



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

1313 Sherman Street, Room 215
Denver, CO 80203

March 22, 2017

Ben Langenfeld
Greg Lewicki and Associates
3375 W. Powers Circle
Littleton, CO 80123

RE: Fairplay Au Pit; DRMS File No. M-1991-037; Receipt of Hard Rock 112 Reclamation Permit Application

Dear Mr. Langenfeld,

On March 9, 2017, the Division of Reclamation, Mining and Safety (Division) received your Hard Rock 112 Reclamation Permit Application package for the Fairplay Au Pit, File No. M-1991-037. Preliminary review of the application package determined that the following items must be received before the Division can consider your application as being submitted and technical review can begin:

6.4.17 Exhibit Q – Proof of Mailing of Notices to Board of County Commissioners and Soil Conservation District

1. The Applicant submitted a receipt of a certified mailing as proof of notice of the application to the Park County Board of County Commissioners. According to the United States Postal Service website, the notice has not been delivered to the recipient. As required by Rule 1.6.2(1)(a)(ii), proof of notice shall be in the form of a *return* receipt of certified mailing or a date stamped copy of the notice acknowledging receipt by the appropriate local board. Please submit the required proof of notice to the Park County Board of County Commissioners.

6.4.18 Exhibit R – Proof of Filing with County Clerk and Recorder

2. Exhibit R includes a page with the following statement: <Insert County Clerk Notice>. It appears the Applicant forgot to attach the proof of filing with the County Clerk and Recorder. Please provide an affidavit or receipt indicating the date on which the application was placed with the local County Clerk and Recorder for public review, pursuant to Rule 1.6.2(1)(c).



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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 above date 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.

This letter shall not be construed 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 have any questions, please contact me at (303)866-3567 x8116.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mike C.", is positioned above the printed name of the sender.

Michael A. Cunningham
Environmental Protection Specialist

CC: Wally Erickson, DRMS