



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

April 13, 2022

Ms. Lara Wynn
Green Acres Recycling, LLC
1625 Pelican Lakes Point, Suite 201
Windsor CO 80550

RE: GoodMiller #2 Pit, Permit M2014-070
Notice of Incomplete Application for Transfer of Permit and Succession of Operators-SO2

Ms. Wynn,

On April 11, 2022 the Division of Reclamation, Mining and Safety received the Application Form for Transfer of Mineral Permit and Succession of Operators from Justice Trucking, Inc., to Green Acres Recycling LLC., for permit M-2014-070. At that time, the Succession of Operators application as submitted was deemed incomplete by the Division.

The following item(s) are still required for your Succession of Operators application to be called complete for review:

1. Application Fee of \$144.
The Division will not deem the SO application complete for review until the proper application fee is submitted.
2. Replacement Reclamation Bond in the amount of \$194,300.00.
You have specified that you wish to maintain your right to a decision within 30 days from the completeness date of the application, and to provide a replacement financial warranty in the amount of the existing bond (\$194,300.00). If the SO is approved, the permit will be transferred within 30 days, and the new permittee (successor operator) will be responsible for adequately bonding the site for reclamation from that point forward. If needed, please contact the Division's Bonding Specialist Sara Stevenson-Benn (email Sara.Stevenson-Benn@state.co.us) for additional information with respect to bonding options and requirements.
3. You will need to provide documentation demonstrating legal right to enter in the form of an executed lease for the permitted property with the Colorado State Land Board.
4. Completed Affidavit of Authority.
This form must be submitted with all bonding documents. The form is available on the DRMS website, and a copy has been attached to this letter.

Please provide the required materials by June 13, 2022. The above listed permit documents are required to be submitted for the Division to deem your application complete and commence the 30 day review period for your Request for Transfer of Mineral Permit and Succession of Operators.



Lara Wynn/Green Acres Recycling

April 13, 2022

Page 2 of 2

The incomplete application may be denied after 60 days if the requested documents or information are not received. Please contact me at (303) 229-9414, email: eric.scott@state.co.us if you have any questions

Sincerely,



Eric Scott

Environmental Protection Specialist

Attached: Affidavit of Authority Form

Cc:

Michael Cunningham, Division of Reclamation, Mining and Safety

Sara Stevenson-Benn, Division of Reclamation, Mining and Safety

Mr. Russ Justice

Justice Trucking

24125 CR 42

LaSalle CO 80645



COLORADO

Division of Reclamation, Mining and Safety

Department of Natural Resources

Documentation of Legal Authority to Execute Financial Warranty Documents

The Colorado Mined Land Reclamation Board (“Board”) has adopted the attached Affidavit of Authority to Execute Financial Warranty Documents pursuant to the Mined Land Reclamation Act (C.R.S. § 34-32-101 et. seq.) and the Land Reclamation Act for the Extraction of Construction Materials (C.R.S. § 34-32.5-101 et. seq.). The Board and the Division of Reclamation Mining and Safety (“Division”) have determined that, in order to carry out the financial warranty requirements set forth in C.R.S. §§ 34-32-117 and 34-32.5-117 with reasonable diligence, it is prudent to verify the legal authority of the individual signing all necessary documents.

Accordingly, you must provide confirmation of the legal authority of the individual signing all Financial Warranty Documents to the Division. You may do so either by submitting a resolution of the decision-making body of your company that authorizes an individual to sign the Financial Warranty Documents on the company’s behalf, or by completing and notarizing the attached affidavit. The Division reserves the right to require the attached affidavit in all circumstances. Please note that if you are a sole proprietor who is executing documents on your own behalf, documentation of legal authority is unnecessary.



Affidavit of Authority to Execute Financial Warranty Documents

Before me this day, the undersigned _____ [name of authorized person], in his/her capacity as _____ [title of authorized person] ("Affiant"), personally appeared and, being first duly sworn upon oath said:

1. This affidavit is being executed and submitted on behalf of _____ [name of business organization], a(n) _____ [legal form of business organization, *e.g.*, corporation, partnership, limited liability company, etc.], in good standing in the State of Colorado (the "Company").
2. It is in the interest of the Company to execute certain financial warranty documents associated with file number _____ (DRMS file number), which are required by the Colorado Mined Land Reclamation Board and Division of Reclamation Mining and Safety pursuant to Colorado law ("Financial Warranty Documents").
3. Affiant is duly authorized to sign such Financial Warranty Documents on behalf of the Company and to bind the Company to the same.
4. Affiant is not prohibited or limited by the Company's governing documents or by any applicable law from executing the Financial Warranty Documents.
5. Affiant will inform the Division of Reclamation Mining and Safety within thirty (30) days in the event that his/her authorization to execute Financial Warranty Documents on the Company's behalf is terminated.

Further, Affiant sayeth not.

Affiant's Name

Signature

STATE OF _____)
_____) ss.:
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, _____,
by _____ as _____ of _____.

Notary Public _____

My Commission Expires _____