



COLORADO
**Division of Reclamation,
Mining and Safety**
Department of Natural Resources
1313 Sherman Street, Room 215
Denver, CO 80203

June 11, 2020

Jeff A. Carter
Salisbury Gladstone LLC
15954 Jackson Ck Pkwy B281
Monument, CO 80132

Re: Salisbury Gladstone LLC, Gladstone site, File No. M-2020-030, Incomplete Submittal of Limited Impact Operation 110(1) Reclamation Permit Application Form

Mr. Carter:

On June 2, 2020, the Division of Reclamation, Mining and Safety (Division/DRMS) received the Limited Impact Operation 110(1) Reclamation Permit Application Form for the Gladstone site, File No. M-2020-030. Preliminary review of the information received determined the following items must be received before the Division can consider the form as being submitted and technical review can begin:

Application Form

1. On Pages 5 and 6 of the Application form, the Applicant provided check marks in the Responsibilities as a Permittee section of the form. Please read and initial each requirement, in the space provided, to acknowledge that you understand your obligations. Please submit revised copies of Pages 5 and 6 of the application form.
2. The Division requires the permit application list the exact company name registered with the Colorado Secretary of State office, "Salisbury Gladstone LLC". Please revise the company name on the Applicant/Operator and notary sections of the certification page, Page 7 of the application form, to indicate "Salisbury Gladstone LLC", instead of "Jeff A Carter" and in the notary public information. A copy of an edited certification page is attached for reference.
3. On Page 1, Item #1.1 of the application form the Applicant indicated the type of organization as a Limited Liability Corporation (LLC). Please provide the corporation seal on Page 7 of the application form, if the corporation does not have a seal please indicate "no seal".
4. The Division requires the Applicant to provide documentation giving the signer, Jeff A Carter, the authority to sign on behalf of the company, Salisbury Gladstone LLC. 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.



5. Rule 6.3.1(1) states the legal description must identify the affected land, specify affected areas and be adequate to field locate the property. Description shall be by (A) township, range, and section, to at least the nearest quarter quarter section, and (B), location of the main entrance to the mine site reported as latitude and longitude, or the Universal Transverse Mercator (UTM) Grid as determined from a USGS topographic map. A metes and bounds survey description is acceptable in lieu of township, range, and section. Where available, the street address or lot number(s) shall be given. This information may be available from the County Assessor's office or U.S. Geological Survey (USGS) maps.

Item #10, on Page 3 of the application form - Location Information was not completed by the Applicant. Please complete Item #10 pursuant to Rule 6.3.1(1) and provide a copy of the revised application form.

6. Rule 6.3.1(2) states the main entrance to the mine site shall be located based on a USGS topographic map showing latitude and longitude or Universal Transverse Mercator (UTM). The operator will need to specify coordinates of latitude and longitude in degrees, minutes and seconds or in decimal degrees to an accuracy of at least five (5) decimal places (e.g., latitude 37.12345 N, longitude 104.45678 W). For UTM, the operator will need to specify North American Datum (NAD) 1927, NAD 1983, or WGS 84, and the applicable zone, measured in meters.

Please provide the coordinates of latitude and longitude in degrees, minutes and seconds to two (2) decimal places as required by Rule 6.3.1(2) on Page 3, Item #11 of the application form.

6.3.1 Exhibit A - Legal Description

7. The Applicant did not indicate the quarter section and quarter quarter section on Item #1f and #1g, respectfully, on the application as required by Rule 6.3.1(1). Please complete the legal description for the proposed mining operation and provide a revised copy of the application.
8. As stated in Item #6 above, please provide the coordinates of latitude and longitude in degrees, minutes and seconds to two (2) decimal places as required by Rule 6.3.1(2) on Item #2 of the application.
9. Rule 6.3.1(3) states a map showing information sufficient to determine the location of the affected land on the ground and existing and proposed roads or access routes to be used in connection with the mining operation. Names of all immediately adjacent surface owners of record shall also be shown. A standard U.S. Geological Survey topographic quadrangle or equivalent is acceptable. The location of the proposed operation shall be shown and labeled with the mine site name.

Please update the Exhibit A map to indicate the names of all immediately adjacent surface owners of record pursuant to Rule 6.3.1(3) and provide a revised map for the application.

6.3.2 Exhibit B - Site Description

10. The Applicant did not select a primary present land use in Exhibit B, Item #1 on the application. Please select a primary present land use and provide a revised copy of the application.

6.3.3 EXHIBIT C - Mining Plan

11. In Exhibit C, Item #8, the Applicant states the source of water is Clear Creek. Please provide the legal right for the Applicant to use water from Clear Creek and state how much water will be used during the operation.

6.3.4 Exhibit D - Reclamation Plan

12. In Exhibit D, Item #3, please provide the final grade of the reclaimed slopes (horizontal:vertical) and provide a revised copy of the application.

6.3.7 Exhibit G - Source of Legal Right to Enter

13. The Applicant states the owner of the surface and subsurface rights for the proposed mining operation is Harold and Sara Lessor. Please provide documentation of the legal right to enter to conduct mining and reclamation for Owners of Record described in Rule 1.6.2(1)(e)(i). This may include a copy of a lease, deed, abstract of title, a current tax receipt, or a signed statement by the Landowner(s) and acknowledged by a Notary Public stating that the Operator/Applicant has legal right to enter to conduct mining and reclamation.
14. In Exhibit A, the Applicant states the additional legal description as Gladstone Lode #678. However, the Applicant did not complete the claim information on Item #3 of Exhibit G. Please confirm the mining is not located on Bureau of Land Management Land (BLM) or U.S. Forest Service land (USFS) and complete Exhibit G, Item #3 as needed.

6.3.9 Exhibit I - Proof of Filing with County Clerk

15. The Applicant did not provide a copy of the completed Proof of Filing with County Clerk form with application. Please provide an affidavit or receipt indicating the date on which the original application documents were placed with the Clear Creek County Clerk.
16. Please provide an affidavit or receipt indicating the date on which the revised application documents were placed with the Clear Creek County Clerk in response to this letter.

6.3.10 Exhibit J - Proof of Mailing of Notices to Board of County Commissioners and Conservation District

17. The Applicant did not provide proof of mailing notices to the Board of County Commissioners and Conservation District with the application. Please provide proof that notice of the permit application was sent to the Board of County Commissioners and, if the mining operation is within the boundaries of a Conservation District, to the Board of Supervisors of the local Conservation District, pursuant to Rule 1.6.2(1)(a)(ii).

Your 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 date of this letter to submit all necessary documents the Office needs for the 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 August 10, 2020.

This letter shall not be construed to mean 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

Enclosure - Edited Certification Page

Ec: Jared Ebert, DRMS