



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

May 7, 2019

Mr. Greigg Newlon
R E Monks Construction Co.
P.O. Box 25579
Colorado Springs, CO 80936

**Re: Mitchell Mine No 1, Permit M-1986-025;
Notice of Problem / Possible Violation**

Dear Mr. Newlon,

On May 2, 2019 the Division of Reclamation, Mining and Safety (DRMS) received a withdrawal request for the Succession of Operator (SO) application submitted to the DRMS on March 4, 2019. As part of the SO review, the DRMS learned the land ownership of the Mitchell Pit has changed and is no longer owned by R E Monks. This is considered a problem. The corrective action and due date is summarized below:

PROBLEM TOPIC: Availability Of Records

PROBLEM /POSSIBLE VIOLATION: Problem: The Permittee is required to provide a description of the basis for legal right of entry to the site and to conduct mining and reclamation (Rule 6.3.7). As a result of the withdrawal of the recent Succession of Operator application, the DRMS has become aware of a change in land ownership.

CORRECTIVE ACTIONS: Provide a description of the basis for legal right of entry to the site and to conduct mining and reclamation. This may be a copy of access lease, deed, abstract of title, or a current tax receipt. A signed statement by the Landowner and acknowledged by a Notary Public stating that the Operator/Applicant has legal right to enter and mine is also acceptable.

CORRECTIVE ACTION DUE DATE: 6/6/2019

If you have any questions, please contact me at (303) 866-3567, ext 8169.

Sincerely,

Timothy A. Cazier, P.E.
Environmental Protection Specialist

CERTIFIED Mail No. 7018 2290 0001 8923 6651
Return Receipt Requested

ec: Michael Cunningham, DRMS
DRMS file

