



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman St. Room 215
Denver, CO 80203

May 29, 2018

Alonzo Salazar
Southway Construction Company, Inc.
117 White Pine Drive
Alamosa, CO
81101

Re: Garrett Pit, Permit No. M-1978-271, Receipt of 112 Construction Materials Reclamation Permit Amendment Application Package, AM - 1

Dear Mr. Salazar

On May 29, 2018, the Division of Reclamation, Mining and Safety received your 112 Construction Materials Reclamation Permit Amendment Application package for the Garrett Pit, Permit No. M-1978-271. Preliminary review of the information received determined that the following items must be received before the Division can consider your application as being submitted and technical review can begin:

1. **EXHIBIT Q - Proof of Mailing of Notices to County Commissioners and Soil Conservation District:** While the application included a copy of the notices sent to the County Commissioners and the Soil Conservation District there was no proof that it was sent or received. Please submit the proof of mailing in the form of a certified mail receipt, personal service receipt or some other method showing that the notices were sent and received.
2. **EXHIBIT R - Proof of Filing with County Clerk and Recorder:** While the application included a copy of the cover letter that was sent to the County Clerk and Recorder with a copy of the Amendment application there was no proof that it was sent or received. Please submit the proof of filing in the form of a certified mail receipt, personal service receipt or some other method showing that a copy of the application was filed with the County Clerk and Recorder.

Your application will not be considered submitted until the information listed above is received and found sufficient to begin our review. You have sixty (60) days from the the date of this letter to submit all necessary documents that the Office needs for an application to be considered filed. All items must be received by the Division's Denver Office no later than **Monday July 30, 2018**. 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.



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.

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, concerns or comments please do not hesitate to contact me at the Division's Grand Junction Field Office, by phone at (970)-243-6368 or by email at lucas.west@state.co.us.

Sincerely,



Lucas West
Environmental Protection Specialist
Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203
Phone: (970)-243-6368

Cc: Wally Erickson, Senior Environmental Protection Specialist

ec: Katie Todt, Greg Lewicki and Associates, PLLC