



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

November 29, 2021

Mr. Rock I. Southway
Southway Construction Co., Inc.
117 White Pine Drive
Alamosa, CO 81101

**RE: Williams Pit No. 1, Permit No. M-2010-054, Incomplete Application for
Transfer of Permit and Succession of Operators (SO-1)**

Dear Mr. Southway:

On November 23, 2021, the Division of Reclamation, Mining and Safety received the Application Form for Transfer of Mineral Permit and Succession of Operators from Tim Williams to Southway Construction Co., Inc. for the Williams Pit No. 1, Permit M-2010-054. The following item is incomplete for the application to be processed:

1. Page 6, that contains Other Reclamation Permits held by the Prospective Successor and Designation of Review Timeline, is missing. Please complete the missing page, see attached.

Please provide the above document by January 28, 2022. All completed permit documents are required to be submitted for consideration of your Request for Transfer of Mineral Permit and Succession of Operators Application. 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 items remain, and no extension request has been received, your application will be denied and the file terminated. The Division reserves the right to further supplement this document with additional items and details as necessary.

Please contact Patrick Lennberg (303) 866-3567 ext. 8114 or by email at patrick.lennberg@state.co.us if you have any questions.

Sincerely,

Patrick Lennberg
Environmental Protection Specialist



Attachments: Page 6 from Transfer of Mineral Permit and Succession of Operators

cc: Jared Ebert, DRMS

ec: Rock Southway, Southway Construction Co. Inc, rock@southwayco.com
Tim Williams, pamjones880@gmail.com

Attachments

Other Reclamation Permits held by Prospective Successor (if applicable):

DESIGNATION OF REVIEW TIMELINE

As explained above, the Permittee and Prospective Successor may waive their right to receive a decision on an Application within 30 days in order to allow the Division to calculate the required Financial Warranty before issuing its decision. Permittee and Prospective Successor must initial one of the following two options to designate their choice. If Permittee and Prospective Successor cannot agree, the Division will render its decision within 30 days.

	I have reviewed the information provided in this Application
Permittee	Packet, as well as the applicable Act and Rules. Having been fully
	informed, I wish to <u>WAIVE MY RIGHT TO A DECISION ON</u>
Prospective Successor	MY APPLICATION WITHIN 30 DAYS.

	I have reviewed the information provided in this Application
Permittee	Packet, as well as the applicable Act and Rules. Having been fully
	informed, I wish to <u>MAINTAIN MY RIGHT TO A DECISION</u>
Prospective Successor	ON MY APPLICATION WITHIN 30 DAYS.

The Prospective Successor must provide an adequate Financial Warranty or *conditional* replacement Financial Warranty, consistent with the designation above. Hard Rock and Construction Materials Rule 4.3 describes the various acceptable types of Financial Warranties. Each Financial Warranty must be submitted on the Board's approved forms (available online at <http://mining.state.co.us/Mineral%20Forms.htm>).