

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

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John W. Hickenlooper
Governor

Mike King
Executive Director

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Director

May 20, 2014

Michael Pehlman
3232 W. Fontanero
Colorado Springs, CO 80904

Re: "Need for State Reclamation Permit" questionnaire, File P-2013-012

Ms. Pehlman:

The Division of Reclamation, Mining and Safety has reviewed the above-referenced questionnaire that we received on August 6, 2013. We sincerely apologize for our delay in responding to your questionnaire. The questionnaire describes the proposed activities as hand digging an approximate 20-foot by 20-foot area to a depth of 6 to 8 feet for the purpose of collecting mineral specimens for a private collection, with possible sale of the specimens at some time in the future.

Based on the information provided in the questionnaire, it is the Division's opinion that you will be required to obtain a reclamation (mining) permit from the Mined Land Reclamation Board in order to legally conduct the proposed activities as outlined in your questionnaire. The type of permit required would be a 110(1) or a 110(2). The attached permit application form may be used for applying for either type of permit. We will not be able to issue a 110(1) permit until July 1, 2014 because that will be the first day the new 110(1) law will be in effect. The application fee for a 110(1) permit is \$288 and the application fee for a 110(2) permit is \$1,006. Also attached is a summary of the steps that must be taken to obtain either type of permit and a copy of the permit application filled out for a hypothetical operation which can serve as a template for your application.

The Mined Land Reclamation Board has requested that the Division make determinations as to the need for a Mined Land Reclamation Permit. The requirements for an application for a construction materials mine permit are contained in the Minerals Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials. If you have any concerns or disagree with this decision, you may petition to appear before the Board during a formal public hearing for a formal Declaratory Order concerning this matter. This request must be made in writing and be received no later than 10 days prior to the hearing. The next available meeting will be June 18, 2014.

Sincerely,

Tom Kaldenbach

cc: Tony Waldron, DRMS (via email)