

# STATE OF COLORADO

## DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215  
Denver, Colorado 80203  
Phone: (303) 866-3567  
FAX: (303) 832-8106



July 1, 2014

James J. Theisen  
Theisen Mineral  
1251 Bailey Dr.  
Brighton, CO 80603

John W. Hickenlooper  
Governor

Mike King  
Executive Director

Virginia Brannon  
Director

### Suzanne Marie, Permit M-2009-093, Notice of Inadequate Annual Fee and/or Report

#### **PLEASE READ CAREFULLY – ACTION REQUIRED**

**Please attach your COMPLETED written Annual Report and Annual Report Map to this form**

On June 19, 2014, the Division of Reclamation, Mining and Safety received your Annual Fee/Annual Report Packet ("Packet") for Permit M-2009-093, Suzanne Marie. However according to Division records, the Packet is inadequate.

**Annual Fee: Not Received**

**Annual Report: Adequate**

If the annual fee is *inadequate* please send the remaining balance. If they have *not been received*, please remit \$323.00.

If the annual report is *inadequate* or has *not been received*, please **submit the written report and an adequately labeled map** as required by Colorado Mined Land Reclamation Act and/or Colorado Land Reclamation Act for the Extraction of Construction Materials (C.R.S. 34-32-116 or 34-32.5-116). Enclosed is an annual report form. **The Annual Report and Fee requirement is not met until we have received the following components: fee, report, and associated map.**

**The Division must receive the complete Packet no later than 5 p.m. on July 31, 2014** (if this date falls on a weekend or state recognized holiday your Packet will be due on the next regular business day), or a Notice of Violation, Cease and Desist Order from ALL mining related activities, Civil Penalties equal to the amount of the annual fee(s) due, and a Notice of Formal Public Hearing before the Mined Land Reclamation Board for consideration of POSSIBLE PERMIT REVOCATION AND FINANCIAL WARRANTY FORFEITURE will be issued for this account.

If you have additional comments and/or information that should be provided to the Division, please provide it below or attach it to this form along with your written report and map. If you have any questions, please feel free to contact Michelle Ramirez (303) 866-3567 ext 8114. Thank you for your cooperation in this matter.

**IF THE COMPLETE ANNUAL FEE SUBMITTALS ARE NOT RECEIVED ON OR BEFORE THE DATE LISTED ABOVE, THE ENFORCEMENT PROCESS WILL BE AUTOMATICALLY INITIATED. ENFORCEMENT ACTIONS MAY RESULT IN CIVIL PENALTIES AND/OR REVOCATION OF YOUR PERMIT.**

Total acres backfilled:		Total acres seeded w/ approved mix:		Total acres w/topsoil replaced:		Total acres mulched w/ approved mulch:	
Total acres graded:		Total acres fertilized w/ apvd fertilizer:		Topsoil replacement depth (in.):		Mulch application rate (tons):	
Seed application method:		Fertilizer application method:			Mulch application method:		

13. Is weed control being conducted in accordance with an approved Weed Control Plan? YES NO N/A  
If "YES", indicate the weed species, control area, control type, application rate and treatment date on the report map.
14. Is adequate topsoil reserved for reclamation, based on your approved permit? YES NO N/A  
If "NO", please explain:
15. Is the reserved topsoil vegetated/stabilized in accordance with Rule 3.1.9(1)? YES NO N/A  
If "NO" please explain:
16. If mining has exposed groundwater, is the site in compliance with the approved mining plan and Office of the State Engineer (Well Permit, S.W.S.P., and/or Permanent Augmentation Plan)? YES NO N/A
17. Are all hazardous materials stored within approved spill containment structures? YES NO N/A
18. Is your financial warranty value sufficient to cover the cost to complete reclamation? YES NO N/A
19. Is your basis for legal right to enter still valid? YES NO
20. Does your permit require you to submit monitoring information annually? YES NO N/A  
If "Yes", please attach the required monitoring results to this Annual Report.
21. As required by Colorado Mined Land Reclamation Act and/or Colorado Land Reclamation Act for the Extraction of Construction Materials (C.R.S. 34-32-116 or 34-32.5-116), attach a map to this report that accurately depicts the permit boundary, current affected area boundary and location of the acreages specified in items 7- 12 and 14.  
UPDATED MAP ATTACHED: \_\_\_\_\_

Division records indicate the following permittee contact information. If this information is not current, please type or print **current** contact information:

Permittee Contact:	James J. Theisen	
Permittee Company:	Theisen Mineral	
Address:	1251 Bailey Dr. Brighton, CO 80603	
Phone Number:	(303) 659-2704	
Fax Number:		
Email Address:	CF.PR.email	

I, the undersigned, hereby state that the information provided in this report is true and accurate, and that site operations are being conducted in accordance with the Division approved mining and reclamation plans.

\_\_\_\_\_  
Signature of Permittee, Corporate Officer, Owner, or Documented Designee

\_\_\_\_\_  
Date