



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

September 1, 2021

Ms. Dawn Brady
Applegate Group, Inc
1490 West 121st Ave., Suite 100
Denver, CO 80234

**RE: Adequacy Review No. 2; Technical Revision (TR-2); Sheep Mountain Ranch,
Permit No. M-2017-022**

Dear Ms. Brady,

On August 27, 2021, the Division of Reclamation, Mining and Safety (Division) received a request for Technical Revision (TR-2) to update the reclamation plan map to reflect the current conditions at the Sheep Mountain Ranch site, Permit No. M-2017-022. Please be advised that on September 29, 2021, the application for TR-2 may be deemed inadequate and denied unless the following adequacy items are addressed to the Division's satisfaction. On August 31, 2021 the operator's representative responded to the Division's Preliminary Adequacy Review dated August 31, 2021. After review of the responses the Division has an additional item that need to be addressed or clarified. Please respond to the adequacy items with a letter summarizing each response, to the numbered items below, in a cover letter titled "Adequacy Review No. 2 Response TR-2, M-2017-022".

1. The operator's representative made clear part of TR-2 was to seek release of the entire permit area. Please note that the Division cannot release a permitted site from reclamation liability through a technical revision. An operator may seek release following Rule 4.17. A permit release request form has been attached for your convenience. Please note the release request must be submitted separate from any other communication and not part of any other permitting action. Additionally, the Division will not consider a release request until TR-2 has been approved.
2. Additional clarification is needed, there is an annotation on the map stating "Possible Irrigation Pipe Currently unused", was a pipe installed?
3. The structure in the southeast corner of the permit boundary is located outside the permit boundary on the map, please show the correct location of this structure. Does the structure serve as an outfall for the pipeline or another purpose?
4. Pursuant to Rule 6.2.1(2), the map must be signed by a qualified person.



This concludes the Division's adequacy review no. 2 of your technical revision. The Division reserves the right to further supplement this document with additional adequacy items and/or details as necessary.

The decision date for your application is set for September 29, 2021. However, please allow the Division sufficient time to complete its review by submitting your response no later than five (5) working days prior to the decision date. If additional time is needed to respond, an extension request must be received by our Office by the decision date. If on the decision date, outstanding adequacy items remain, and no extension request has been received, your revision may be denied.

If you need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **303-866-3567 x8114**, or by email at patrick.lennberg@state.co.us.

Sincerely,



Patrick Lennberg
Environmental Protection Specialist

Attachment: Minerals Release Request Form

cc: Jared Ebert; Division of Reclamation, Mining & Safety

ec: Dawn Brady, Applegate Group, Inc., dawnbrady@applegategroup.com

Attachments



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

REQUEST FOR FULL OR PARTIAL RELEASE OF PERMIT AREA/SURETY REDUCTION

Please indicate if you are requesting:

FULL/FINAL RELEASE OF ENTIRE PERMITTED AREA (per Rule 4.17)

ACREAGE REDUCTION (PARTIAL RELEASE per Rule 4.17)

I wish to release _____ acres at this time.

You will need to submit with this request: a map showing the acreage to be released from the current permit and updated mining and reclamation plan maps that will accurately depict the new permit boundary if the release is approved.

SURETY (Bond) REDUCTION (per Rule 4.14)

If you are requesting a surety (bond) reduction you will need to include with this request a new estimate of the actual cost to reclaim the site based on what it would cost an independent contractor to complete reclamation, including unit costs for reclamation activities as appropriate to the operation to comply with the provisions of Rule 3.1 and the Permit's approved Reclamation Plan.

File No.: M _____

Site Name: _____

County: _____

Permittee: _____

Permittee Address: _____
(Street Address)

(City) (State) (Zip)



Operator (If Other than Permittee): _____

Permittee Representative: _____

Certified Mail # _____

In accordance with Rule 4.17.1(2) the Operator shall include the names, addresses and phone numbers of all owners of record to the affected land. Please attach additional sheets for this information if required.

<u>Name</u>	<u>Address</u>	<u>Phone Number</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

In accordance with Rule 4.17.1(4), if requesting a partial acreage release the Operator or their agent MUST sign that they have complied with the following statement: “All applicable portions of the Reclamation Plan requirements have been satisfied in accordance with these Rules and all applicable requirements under the Act.”

Signature of Permittee, Operator or their authorized agent Date

Important: In accordance with Rules 4.14.2(a) and 4.17.1(3) This release request must be submitted to the Division via certified mail and separate from any other correspondence to the Division.