



## COLORADO

Division of Reclamation,  
Mining and Safety

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

October 31, 2016

Don Marr  
Yuma County  
1310 S. Blake St.  
Wray, CO 80758

**RE: Incompleteness Notice; 112c Construction Materials Reclamation Permit Application;  
Crossland Pit; File No. M-2016-070**

Dear Mr. Marr,

On October 18, 2016, the Division of Reclamation, Mining and Safety (Division) received the Yuma County (Applicant) 112c Construction Materials Reclamation Permit Application package for the Crossland Pit, File No. M-2016-070. 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 Incompleteness Notice with the requested additional/updated information on permit replacement pages and/or exhibits and summarize each response in a cover letter titled "Incompleteness Response; M-2016-070".

### **APPLICATION FORM**

1. The Applicant provided different coordinates for the Primary Mine Entrance Location listed on page 2 of the application compared to the coordinates provided in Exhibit A. After further review of these locations, neither of them identify the location along County Road U where the access road is located. Please revise these coordinates to reflect the correct location of the mine entrance and submit a new Page 2 of the application and Exhibit A.
2. The Applicant did not list a complete mailing address for the Applicant/Operator Correspondence Information on Page 3 of the application. Please provide the Street/P.O. Box information and submit a new Page 3 of the application.

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

3. The Applicant has listed one individual as an adjoining landowner within Exhibit O. Please verify that this is the only adjoining landowner within 200 feet of the proposed permit boundary. It appears, based on an Exhibit C Map, that there is at least one additional landowner west of where the access road intersects County Road U. Please provide a new Exhibit O identifying all adjoining landowners.



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

4. 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 local County Clerk and Recorder by the Applicant. Please submit proof that the public review copy has been updated with a copy of the response to this adequacy letter.

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.

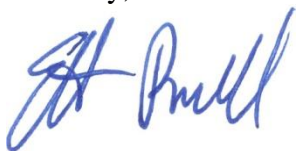
You have sixty (60) days from the date of this letter to submit all necessary documents that the Office needs for an application to be considered filed. If, at the end of the sixty day period, the application has not been determined to be filed with the Office, the Office shall deny the application and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

**The response to this Incompleteness Notice is due on or before December 30, 2016.**

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](mailto:elliott.russell@state.co.us).

Sincerely,



Elliott R. Russell  
Environmental Protection Specialist

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