



COLORADO

Division of Reclamation,
Mining and Safety

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

August 3, 2015

Dave Hornung
Kit Carson County
P.O. Box 160
Burlington, CO 80807

Re: Dorsch Pit, Permit No. M-1998-060, Receipt of 112 Construction Materials Reclamation Permit Conversion Application Package (CN-01), Incompleteness Letter

Dear Mr. Hornung,

On July 20, 2015, the Division of Reclamation, Mining and Safety (Division) received the Construction Materials Reclamation Permit Conversion Application package for the Dorsch Pit, Permit No. M-1998-060. Review of this application determined the following items must be received before the Division can consider the application as being submitted and the technical review can begin. Please respond to this letter with the requested information on or following a cover letter titled "Response to Incompleteness CN-01" and include the permit number specified above.

APPLICATION FORM

1. Within the General Operation Information section, on the first page of the application, the question numbered 5 regarding what are the primary commodity(ies) to be mined was left blank. Please correct this and re-submit Page 1 of the application.
2. Within the General Operation Information section, on the first page of the application, the question numbered 5.1 regarding what are (if any) the incidental commodity(ies) to be mined and associated quantities per year was left blank. Please correct this and re-submit Page 1 of the application.
3. The Division believes the Primary Mine Entrance Location provided on the application question #10 is incorrect. Based on a Google Earth image, the location appears to actually be 2,250 feet west of the coordinates provided. Please provide a new application page 2 with the correct coordinates or provide proof that the coordinates listed are correct.
4. Within the Responsibilities as a Permittee section, on the sixth page of the application, the statement numbered 10 was initialed. The Division believes this was a mistake and actually needs to be left blank. Please correct this and re-submit Page 6 of the application

EXHIBIT A – Legal Discription (Rule 6.4.1):

5. The legal description provided contains a typo. Please correct the "SW MW" to the correct "NW SW" or provide proof that the description listed is correct.



EXHIBIT O – Owner(s) of Record of Affected Land (Surface Area) and Owners of Substance to be Mined (Rule 6.4.15):

6. Exhibit O was not included in the application. Please prepare a complete list of all owners and submit them as a list in Exhibit O or indicate this on a map in Exhibit C.

EXHIBIT R – Proof of Filing with County Clerk and Recorder (Rule 6.4.18):

7. 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 Kit Carson County Clerk and Recorder by the Operator. Please submit proof that the public review copy has been updated or a copy of the response to this incompleteness letter has been added to it.

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 date of this letter 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.

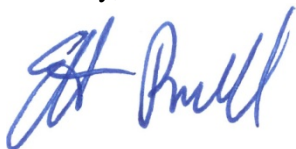
The response due date is October 2, 2015.

Please be advised the Mined Land Reclamation Board ordered that the Operator shall submit a conversion application by September 9, 2015.

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 need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **303-866-3567 x8132**, or by email at elliott.russell@state.co.us.

Sincerely,



Elliott R. Russell
Environmental Protection Specialist

Cc: Wally Erickson; Division of Reclamation, Mining & Safety