



July 27, 2017

Mr. Peter Hays
Environmental Protection Specialist II
State of Colorado
Division of Reclamation, Mining, & Safety
1313 Sherman Street – Room 215
Denver, CO 80203

RECEIVED
JUL 28 2017
WELD COUNTY
COMMISSIONERS

RE: *Northern Colorado Constructors, Inc. – Bennett Pit – File No. M-2016-085
112c Permit Application, Second Adequacy Review Response*

Dear Mr. Hays,

Northern Colorado Constructors, Inc. has received the Division's adequacy review comments letter dated July 10, 2017. Below are the comments and the corresponding responses that have been provided to address the comments.

6.4.3 Exhibit C - Pre-mining and Mining Plan Maps of Affected Lands

8. In response to Item #8, the Applicant submitted an updated Exhibit C map dated May 15, 2017. The revised map did not include the owner's name for the utilities along County Road 22.5 and County Road 23 and the owner of the oil and gas facilities located between the North and South Cells. Please update the map to show the owner's name, type of structures, and location of all significant, valuable, and permanent man-made structures contained on the area of affected land and within two hundred (200) feet of the affected land pursuant to Rule 6.4.3(g).

Response: Exhibit C has been updated to provide the owner's name, type, and location of all significant, valuable, and permanent man-made structures contained on the area of affected land and within 200 feet of the affected land.

6.4.4 Exhibit D - Mining Plan

10. In response to Item #10, the Applicant committed to a minimum 200 foot offset from the existing oil/gas facilities until the surface use agreement is finalized with Kerr- McGee Anadarko, which will change the offset to 150 feet from the oil/gas facilities. Please commit to providing the Division with a copy of the agreement with Kerr-McGee Anadarko when available.

Response: NCC is pursuing an agreement with Kerr-McGee Anadarko and will provide a copy of the agreement once it is finalized.

11. In response to Item #11, the Applicant submitted a revised application page indicating incidental gold for Item 5.1 on Page 1 of the Application Form. Please explain how the Applicant intends to recover gold as part of the mining activities and update the Mining Plan as needed.

