



## COLORADO

Division of Reclamation,  
Mining and Safety

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

December 29, 2016

Marcy Brossman  
Cheyenne County  
51 S. 1st Street  
Cheyenne Wells, CO 80810

**RE: Follow-up Incompleteness Notice; 110c Construction Materials Application;  
Jolly Pit #3; File No. M-2016-075**

Dear Ms. Brossman,

On December 14, 2016, the Division of Reclamation, Mining and Safety (Division) received your response to our November 15, 2016 Incompleteness notice for the 110c Construction Materials Limited Impact Operation Reclamation Permit Application for the Jolly Pit #3, File No. M-2016-075. Your corrected sheets and additional information were adequate with one exception: the blanks for date acknowledged by the notary (Patricia Daugherty) on the Application page 7, certification page were left blank (see attached). I have enclosed another blank certification page to be completed as the one you sent earlier this month, except it must also have the date blanks for the notary acknowledged line filled in.

In addition, during my review of the application, I noticed the correspondence information on page 2 of the original application received on November 1, 2016 was missing information for both the Permitting Contact and the Inspection Contact. A copy of this page is also enclosed for your reference. If you are the appropriate contact for either one or both, please write/type "Same as Applicant/Operator" in the Contact's name blank for the Permitting Contact and/or the Inspection Contact. Otherwise, please provide the appropriate contact information for both contacts.

The items discussed above must be received before the Division can consider the application as being submitted/filed and the technical review can begin. Please respond to this Incompleteness Notice with the requested additional/updated information on permit replacement pages and summarize each response in a cover letter titled "Follow-up Incompleteness Response; M-2016-075".

Your 110c Application will not be considered submitted/filed until the two items discussed above are received and found sufficient to begin our review. A decision date will be established 30 days from the date of receipt and acceptance of all of the requested information. Additionally, if you have already published notice you will need to republish notice, but only after the Division considers the application submitted; the Division will notify you when you should initiate publication of your notice. This notice must be published once within ten (10) days of the date your application is considered submitted. The final date for receiving comments is the 10th day after the publication or the next regular business day.

Pursuant to Rule 1.4.1(8), you have sixty (60) days from the date of first incompleteness letter to submit all necessary documents that the Division 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 Division, the Division may deny the application and terminate the application file.



December 29, 2016

Page 2 of 2

**The response to this Follow-up Incompleteness Notice is due on or before January 17, 2017.**

This letter shall not be interpreted to mean that there are no other completeness issues or 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 x8169**, or by email at [tim.cazier@state.co.us](mailto:tim.cazier@state.co.us).

Sincerely,

A handwritten signature in blue ink, appearing to read "Tim Cazier".

Timothy A. Cazier, P.E.  
Environmental Protection Specialist

Enclosures: Pages 2 and 7 of the application form

ec: DRMS file