



COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

February 3, 2017

Mr. Dustin Williams
Ames Construction, Inc.
18450 E 28th Ave.
Aurora, CO 80011

Re: Ames Construction, Inc.; Ard Property Borrow; File No. M-2017-002; Receipt of 111 Special Operations Construction Materials Reclamation Permit Application Package – Incomplete

Mr. Williams:

On January 31, 2017, the Division of Reclamation, Mining and Safety (Division/DRMS) received the 111 Special Operations Permit Application package for the Ard Property Borrow, File No. M-2017-002. Preliminary review of the information received determined the following items must be received before the Division can consider the application as being submitted and technical review can begin:

Application Form

1. Item #3 on the application form indicates the site will be for 7 permitted acres; however in Exhibit B, Exhibit C, Exhibit D, Exhibit E, Exhibit F the Applicant states the proposed permitted site is 8 acres. Please explain this discrepancy and revise the permit application or exhibits as needed.
2. Item #10 – Primary Mine Entrance Location, the latitude and longitude provided by the Applicant for the proposed site does not appear to indicate the mine entrance location. Please verify the latitude and longitude coordinates for the proposed mine site entrance are accurate.
3. Please complete the “Responsibilities as a Permittee” section on Pages 4 and 5 of the application form.
4. The Division requires the permit application list the exact company name registered with the Colorado Secretary of State office, “Ames Construction, Inc.”. Please revise the company name on the notary section of the certification page, Page 8 of the application form, to indicate “Ames Construction, Inc.”.



6.3.1 Exhibit A - Legal Description and Location Map

5. The legal description must identify the affected land, specify affected areas and be adequate to field locate the property. The description shall be by township, range, and section, to at least the nearest quarter-quarter section. Please revise the legal description to provide the quarter and quarter-quarter section location of the proposed mine site.
6. The main entrance to the mine site shall be located based on a USGS Topographic map showing latitude and longitude or Universal Transverse Mercator (UTM). The Operator will need to specify coordinates of latitude and longitude in degrees, minutes and seconds or in decimal degrees to an accuracy of at least five (5) decimal places (e.g., latitude 37.12345 N, longitude 104.45678 W). Please revise Exhibit A to provide the main entrance location in latitude and longitude or Universal Transverse Mercator.
7. Rule 6.3.1 states the Operator shall provide a map showing information sufficient to determine the location of the affected land on the ground and existing and proposed roads or access routes to be used in connection with the mining operation. Names of all immediately adjacent surface owners of record shall also be shown. The operation location map shall be a standard 1:24,000 scale U.S. Geological Survey map. The location of the proposed operation shall be shown and labeled with the mine site name. Please submit an updated location map in compliance with the requirement of Rule 6.3.1 for the permit application.

6.3.9 Exhibit I - Proof of Filing with County Clerk

8. Please provide an affidavit or receipt indicating the date on which the revised application documents were placed with the Weld County Clerk and Recorder in response to this letter.

6.3.11 Exhibit K - Terms of Governmental Contract

9. The Applicant states Ames Construction, Inc. is a subcontractor to Interstate Highway Constructors which has a contract with Weld County for the WCR 49 Design Build Project. Please submit proof of Ames Construction, Inc. as a subcontractor to Interstate Highway Constructors for the WCR 49 Design Build Project.

The 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 15 days from the date of receipt of all of the requested information.

You have sixty (60) days from the date of this letter to submit all necessary documents the Office needs for the 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 April 4, 2017.

This letter shall not be construed to mean 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.

Sincerely,



Peter S. Hays
Environmental Protection Specialist

Ec: Wally Erickson, DRMS