincerely,

Susan Hopkins

susandhpeace@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: pjung65@gmail.com
Subject: Letter From Pamela Jung - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:21 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Pamela Jung at pjung65@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Pamela Jung. I live at 800 Freeman Lane #205, Grass Valley, CA 95949.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I live in Lisa S.'s district (3) near Target. I have lived in this county for over 30 years, so I feel like I've earned a vested interest in this issue of the mine. I have been following this issue for years now and have saved all the clippings about it from The Union. Soon I may need a wagon to haul them around. It's so obvious that county citizens don't want the mine started up again; indeed they want this issue permanently put to bed. Mine Watch has done its due diligence very well. They have experts making the case. They've

followed the science. The conclusion is that opening the mine will cause much more harm than good. Sleazy Mossman aside, reopening is a very bad idea. I urge BOS to vote Rise Gold down for good.

Sincerely,

Pamela Jung

pfjung65@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: altair.woods@comcast.net
Subject: Letter From Kenneth Woods - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:31 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Kenneth Woods at altair.woods@comcast.net

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Kenneth Woods. I live at 13608 Pegasus Place, Nevada City, CA 95959.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

Sincerely,

Kenneth Woods
altair.woods@comcast.net

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: fandorfarm@gmail.com
Subject: Letter From david and barbara reed - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:36 PM

Dist 4

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of david and barbara reed at fandorfarm@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is david and barbara reed. I live at 25000 fandor, nevada city, CA 95959.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

Sincerely,

david and barbara reed
fandorfarm@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: isoldevalon@gmail.com
Subject: Letter From Gwen Walker - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:43 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Gwen Walker at isoldevalon@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Gwen Walker. I live at 10201 Ridgeview Dr, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I live in district 3 near A to Z hardware. I am an individual with reactive airway disease and a high cancer risk. this mine cannot be re-opened due to the risk it poses to people like me. I urge you to REJECT their vested interest petition and shut them down so they cannot open this mine and put our community at risk

Sincerely,

Gwen Walker

isoldevalon@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: lololauria@gmail.com
Subject: Letter From Lauren Lauria - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:28:54 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Lauren Lauria at lololauria@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Lauren Lauria. I live at 13784 Greenhorn Rd, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I feel the need to reiterate the fact that this vested rights move by Rise is a complete farce and another example of the incredible disrespect for this community and county. I have lived 1 mile from the Idaho Maryland (abandoned) mine site for 34 years. I have driven by it every day for that entire span. I will testify under oath that it has not been a working mine since 1990. Additionally, under historical scrutiny, it has not been a working mine since before 1957 when all assets were sold and the tunnels were flooded.

This application for vested rights is a blatant abuse of process by Rise Gold. You must dismiss and deny this and any further attempts to apply these slick deceitful tactics to invade our county with a heavy industrial toxic industry that would most definitely be the demise of all we love here. The thousands of residents in this area did not purchase their property with the contingency that the area could be rezoned into heavy industry.

In context of these deceitful maneuvers by Rise Gold, we are witnessing the continuation of that immoral behavior with the plea by Ben Mossman, to the Canadian court, that he is now unemployed, having been replaced by another CEO. A tactic used to dissuade a stiff sentencing. He planned the timing of this statement so the court could not verify it. Here is another lie. He is still an employed member of Rise Gold, in a different position.

This kind of horrible behavior is representative of the way in which this company would continue their business in this county. They would lie and cover up toxic spills, as happened in Bank Island. We have seen Mossman publicly lie to the Canadian court and we have seen him lie here, saying "there will be no impacts". This company would shirk any and every responsibility that requires honesty and integrity. Another obvious example of why this company and industry should never be allowed to ruin our home.

There is no possible way to prove the IMM has been a working mine past 1957. There are thousands of residents who will join myself in testifying this fact. Rise Gold is costing the county, and it's citizens, an enormous sum of money fighting these dishonest tactics. They should be sued for abuse of process. Not only is the financial cost an undue burden, but we are continuing to suffer emotionally at the prospect of loss of our home values, water, clean air, health and quality of life. What this company is all about, is morally reprehensible. They should be put in their place, once and for all.

Be firm in your decision to deny this sham vested rights farce. Can you imagine the utter chaos and destruction of our county, if this dishonest company were permitted to reopen this mine without any guideline requirements, as put forth by the EIR? Please, Please, Please, deny this application and complete the denial by voting No to the use permit. And let's pass some laws that stop this type of industry from ever attempting this again in our densely populated community and county.

Thank you

Sincerely,

Lauren Lauria

lololauria@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: elirushimages@yahoo.com
Subject: Letter From Eli Rush - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:02 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Eli Rush at elirushimages@yahoo.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Eli Rush. I live at 15631 Lower Colfax Rd, Grass Valley, California 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I live in District 3. I travel Brunswick Road and 174 daily. The traffic impact and noise level would be intolerable. I have no faith whatsoever in the integrity or honesty of Rise Gold's words or actions. They would be a blight upon our community, as they have been upon others.

Sincerely,

Eli Rush

elirushimages@yahoo.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: christymccracken@rocketmail.com
Subject: Letter From Diana McCracken - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:07 PM

Dist 1

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Diana McCracken at christymccracken@rocketmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Diana McCracken. I live at 13313 Greenhorn Road, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

My family has lived here since 1970. I can in fact tell you that it was not a gold mine in the 70's. It was a sawmill and since we are 1/2 mile up Greenhorn Road I can still remember as a child the smell and noise the sawmill would give off. I remember the noise pollution from the trucks entering and exiting the sawmill. I don't understand how it can be stated that it was a run as a goldmine- it was a sawmill. Do not pass this through- you will ruin a family with 3 generations living 1/2 mile from the old mill.

Sincerely,

Diana McCracken

christymccracken@rocketmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: info@geoffeido.com
Subject: Letter From Geoff Erwin - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:15 PM

Dist 4

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Geoff Erwin at info@geoffeido.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Geoff Erwin. I live at 10407 S Ponderosa Way, Rough and Ready, CA 95975.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I'm Geoff Erwin, also known as Geoff Eido from District 4. I wrote and performed WELLS RUN DRY at the planning meetings. I'm sure you're aware that the Idaho/Maryland mine has been inoperative for decades and that this is the latest lie posed by an untrustworthy company intent on raping our resources at great cost to our citizens and local habitat. Please, for the love of God, country, and Nevada County, tell these buggers to bugger off once and for all. Thank you

Sincerely,

Geoff Erwin

info@geoffeido.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: refreshology@gmail.com
Subject: Letter From Johni Christensen - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:22 PM

Dist 2

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Johni Christensen at refreshology@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Johni Christensen. I live at 18981 River Crest Ct, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

We recently purchased 5 acres along South Wolf Creek in the Loadstar development off Brewer Rd. We chose this property because it is a pristine creek front property. We are excited to be new stewards to our patch of this beautiful area and consider the health of the waterways to be crucial to the vitality of the natural ecosystem and quality of life to the residents within these areas.

Sincerely,

Johni Christensen

refreshology@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: valeriekb@sbcglobal.net
Subject: Letter From Valerie Kack - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:26 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of valerie kack at valeriekb@sbcglobal.net

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Valerie Kack. I live at 10350 smith rd, Grass Valley, CA 95949.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I have lived in district 2 for 40 years with Wolf Creek on the back of my property. I've been fighting this mine for years, and I threaten to move if they were excepted. I was so happy when the supervisors voted against the reopening. This is insulting that these people are so determined and unconscious and disconnected from the community we have built solidarity about this concern. I have moved to Washington state, clean, bark beetles, destruction of my forest, the endless days without electricity, because of snow,

sometimes 3 feet deep and not traversable leaving me at the back of my property with no way in or out. As a single person I can't do this anymore. The smoke and ash was horrible, another reason to leave. But my loyalty continues to Wolf Creek and I would do anything to keep it healthy. I do not want any mine tailings making their way into it or anywhere in the water shed. I oppose reconsideration of these horrible Canadian greedy people.

Sincerely,

Valerie Kack

valeriekb@sbcglobal.net

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: hoodwink2@sbcglobal.net
Subject: Letter From Dave Hood - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:33 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Dave Hood at hoodwink2@sbcglobal.net

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Dave Hood. I live at 840 Morgan Ranch Dr., Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

Sincerely,

Dave Hood
hoodwink2@sbcglobal.net

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: pohlmannfred10@gmail.com
Subject: Letter From Fred Pohlmann - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:40 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Fred Pohlmann at pohlmannfred10@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Fred Pohlmann. I live at 55 Rockwood Drive, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I am a District 3 resident. It is obvious from the over 5,000 signatures on a petition to deny the reopening of the Idaho-Maryland mine, the noticeable yard signs opposing the mine, the numerous environmental groups and businesses that have voiced their opposition to the mine, and the large number of people who attended the recent Planning Commission meeting concerning the EIR to amplify this chorus of disapproval that the residents of this county overwhelmingly oppose the mine.

Sincerely,

Fred Pohlmann

pohlmannfred10@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: denise.bellas@gmail.com
Subject: Letter From Denise Bellas - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:44 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Denise Bellas at denise.bellas@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Denise Bellas. I live at 13797 Allison Ranch Rd, Grass Valley, CA 95949.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

When I bought my home in Grass Valley, mining and the destruction of mining was in the past. I sincerely hope it remains so. I would never have invested in this community should Grass Valley have been a town of current mining. I am encouraged with the forward thinking town council and a dedication people who volunteer based community, working to for a strong sense of outreach and well being! Mining is not the in the right direction for our town.

Sincerely,

Denise Bellas

denise.bellas@gmail.com

From: minewatchnevadacounty@gmail.com
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: donnalevro@gmail.com
Subject: Letter From Donna Levreault - Stay the Course - No to the Mine
Date: Wednesday, October 11, 2023 6:29:49 PM

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This letter is submitted by the CEA Foundation MineWatch Campaign on behalf of Donna Levreault at donnalevro@gmail.com

Nevada County Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

Dear Nevada County Supervisors,

My name is Donna Levreault. I live at 10752 Alta St, Grass Valley, CA 95945.

I am writing to express my strong opposition to Rise Gold's attempt to reopen the Idaho-Maryland Mine, including their recent Vested Rights claim. Their assertion that mining has been "continuous" since regulations changed in 1954 is laughable. This claim is little more than a last-ditch effort to bypass the environmental review and public input process that protects the citizens of this county.

Please stay the course and don't allow further delay tactics. I urge you to support the recommendations of the Planning Commission and protect our county from this destructive and irresponsible project.

I live on Alta Street and I oppose this latest ruse by Rise Gold to overrule the planning committee's rejection of their petition to start mining. The vested rights claim is unjustified. Mining stopped here in the 50s. Please oppose this latest ruse by this unscrupulous company, whose owner is already facing criminal charges in Canada because of his activities.

Sincerely,

Donna Levreault

donnalevro@gmail.com

From: [Walt](#)
To: [bdofsupervisors](#); [Idaho MMEIR](#); [Idaho MMEIR](#)
Cc: [James Bair](#); [Tim Ogburn](#); [John Vaughan](#); [Tony Powell](#); [Marion Blair](#); [Joan Staffen](#); [Paul Berger](#)
Subject: Rise Gold's petition for vesting rights to IMM and Rise Gold's IMM Fault Line
Date: Monday, October 9, 2023 12:08:09 PM

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Nevada County Supervisors and Planning Department

Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

To: Nevada County Board of Supervisors and California Attorney General

bdofsupervisors@nevadacountyca.gov, Idaho.MMEIR@nevadacountyca.gov

bdofsupervisors@nevadacountyca.gov

Idaho.MMEIR@nevadacountyca.gov

Re: Rise Gold's petition for vesting rights to IMM and Rise Gold's IMM Fault Line

At the last Idaho Maryland Mine (IMM) town hall meeting last month a hero emerged. Newly anointed Planning Commissioner Terry McAteer showed amazing tenacity in delving into and understanding the deep issues of the Rise Gold proposed project. Commissioner McAteer's research revealed that Rise Gold was attempting to disappear the fault line that runs through the property shown on the IMM County legal property description. Yes, none of us knew that a big fault line even ran through the middle of the IMM so any effort to make it disappear was not noticed. Furthermore it's a little surprising that nothing was done about this after the Planning Commission's decision 5 – 0 against the Rise Gold IMM. Rise Gold was incensed and launched attacks on the County and Commissioner McAteer personally. I was left asking myself, *Why is this fault line disappearance of such import to Rise Gold, and why they would risk this kind of exposure?*

The answer can be found and is well known in the mining business — dewatering and flooding a mine can with high probability trigger severe earthquakes along fault lines. The issue of mine operations triggering earthquakes should have been analyzed in an EIR but wasn't, another reason that nobody believed anything the EIR did cover. It is important that we understand this, that an operational IMM would pose a grave danger and threat to the entire Nevada county community health and safety, as the mine tunnels run all through the town of Grass Valley underground. There are no “mitigating measures” against mine watering and dewatering-caused earthquakes. According to the 200 studies referenced world wide in the paper cited below watering and dewatering a crack in the earth lubricates the fracture or fault to cause an earthquake of “seismic magnitudes of up to M=7 on the Richter scale”.

This brings clarity to the top and reveals the controlling issue, that man-induced earthquakes

are not an economic or legal or political or business issue. There is no vested right to kill a community. The danger and risk to public health and safety is primary, and the issue Rise Gold fears exposed the most. From a reference on the subject cited below, “these earthquakes can cause serious socio-economic losses with negative implications for the long-term sustainable development of countries abundant in natural resources and of mining regions”. Why is the County still dithering with the community collateral damage in the balance were the mine to go forward? Mining for gold is a useless endeavor as gold is not a rare earth mineral or some element that we cannot live without or even need. Again, this is not a legal issue about a corporations rights. You could not permit a corporation, even a responsible one, to build atomic bombs on the IMM with vesting or any other kind of rights, too dangerous to the community.

Put another way, the misdirection’s from Rise Gold would have you believe its about providing a “comparable water supply” or “not running out of water” or even flooding our "Wolf Creek with clean water". The truth is it's not about money, it is about earthquake damage to the community and infrastructure, people’s homes, and people’s lives if the mine goes live. Its about “serious socio-economic losses with negative implications for the long-term sustainable development”. Its about disrupting an entire community like a Fukushima.

The Planning Department vociferously pushed to “certify” the EIR they were peddling. Something is very wrong there, when corporations come to town to exploit the rich county history and our Planning Department which is supposed to protect us has gone south. Thank god and three cheers for Commissioner Terry McAteer, without which we would still be in the dark as to the real issues regarding IMM and any mine that happens to be on or near a fault line in the county. Routine underground blasting, watering and dewatering a mine on a fault line is not conducive to a community nearby, and its not even close. It’s a slam dunk in the vernacular, and you shouldn’t be stressing over this issue. Don't wait til October, just say NO now and move on, you've wasted enough taxpayer time and resource.

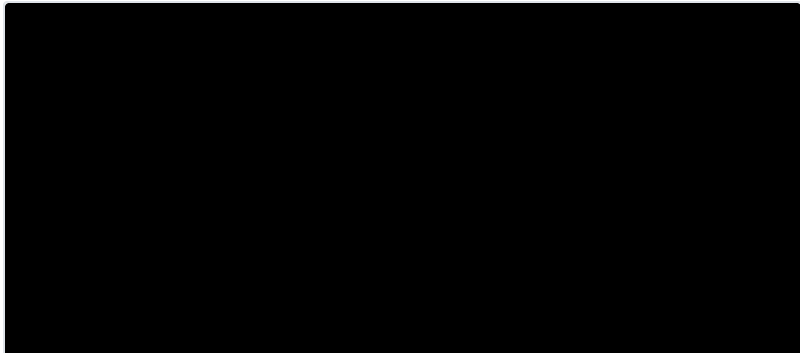
A brief technical description and citation of severe earthquakes from mine watering-dewatering is provided below:

Mine Water Discharge and Flooding: A Cause of Severe Earthquakes

Abstract:

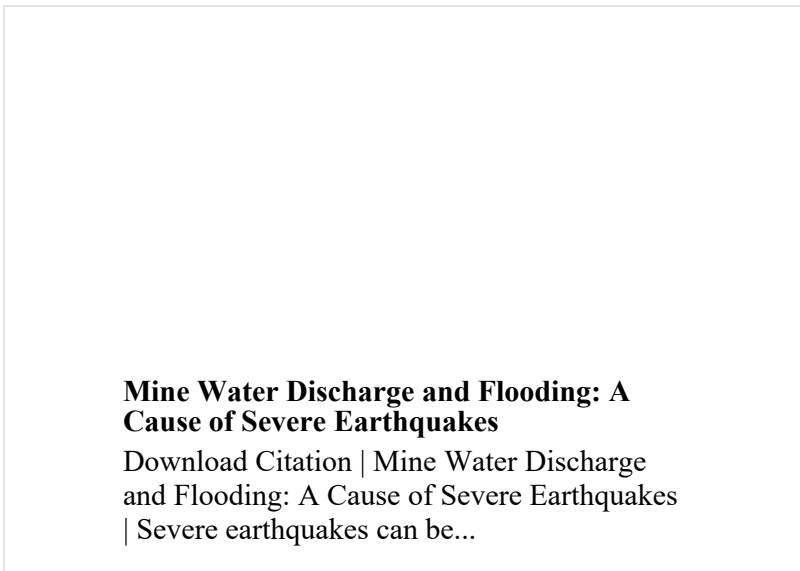
Severe earthquakes can be triggered by dewatering and flooding of mines, as these activities alter the loading of the Earth’s crust and tectonic stresses in its interior. Worldwide, more than 200 studies have noted sites where human-induced stresses could have reactivated preexisting faults, triggering earthquakes with seismic moment magnitudes of up to $M=7$ on the Richter scale. This can only occur where faults are already under high tectonic stresses that have built up over many years. Stable continental regions are seismically less active than unstable regions (e.g. California, Japan, and Turkey). Consequently, faults in stable continental regions can be more earthquake-trigger sensitive, since accumulated stresses have not reached failure conditions. This paper provides an overview of officially recognized mining-triggered earthquakes with magnitudes $M=5.0$. The article illuminates that these earthquakes can cause serious socio-economic losses with negative implications for the long-term sustainable development of countries abundant in natural resources and of mining regions, in particular. Historic data suggest that regional geological conditions (e.g. structural geology and tectonic in-situ stress states) are more important in forecasting the potential of earthquake triggering than the scale of the mining activities. Overall, such forecasts should be made to estimate and mitigate potential socio-economic earthquake risks associated with geoenvironmental operations of extractive industries such as mining.

[Mine Water Discharge and Flooding: A Cause of Severe Earthquakes](#)



Mine Water Discharge and Flooding: A Cause of Severe Earthquakes

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Walt Froloff
Concerned citizen
Grass Valley CA

From: [Deanna Figueira](#)
To: [bdofsupervisors](#)
Subject: Rise Gold
Date: Monday, October 9, 2023 3:58:48 AM

Dist 1

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Dear Supervisors,

Please vote no to vested rights to let Rise Gold conduct mining operations and also vote no to reopening the mine. This would destroy our town and surrounding areas, as well as create pollution in our waterways, air and roads. There is no benefit for our county or its people. Please let me know what I as a citizen can do to stop this from happening. Thank you.

Sincerely,
Deanna Figueira

From: [Randi Pratini](#)
To: [BOS Public Comment](#)
Cc: [bdofsupervisors](#)
Subject: re: Rise Gold mine
Date: Sunday, October 8, 2023 10:40:18 AM

Dist 1

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Please vote no to vested rights to let Rise Gold to conduct mining operations and also vote no to reopening the mine. This would destroy our town and surrounding areas, as well as create pollution in our waterways, air and roads. There is no benefit for our county or its people.

Please let me know what I as a citizen can do to stop this from happening.

Thank you for your time.

Sincerely,
Randi Pratini
District 1

From: [Ed Scofield](#)
To: [Julie Patterson-Hunter](#)
Cc: [Kit Elliott](#)
Subject: FW: Issue: Rise Gold, vested rights:
Date: Friday, September 15, 2023 10:55:18 AM

Dist 1

-----Original Message-----

From: br@timelinedesigns.com <br@timelinedesigns.com>
Sent: Thursday, September 14, 2023 4:54 PM
To: Ed Scofield <Ed.Scofield@nevadacountyca.gov>
Subject: Issue: Rise Gold, vested rights:

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Bruce Rayner here again, Ed. I've studied this situation after all the articles in The Union. It appears that Rise is taking our county and the BOS down a rat hole, which can only lead to more legal fees on our part.

To wit: Riverside County, CA is going through the same thing, some outfit comes out of the wood work, claiming vested mining rights and threatens with legal suits. Read this article or pass it on:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fbcpalmsprings.com%2f2023%2f03%2f27%2fmining-operation-seeks-boards-recognition-of-vested-rights-to-expand%2f&c=E,1,sUPnjRqA7nV3aolpEJEiNoDcdZwAGUWGtQxS2RtlwEs3yIEdRmm4fCHA3esB2WO4Lq_jLlLoxIqH8BfEtmvrRDeNmqlZTheNIZI0dukWw.,&typo=1

What is interesting is there is a Federal act on the books, "California Surface Mining Control & Reclamation Act of 1975", which defines primary laws governing mining operations locally and provides guidelines for determining vested rights.

As I understand, the Rise Gold action seeks to declare any local zoning laws null and void due to "vested rights".

Why hasn't this issue appeared in any of the press coverage? Or articles for or against Rise Gold?

If our legal team hasn't looked into this issue, it might make a good question for them. I suggested Elias Funez at The Union look into the matter; it appears it might be a political hot potato. All the more reason why we haven't heard anything.

Sincerely,

Bruce Rayner
Nevada City.

From: [Walt](#)
To: [bdofsupervisors](#); [Idaho MMEIR](#)
Cc: [James Bair](#); [Tim Ogburn](#); [Tony Powell](#); [John Vaughan](#); [Marion Blair](#); [Joan Staffen](#); [Idaho MMEIR](#); [johnathon.crook@dtsc.ca.gov](#); [Jeffrey Thorsby](#); [Nevadacitychamber Info](#)
Subject: Rise Gold's petition to the NC BoS for vesting rights to IMM
Date: Monday, September 11, 2023 4:05:15 PM

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Nevada County Supervisors and Planning Department

Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

<!--[if !supportLineBreakNewLine]-->
<!--[endif]-->

To: Nevada County Board of Supervisors

bdofsupervisors@nevadacountyca.gov, Idaho.MMEIR@nevadacountyca.gov

bdofsupervisors@nevadacountyca.gov

Idaho.MMEIR@nevadacountyca.gov

Re: Rise Gold's petition for vesting rights to IMM

This is my second letter regarding the subject matter, and herein I address the actual Rise Petition for Reservation of Vested Mining Rights to IMM.

A **vested mining right** is a constitutionally protected property **right** to continue operating in a certain location and in a certain way without being required to conform to all current land use restrictions. This law was made to protect real miners and those that wanted to continue a mining business without interruption. This law was never meant to protect gold market speculators, investors, get rich schemers or scams.

The subject petition paints a litany of disjoint hodgepodge chain of owners all intending to find gold and becoming rich but failing to actually have an operational mine business, ie there was no gold mining operations to continue. In fact it was in the recent past declared loudly and publicly that there was no mine or mining operation by the owners.

The latest on the IMM operation was publicly proclaimed and published in our own The Union on June 12, 2014. "Former Idaho-Maryland Mine For Sale". The Union published "Coldwell Banker Grass Roots Realty has the \$2,750,000 land listing of 18 separate assessor's parcels, which includes 2,750 acres of mineral rights and a collection of core samples. But although the land's owners are sitting on a former gold mine, they're not selling the property as one."

Nothing speaks louder about the owner's intention and mine status as "We're not selling a mine," Emgold decided the best way to get rid of the land was to sell the land without the liability that the mine's mining past brought, toxic tailing, toxic ponds and all around danger to the public in perpetuity with signs posted to vacationers and visitors alike.

The IMM gold mine legacy was depressing it's land price and the investors needed to sell the land minus anything to recover anything that they could from their speculative investment into gold mining. This sale didn't come easy for the owners as "Emgold had been trying to revive the mine east of Grass Valley for more than seven years to take advantage of an estimated 472,000 ounces of gold." "Emgold announced it no longer would list the Idaho-Maryland Mine as a current project for its investors". ie. after failing to make the mine operational, Emgold publicly proclaimed a cessation of all mining activities and complete a mine closing and abandonment. The vesting rights were gone, intentions were gone, and investors just wanted to get their money out of the speculative gold investment that was threatening to sink the whole investment.

"Considering contaminated mine tailings are part of the property, which the listing notes, Brock said it will likely be a challenge to sell." The environmental concerns regarding mine reopening were anticipated as being insurmountable and for good reasons. "We're very much aware of the sort of political history with Emgold having attempted to permit the operation of the mine and failed," Brock said. " There are substantial environmental issues with the property itself. There are a number of environmental concerns that we anticipate the market will need answers to."

So as history of IMM would have it, the owners sold the IMM land and high-tailed it out of town before a state agency could find the disaster that they were leaving and force them to clean up the toxic waste that they left for the county to clean up. Nobody, least of all the IMM owners wanted anything to do with vested mining rights, so they were desperate to bury the mine to sell the property and get out of Dodge before a hanging happened. Cessation of mining operations and all mine related activities were done, hope and plans for gold mining were abandoned. This allowed the owners to sell the land, and foreclose on any toxic waste liability which they also abandoned.

It is common for deeds in California to have mineral rights attached. Mineral rights on a deed do not constitute mining rights or carry vesting mining operation rights. Land with a failed and abandoned mine is quite common in Nevada County. An attempt to re-open any of these would require a permit from half a dozen agencies, and this is well known by even a layman. Attempts to resurrect the dead here is made to prolong the inevitable for publicity purposes, and should be seen for what it is, a stock pump-and-dump scam that is about to be shut down. Please be merciful and stop this sham with prejudice so that this community can find some relief from this plague called Rise Gold Corporation.

Walt Froloff

Concerned citizen

Grass Valley. CA

From: [Walt](#)
To: [bdofsupervisors](#)
Cc: [James Bair](#); [Tim Ogburn](#); [Tony Powell](#); [John Vaughan](#); [johnathon.crook@dtsc.ca.gov](#); [Joan Staffen](#); [Marion Blair](#)
Subject: Rise Gold Vesting Rights in IMM
Date: Thursday, September 7, 2023 9:58:51 AM

Dist 3

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To: Nevada County Board of Supervisors

bdofsupervisors@nevadacountyca.gov, Idaho.MMEIR@nevadacountyca.gov

bdofsupervisors@nevadacountyca.gov

Idaho.MMEIR@nevadacountyca.gov

Re: Rise Gold's petition for vesting rights to IMM

The granting of Vested Rights to Rise Gold's IMM is not a decision that could be made by the Nevada County. IMM vesting rights do not exist for several reason not the least of which is IMM would not be vesting from a gold mining business 80 years ago but to toxic waste production and "engineering fill" production and sales, and maybe some gold mineralization not yet established. Some additional reasons are:

<!--[if !supportLists]-->1) <!--[endif]-->A permit was never obtained by the previous owner and hence no chain of vesting rights was created.

<!--[if !supportLists]-->2) <!--[endif]-->The NC BoS is not the body to decide this matter. The law on vesting rights in mining business is governed by the Surface Mining and Reclamation Act (SMARA). This act requires mining operators to obtain a permit from the California Department of Conservation's Division of Mine Reclamation which was created in 1991. A permit grants the operator the right to mine and extract minerals from a specific area. The vesting rights ensure that once a permit is obtained, the operator has the right to continue mining operations as long as they comply with the conditions set forth in the OBTAINED and

FILED permit and the SMARA regulations. These conditions include reclamation requirements, financial assurances, and environmental protection measures, none of which have been tendered. Moreover the California Department of Conservation's Division of Mine Reclamation oversees the implementation of SMARA and ensures that mining operations are conducted responsibly and in accordance with the law. In this case the “law” would most likely be CEQA.

<!--[if !supportLists]-->3) <!--[endif]-->The NC BoS has not received approval to act on vesting rights from the Department of Conservation nor have they received financial assurances that all mitigation measures will arise from toxic waste and operations of the IMM and will be followed. The local lead agency, Nevada County, must require and approve (after review by the Department of Conservation) a reclamation plan and financial assurances. Lead agencies may accept operation plans, reclamation plans and environmental studies that meet BLM and USFS, provided they meet the requirements of SMARA.

<!--[if !supportLists]-->4) <!--[endif]-->Vesting rights to mine shall occur if there is a business transition to another business, hence “reclamation” Rise Gold IMM is not a Reclamation project by definition. The following are examples of successful reclamation projects: • One mining company in Ventura County reclaimed its mining pit to a strawberry field. • A gravel extraction area at Mississippi Bar in Sacramento County was returned to a riparian (water) wildlife habitat. • An aggregate mine on agricultural land in Yolo County operates in four phases. The intent is that not more than 95 acres is out of agricultural production at any time during the project's life. • Other mined lands have been reclaimed to grazing and production of crops such as alfalfa, corn, grapes and tomatoes.

<!--[if !supportLists]-->5) <!--[endif]-->There is no real transference of a gold mining business from 80 years ago until today, and hence no vesting possible from this IMM project. The proper core samples to measure for any gold has not been done to establish that there is gold left in the abandoned mine. Speculation, theory and conjecture are not valid measures. The new business is in fact a Rise Gold IMM business exploitative of an abandoned mine solely for purposes of pumping up stock price on a national penny market where buyers are uneducated on environmental laws and regulations and are easily manipulated by PR, media headlines and media SoundBits. This is not a gold mining business, it's a stock scam business.

I hope this helps,

Walt Froloff
Concerned citizen
Grass Valley. CA

From: [gary cartzdafner](#)
To: [bdofsupervisors](#)
Subject: ABSOLUTELY VOTE NO ON RISE GOLD
Date: Saturday, August 26, 2023 6:34:24 AM

Dist 3

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Please vote no to vested rights to let Rise Gold and (convicted **Ben Mossman and soon to be** sentenced) to conduct mining operations and also vote no to reopening the mine. This would destroy our town and surrounding areas, as well as create pollution in our waterways, air and roads. There is no benefit for our county or its people

GARY CARTZDAFNER

From: [Kathleen Madeira](#)
To: [bdofsupervisors](#)
Subject: Fwd: Corrected: Rise Grass Valley to Petition for Recognition of Vested Rights
Date: Friday, August 25, 2023 6:56:26 AM

Dist 3

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Please vote no to vested rights to let Rise Gold to conduct mining operations and also vote no to reopening the mine.
This would destroy our town and surrounding areas, as well as create pollution in our waterways, air and roads. There is no benefit for our county or its people.
Please let me know what I as a citizen can do to stop this from happening.
Thank you for your time.
Sincerely,
Kathleen Madeira



Rise Grass Valley to Petition for Recognition of Vested Rights at Idaho Maryland Mine

Rise Grass Valley plans to petition for recognition of vested rights to conduct mining operations at the Idaho Maryland Mine, according to a letter sent to Nevada County by its attorney Monday, August 21, 2023.

Rise Grass Valley, the applicant, plans to file a petition asserting vested rights by September 1, 2023.

“A vested right is a right to continue activity that existed before a zoning restriction became effective,” said County Counsel Katharine Elliott. “A vested rights finding for Rise Grass Valley would mean that the applicant has a legal right to mine on the Brunswick Industrial Site.”

The Board of Supervisors will hold a hearing on the petition in late October. This means the Board’s previously scheduled October 2-3 hearing on Rise Grass Valley’s application for a conditional use permit is canceled.

Instead of going first to the Planning Commission, the applicant has requested that its petition be heard by the Board of Supervisors and has agreed to waive any procedural rights or irregularities.

The Board of Supervisors will make the final determination on whether the petition for vested rights is valid by reviewing the facts of the historical use of the mine property and the law.

If the Board approves the petition, the next step would be consideration of a reclamation plan, which would explain in detail how the applicant would operate the mine. In addition, Rise Grass Valley would need to provide a statement of responsibility and financial assurances that the applicant could cover potential damages.

If the Board denies the petition, the County will schedule a noticed public hearing to consider the original proposal to reopen the Idaho Maryland Mine in early December.

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From: [Sheldon, Kent](#)
To: [bdofsupervisors](#)
Subject: Rise Grass Valley to Petition for Recognition of Vested Rights at Idaho Maryland Mine
Date: Wednesday, August 23, 2023 3:46:43 PM

Dist 1

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I am writing to state my disapproval of granting this Petition from Rise. Approval of this project will be a disaster for Nevada County, Grass Valley, and all residents anywhere near the Idaho Maryland mine. Please vote against this Petition.

Kent Sheldon - VP of Project Delivery & Life Cycle Management
Energy Storage and Optimization
Wärtsilä Corporation
+1.530.802.1920 (cell)

From: [Nathan Collins](#)
To: [bdofsupervisors](#)
Subject: No Mine
Date: Wednesday, August 23, 2023 3:17:46 PM

Dist 3

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Hello, thank you for reading this email. I am a resident of Grass Valley and I wanted to say I do NOT support the proposed mine reopening by Rise. I have heard they are going to try to petition for vested rights and I urge you to reject that petition. We do not want to renew mining in the area, especially not with a company that has such a spotty track record. Thank you.

Nathan Collins

Sent from my iPhone

Cooper & Kirk

Lawyers

A Professional Limited Liability Company

Charles J. Cooper
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Washington, D.C. 20036

(202) 220-9660
Fax (202) 220-9601

October 23, 2023

County of Nevada
Board of Supervisors
950 Maidu Avenue
Nevada City, CA 95959

Re: Idaho-Maryland Mine Vested Right Petition

To the Board of Supervisors:

I write on behalf of Rise Grass Valley, Inc., the owner of the property comprising the historic Idaho-Maryland Mine. Based on our independent review of the facts and the law, we have concluded that Rise Grass Valley, Inc. has a vested right to operate the Idaho-Maryland Mine, and we expect that right to be vindicated in court, should it be necessary to do so.

California law on these issues is clear. First, a land use “vests” when it is an existing use of a property at the time a zoning ordinance is passed that would restrict or prohibit that use. In California, “[t]he rights of users of property as those rights existed at the time of the adoption of a zoning ordinance are well recognized and have always been protected.” *Hansen Bros. Enter., Inc. v. Bd. of Super.*, 12 Cal.4th 533, 552 (1996). Second, a vested right to mine extends to all of the property as it was intended to be used at the time of vesting. *Id.* at 554 (“An entire tract is generally regarded as within the exemption of an existing nonconforming use, although the entire tract is not so used at the time of the passage or effective date of the zoning law.”) Third, the vested mining right continues unless and until a property owner abandons it, which occurs only when two conditions are met: (1) an owner has an intention to abandon; and (2) undertakes an overt act or failure to act, which implies that the owner is abandoning the vested right. *Id.* at 569. “Mere cessation of use does not of itself amount to abandonment.” *Id.*

The extensive historical record, which our firm has independently reviewed and assessed, demonstrates that Rise Grass Valley, Inc. possesses a vested right to mine its property comprising the Idaho-Maryland Mine. The right to mine vested in 1954, when the Idaho-Maryland Mine was operating at the time Nevada County enacted a zoning ordinance that would have, for the first time, required the mine operators to obtain a use permit. The vested right to mine extends to the entirety of the property now owned by Rise Grass Valley, Inc., because that property was part of the Idaho-Maryland Mine in 1954 and because the then-owners objectively manifested their intent to use the entire property for mining and related activities. No property owner has abandoned the right to mine the properties comprising the Idaho-Maryland Mine. All of the properties’ owners have intended to mine the property, as evidenced by their mineral exploration activities, their marketing of the property, their reservation of mineral rights, and their statements about the relevant economic conditions for mining. California law is clear that abandonment requires both

Nevada County Board of Supervisors

October 23, 2023

Page 2

intent and an overt act (or failure to act), neither of which have occurred here. Mere cessation of mining cannot constitute abandonment.

I am available at your convenience to discuss this matter. Thank you for your attention.

Respectfully,

s/ Charles J. Cooper

Charles J. Cooper

cc:

Brian Foss (Nevada County)

Kit Elliot (Nevada County)

Diane Kindermann (Abbott & Kindermann, INC.)