



221 S. Interoccean Ave., Holyoke, CO 80734
970-854-2454
970-854-3811 (F)
www.colorado.gov/phillipscounty

K. Joe Kinnie
Donald J. Lock
Harlan E. Stern

January, 2014

Mr. Eric Scott
Colorado Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203

RE: Preliminary Review dated January 6, 2014
Phillips County Landfill Pit (110)
DRMS M-2013-084

Dear Mr. Scott,

I am responding to your preliminary review of the expansion of the Kennedy Pit (M-1990-110). Each of your comments are provided with my responses in bold.

Exhibit N – Source of Legal Rights to Enter (Rule 6.4.14):

Exhibit N states that Greg & Denise Smith are the property owners, however Exhibit O states that Phillips County is the property owner. (I suspect this is simple cut/paste error, carried over from the Kennedy Pit CN01). Please clarify and submit a new copy of the correct Exhibit N information for the Phillips County Landfill Pit file.

The reference to Greg and Denise Smith is a cut and paste error from the Kennedy Pit. The revised section should read as follows:

EXHIBIT N
Owners of Record of Affected Land (Surface Area) and Owners of Substance to be Mined

Phillips County is the owner of all the NW 1/4 of Section 9, T7N, R45W of the 6th P.M., Phillips County, Colorado. A copy of the deed where the county took title is attached.

RECEIVED

JAN 14 2014

DIVISION OF RECLAMATION
MINING AND SAFETY

Addendum 1: Although it was stated that the certification of posted notice was attached, I was unable to locate the certification of the posted notice in the application package. Please provide another copy of the permit record.

We have enclosed a copy of the proof of posting.

Additional Information: You will also need to provide the Division with proof of public notice publication, and notice to property owners with 200'. Any letters from other commenting agencies/entities received by the Division to date have been included with this correspondence for you to review.

The application notice is being published next week in the Haxtun-Fleming Harold. A copy of the notice is attached. We will provide proof of publication and proof of notice to adjoining land owners when that is completed.

Please let me know if additional information is needed on any of these concerns. Thank you.

Sincerely,



Randy Schaffer
Phillips County Planning

Enclosure: Proof of posting

NOTICE

This site is the location of a proposed construction materials operation. Phillips County, whose address and phone number is 221 S Interoccean Ave, Holyoke, CO, 970-854-3778, has applied for a Reclamation Permit with the Colorado Mined Land Reclamation Board. Anyone wishing to comment on the application may view the application at the Phillips County Clerk and Recorder's Office, 221 S. Interoccean Ave, Holyoke, CO, and should send comments prior to the end of the public comment period to the Division of Minerals and Geology, 1313 Sherman St., Room 215, Denver, CO 80203.

CERTIFICATION

I, Kevin Scott, hereby certify that I posted a sign containing the above notice for the proposed permit area known as the Phillips County Landfill Pit, on

January 10, 2014

Kevin Scott
Signature

1-10-2014
Date