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**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

May 31, 2017

Mr. Bill Schenderlein
Blue Earth Solutions, Inc.
P.O. Box 2427
Fort Collins, CO 80522

**Re: Connell Resources, Inc.; Harmony Gardens Site; File No. M-2017-021;
Receipt of Incomplete 110 Construction Materials Reclamation Permit Application Package**

Mr. Schenderlein:

On May 17, 2017, the Division of Reclamation, Mining and Safety (Division/DRMS) received the 110 Construction Materials Reclamation Permit Application package for Harmony Gardens Site, File No. M-2017-021. 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. The Division requires the Applicant to provide documentation giving the signer, John Warren, the authority to sign on behalf of Connell Resources, Inc. The authorization document may be in the form of by-laws, resolution, affidavit signed by corporate secretary, certified secretary statement or a notarized statement on company letterhead.

6.3.2 Exhibit B - Site Description

2. As required by Rule 1.1(3), affected lands include but shall not be limited to private ways, roads, except those roads which existed prior to the date on which notice was given or the permit application was made to the office and which were constructed for purposes unrelated to the proposed mining operation and which will not be substantially upgraded to support the mining operation.

The Applicant states there is an improved gravel farm road that connects the proposed permit area with Weld County Road 74. Please clarify if the access road is included in the proposed 9.9 acre permit area and if improvements are necessary on the existing road to support the proposed mining activity. It appears based on aerial photography, the current road is an unimproved two-track road. New and improved roads must be included as part of the permitted acreage. Please update the permit application and exhibit acreage amounts as needed.



6.3.3 Exhibit C - Mining Plan

3. The Applicant states a mine office/scale house will be established near the site entrance. Please clarify if the mine office/scale house is included in the proposed 9.9 acre permit area. Please indicate the location of the mine office/scale house on the Exhibit E - Mining Plan Map and update the permit application and exhibit acreage amounts as needed.

6.3.9 Exhibit I - Proof of Filing with County Clerk

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

The application will not be considered filed until the information listed above is received and found sufficient to begin our review. A decision date will be established 30 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. Republication must occur once within ten (10) days of the submittal date. We will notify you when you should initiate republication of your notice. The final date for receiving comments is ten (10) days after the date of 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.

The response due date is July 31, 2017.

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 peter.hays@state.co.us or (303) 866-3567 Ext. 8124.

Sincerely,



Peter S. Hays

Environmental Protection Specialist

Cc: Wally Erickson; Division of Reclamation, Mining & Safety
John Warren; Connell Resources, Inc.