



COLORADO
**Division of Reclamation,
Mining and Safety**
Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

June 10, 2021

Kaitlyn Gallardo
RMS Utilities, Inc.
6349 County Road 106.65 South
Alamosa, CO 81101

**Re: Kester Pit, File No. M-2021-037, Construction Material Limited Impact (110) Reclamation Permit,
Notice of Incompleteness**

Dear Ms. Gallardo:

On Friday, June 04, 2021, the Division of Reclamation, Mining and Safety received the Construction Material Limited Impact (110) Reclamation Permit Application package for the Kester Pit, File No. M-2021037. A preliminary review of the information received determined that the following items must be received before the Division can consider the application submitted and technical review can begin:

1. Exhibit E- Map

- a. A total of three copies of the Mine Plan Map were submitted with the application materials, however no Reclamation Plan Map was included. Please submit a Reclamation Plan Map that meets the requirements of Rule 6.2.1(2) and Rule 6.3.5(3)(a-e)

2. Addendum 1- Notice Requirements – Affidavit of Posting Notice

- a. Please submit the required Affidavit of Posting Notice (blank copy enclosed) and photo documentation that the notice is posted, and meets the size requirements of Rule 1.6.2(1)(b) which states "Prior to submitting the application to the Office for a 112 Reclamation Permit, post notices (signs) at the location of the proposed mine site, as required by the Office, of sufficient number and a minimum size of eleven (11) inches wide by seventeen (17) inches high, with appropriate font size, to clearly identify the site as the location of a proposed mining operation giving name, address, and phone number of the Applicant, and stating that (name of Applicant) has applied for a mining permit with the Colorado Mined Land Reclamation Board. Anyone wishing to comment on the application may view the application at the County Clerk's or Recorder's office and should send comments prior to the end of the public comment period to the Colorado Mined Land Reclamation Office, and state the Office's address, as given on the cover of these Rules. For any class of 110 Limited Impact or 111 Special Operation, the Applicant need only post notice at the location of the proposed access to the site. After having posted such notice, failure by an Applicant to maintain such notice (sign) shall not constitute just cause to deny approval of the application. At the time the application is filed with the Office, the Applicant shall provide a signed affidavit that such notices (signs) were posted according to the provisions of this Rule."



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 above date to submit all necessary documents that the Office needs for an application to be considered filed. The required materials should be submitted to the Division's Denver office no later than Monday August 9, 2021. 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.

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 require additional information or have questions or concerns, please don't hesitate to contact me at the DRMS Grand Junction Field Office, by phone at 303-866-3567 Ext. 8187 or by email at lucaswest@state.co.us.

Sincerely,



Lucas West
Environmental Protection Specialist

Cc: Travis Marshall, Senior Environmental Protection Specialist