



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

February 19, 2021

Angela M. Bellantoni Ph.D.
Environmental Alternatives, Inc.
P.O. Box 326
Canon City, CO 81215

Re: Salisbury Gladstone LLC; Gladstone Toll Mill; File No. M-2021-007; Incomplete Submittal of Designated Mining Limited Impact (110d) Operation Reclamation Permit Application Form

Ms. Bellantoni:

On February 5, 2021, the Division of Reclamation, Mining and Safety (Division/DRMS) received the Designated Mining Limited Impact (110d) Operation Reclamation Permit Application Form for the Gladstone Toll Mill, File No. M-2021-007. Preliminary review of the information received determined the following items must be received before the Division can consider the application as being submitted and technical review can begin:

Application Form

1. The Applicant submitted a copy of Page 7, Certification Page of the application form from the application for the Gladstone site, File No. M-2020-030. The Gladstone site permit application was withdrawn by the Applicant. Please provide an original copy of Page 7, Certification Page of the application form for the current application, Gladstone Toll Mill, on the Board approved form.
2. 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 Applicant submitted a copy of the authorization form from the application for the Gladstone site, File No. M2020-030. The Gladstone site permit application was withdrawn by the Applicant. Please provide documentation giving, Jeff A Carter, the authority to sign on behalf of Salisbury Gladstone LLC for the Gladstone Toll Mill application. 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.



3. Pursuant to Rule 6.3.1(1), 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, the Applicant did not indicate the quarter section of the proposed site. Please complete the quarter section location information on Item #10 pursuant to Rule 6.3.1(1) and provide a copy of the revised application form.

4. The cover letter from Environmental Alternatives, Inc. dated February 1, 2021 states the proposed mill will impact approximately four acres. The permitted acreage listed on Item #3 of the application form and Exhibit A - Legal Description, indicate the proposed permitted acres as 2.10 acres. Please explain this discrepancy and revise the cover letter or application package accordingly.

6.3.1 Exhibit A - Legal Description

5. Pursuant to Rule 6.3.1(1), 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.

Please provide the legal description in Exhibit A as required by Rule 6.3.1(1).

6. Pursuant to Rule 6.3.1(3), 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.
 - a. 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 to the Division.

- b. Please update the Exhibit A map labeled with the mine site name pursuant to Rule 6.3.1(3) and provide a revised map to the Division.
7. The Exhibit A map from Red Rock Land Surveys dated February 1, 2021 appears to indicate the proposed permitted area crosses a property or claim boundary line on the eastern boundary. Please verify all of the proposed permit boundary is owned by Salisbury Gladstone LLC.

6.3.2 Exhibit B - Site Description

8. Pursuant to Rule 6.3.2(b), the site description must identify any permanent man-made structures within two hundred (200) feet of the affected area and the owner of each structure. Based on the Exhibit E.1 maps submitted by the Applicant, Stanley Road and the buildings owned by David Mosch and Maude Monroe are located within 200 feet of the proposed affected area. Please update Exhibit B to indicate any permanent man-made structures within two hundred (200) feet of the affected area and the owner of each structure.

6.3.4 Exhibit D - Reclamation Plan

9. Pursuant to Rule 6.3.4(2), all 110 Limited Impact applications must provide an estimate of the actual costs to reclaim the site based on what it would cost the State of Colorado using an independent contractor to complete reclamation. Please provide a financial warranty estimate of the actual costs to reclaim the proposed mill site.

6.3.5 Exhibit E - Map

10. Pursuant to Rule 6.3.5(2), the map(s) must outline and label the permit boundaries as described in Exhibit A - Legal Description. For all 110d Limited Impact Operations, the Division considers the area bounded by the permit boundary to be analogous to the affected area. Please update the Exhibit E maps to indicate the permit boundary as indicated in Exhibit A.

6.3.7 Exhibit G - Source of Legal Right to Enter

11. Pursuant to Rule 6.3.7, 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.

The Applicant submitted a copy of the legal right of entry from the application for the Gladstone site, File No. M2020-030. The Gladstone site permit application was withdrawn by the Applicant. Please provide documentation of the legal right to enter the proposed mill site from the Owners of Record for the Gladstone Toll Mill application.

6.3.8 Exhibit H - Municipalities within a Two Mile Radius

12. Pursuant to Rule 6.3.8, please list the mailing address and telephone number of the governing body for all municipalities within a two (2) mile radius of the proposed mining operation.

6.3.9 Exhibit I - Proof of Filing with County Clerk

13. Pursuant to Rule 6.3.9, 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.

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 April 20, 2021.

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

Ec: Jared Ebert, DRMS
Jeff Carter, Salisbury Gladstone LLC