



July 7, 2021

Tony Roberts
Scotts Contracting Inc.
9200 E Mineral Ave #400
Centennial, CO 80112

RE: Rifle Pit #1, File No. M-2021-021, 112 c Permit Application Package, Notice of Incompleteness

Dear Mr. Last Name:

On June 9, 2021, the Division of Reclamation, Mining and Safety received the incompleteness response to your 112c Construction Materials Reclamation Permit Application package for the Rifle Pit #1, File No. M-2021-021. The application was originally submitted on April 5, 2012. Preliminary review of the information received determined that the following additional information must be received before the Division can consider your application as being submitted and technical review can begin.

Application Form:

1. Question 3, permit acreage throughout the application needs to be consistent. See Rules 1.1(3) and 6.4.3(d) for guidance. In general the permit boundary is the Division's jurisdictional box, and all affected lands need to be within the permit boundary.
2. Question 6 and 7, Company name needs to be consistent to how it appears on the county assessor's website. Change to "Scotts Contracting, Inc."
3. Question 9, Provide the Quarter Section

Exhibit A

4. Rule 6.4.1(1) If the entire 58.7 ac parcel is not being permitted it should not be references. The legal description, permit boundary and permit acreage should all match.
5. Rule 6.4.1(2) Identify the mine entrance on a map and provide the coordinates.

Exhibit B

6. Note that the 200 ft buffer is not necessary on this map. Only the permit boundary needs to be depicted and the permit boundary needs to include all affected lands.

Exhibit C

7. The permit boundary depicted on map C-1,2 and 3 are inconsistent with other descriptions or acreages provided throughout the application.



8. Rule 6.4.3(b) all features within 200 feet of the permit boundary have not been identified. The dewatering pipeline is affected acreage. Section 4.1.1 indicated that features should be included on the map
9. Rule 6.4.3(d) The total affected acreage is no included within the permit boundary. Specifically the dewatering pipeline needs to be within the permit boundary and is affected acreage
10. Rule 6.4.3(g) See Rule 1.1(52) for guidance on a structure and list the owner's name, type and locate on a map.

Exhibit D-S

11. Permit boundary referenced needs to be consistent throughout the application. Rules need to be sufficiently addressed based on the proposed permit boundary.

Other

12. General Info: 1.1 Include dba Scotts Contacting in the Applicant/Operator Name
13. General Info: 1.3.2 Table 1. The affected area table does not match the acreage provided on the application form. This acreage needs to match all other sections of the application including maps.
14. General Info: 1.5.1 what is the length and width of the pipeline corridor used to for dewatering.

Do not start newspaper publication until the application is filed and called complete. Include the future mining use. End of comment period is dependent on date of publication.

Before August 8, 2021 submit all necessary documents that the Office needs for an 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 may 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 have any questions, please contact me by telephone at 303-866-3567 x 8183, or by email at amy.yeldell@state.co.us

Sincerely,

A handwritten signature in blue ink that reads "Amy Yeldell". The signature is written in a cursive style with a large initial "A".

Amy Yeldell
Environmental Protection Specialist

EC:

Tony Roberts, IHC Scott, Inc.
Chris Hurly, Counsel for the Applicant
Travis Marshall, DRMS