



COLORADO

Division of Reclamation, Mining and Safety

Department of Natural Resources
1313 Sherman Street, Room 215
Denver, Colorado 80203

June 17, 2014

Randy Schafer
Phillips County
221 S. Interocean Ave.
Holyoke, CO 80734

Re: Haynes Hereford Ranch Pit, Permit No. M-2004-023, Receipt of 110 to 112 Construction Materials Reclamation Permit Conversion Application Package (CN-01), Incompleteness Letter

Dear Mr. Schafer:

On June 3, 2014, the Division of Reclamation, Mining and Safety received your 110 to 112 Construction Materials Reclamation Permit Conversion Application package for the Haynes Hereford Ranch Pit, Permit No. M-2004-023. Preliminary review of the information received determined that the following items must be received before the Division can consider your application as being submitted and technical review can begin.

Please note that any changes or additions to the application on file in our office must also be reflected in the public review copy, which was placed with the Phillips County Clerk and Recorder by the Applicant.

APPLICATION FORM: Certification Page

- 1) While reviewing the primary mine entrance location given in latitude/longitude, it appears the listed coordinates are slightly off from the actual entrance to the mine. Please update these coordinates to reflect the actual entrance to the mine. Under the requirements of Rule 6.4.1, coordinates of the primary mine entrance location should also be included in Exhibit A.
- 2) The certification page was not completed. Phillips County informed the Division of this and emailed a scanned copy of the signed certification page. After review of the scanned page, it appears that the notary's stamp was not included. The Division has also not received the original signed certification page in the mail.

EXHIBIT N - Source of Legal Right to Enter (Rule 6.4.14)

- 3) The conversion application included a gravel purchase agreement between the landowner and Phillips County. This agreement was signed for the original 110c permit area on February 25, 2004 and only had a 5 year period.

EXHIBIT S - Permanent Man-Made Structures (Rule 6.4.19)

- 4) Maps within the conversion application packet indicated fence lines surrounding the permit. Fences are considered man-made structures and a structure agreement will be required.

ADDENDUM 1 - Notice Requirements - Affidavit of Posting Notice (Sign) (Rule 1.6.2(1)(b))

- 5) The certification of the posting was not attached to the application packet.



Your application will not be considered submitted until the information listed above is received and found sufficient to begin our review. A decision date will be established 90 days from the date of receipt of all of the requested information. Additionally, if you have already published notice you will need to republish notice, after the Division considers the application submitted. This notice must be published once a week for four (4) consecutive weeks, starting within ten (10) days of the date your application is considered submitted. We will notify you when you should initiate republication of your notice. The final date for receiving comments is the 20th day after the fourth publication or the next regular business day.

You have sixty (60) days from the above date to submit all necessary documents that the Office needs for an application to be considered filed. If, at the end of the sixty day period, the application has not been determined to be filed with the Office, the Office shall deny the application and terminate the application file.

The response due date is August 16, 2014.

This letter shall not be interpreted to mean that there are no other technical deficiencies in your application. The Division will review your application to determine whether it is adequate to meet the requirements of the Act after submittal of all required items.

If you have any questions, please contact me at 303-866-3567 x8132.

Sincerely,



Elliott R. Russell
Environmental Protection Specialist

Cc: Tom Kaldenbach; DRMS