



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources
1313 Sherman Street, Room 215
Denver, Colorado 80203

January 11, 2019

Ralph Bell
Castle Rock Construction Company of Colorado, LLC
6374 S. Racine Circle
Centennial, CO 80111

**RE: Adequacy Review, 111 Special Operation Reclamation Permit Application
Strode Pit, File No. M-2019-002**

Dear Mr. Bell,

The Division of Reclamation, Mining, and Safety (Division) has reviewed the content of your 111 Special Operation Reclamation Permit Application for the Strode Pit, File No. M-2019-002, and submits the following comments. **The Division is required to make an approval or denial decision no later than January 25, 2019; therefore, a response to the following adequacy review concerns should be submitted to the Division as soon as possible.** In order to allow the Division adequate time to review your responses to the following items, please submit your adequacy responses to the Division no later than three days prior to the decision date. Please respond to this Adequacy Review with the requested information and summarize each response to the numbered items below, in a cover letter titled "Adequacy Review Responses; M-2019-002".

The review consisted of comparing the application content with specific requirements of Rules 1, 3, 6.1, 6.2, and 6.3 of the Minerals Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials. Any inadequacies are identified under the respective exhibit heading.

APPLICATION FORM

1. The certification page (Page 6 of the application) is not executed correctly. The notary acknowledgement needs to state "Ralph Bell as CEO of Castle Rock Construction Company of Colorado, LLC". It appears the Division's 111 application form does not include the third blank where the applicant/operator name needs to be identified. The Division apologizes for this inconvenience and is in the process of updating the online PDF form for future users, however, a properly executed certification of the application will still be required prior to the decision date; the Division has included a copy of a revised certification page for you to execute and re-submit.

EXHIBIT B - Site Description (Rule 6.3.2)

2. The Applicant provided a Custom Soil Report Map and a Map Unit Legend. Please revise this map to include the proposed permit boundary. Please also provide the soil unit description print outs for any soil map units included within the proposed permit boundary. Based on the map and unit legend, it appears the Eckley-Wages (Soil Unit 22) and Midway-Razor (Soil Unit 51) soils are the only soil units within the proposed area. Please provide at least the Eckley-Wages and Midway-Razor soil unit description print outs.
3. The Applicant states there are no permanent man-made structures within 200 feet of the proposed permit boundary, however, after review of the submitted maps, County Road 6 is within 200 feet of the permit



boundary. Please revise Exhibit B to identify all permanent man-made structures within 200 feet of the permit boundary as required by Rule 6.3.2(b).

EXHIBIT C - Mining Plan (Rule 6.3.3)

4. The Division has calculated a cost estimate based on the proposed mining and reclamation plans and has accepted the \$2,500 per acre financial warranty for a total of \$74,825.00. Please note, the mining plan proposes a concurrent/contemporaneous reclamation process whereby the permit is divided in two sections (northern portion and southern portion). With this reclamation technique, a financial warranty of \$74,825.00 is adequate to cover the cost to reclaim the site which includes topsoil replacement on only half of the permit.

No further response needed.

EXHIBIT I - Proof of Filing with County Clerk (Rule 6.3.9)

5. Any changes or additions to the application on file with the Division, must also be reflected in the public review copy. Please submit proof that the public review copy has been updated or a copy of the response to this adequacy letter has been added to it.

EXHIBIT K - Terms of Government Contract (Rule 6.3.11)

6. The cover sheet for Exhibit K appears to contain a typo referencing a 2015 government contract instead of referencing the submitted January 2, 2019 contract. Please revise Exhibit K to reflect the current contract.

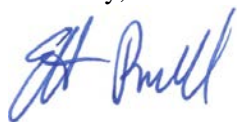
EXHIBIT L - Permanent Man-Made Structures (Rule 6.3.12)

7. County Road 6 is within 200 feet of the proposed permit boundary. As required by Rule 6.3.12, please submit a structure agreement executed between the Applicant and Kit Carson County.

This concludes the Division's adequacy review of this application. This letter shall not be interpreted to mean that there are no other technical deficiencies in your application; other issues may arise as additional information is supplied. Please be advised the permit application may be deemed inadequate, and the application may be denied on January 25, 2019, unless the above mentioned adequacy review items are addressed to the satisfaction of the Division. **If more time is needed to complete the reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of the Applicant's right to a decision by January 25, 2019, and the request for additional time. This must be received no later than the deadline date.**

If you need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **303-866-3567 x8132**, or by email at elliott.russell@state.co.us.

Sincerely,



Elliott R. Russell
Environmental Protection Specialist

Cc: Michael Cunningham, DRMS