



April 19, 2022

Neff Malouff  
RMS Utilities, Inc.  
6349 County Road 106.65 South  
Alamosa, CO 81101

**Re: Kester Pit, File No. M-2022-014 Receipt of 110c Construction Materials, Notice of Incomplete Application**

Dear Neff Malouff:

On April 15, 2022, the Division of Reclamation, Mining and Safety received your 110c Construction Materials Reclamation Permit Application package for the Kester Pit, File No. M-2022-014. 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.

1. **Application Exhibits and Maps:** It is noted that this submission constitutes a re-application of a previously denied application, however all application exhibits must be submitted with the current application. Please submit all applicable Exhibits, A through L pursuant to Construction Materials Rules 6.3.1 through 6.3.12. Please also ensure that all Adequacy items identified in the previous application process have been addressed.
2. **Notice Requirements:** The notices included with this application appear to be recycled from the previous application process. Please re-execute all notices and filings with the exception of the structure agreements as required.

Your application will not be considered submitted until all the information listed above is received and found sufficient to begin our review. 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. If the above listed materials are not received by **Friday June 17, 2022** 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 feel free to contact me at the Division's Grand Junction Field Office, by telephone at 303-866-3567 x 8187, or by email at [Lucas.west@state.co.us](mailto:Lucas.west@state.co.us).



Sincerely,



Lucas J. West  
Environmental Protection Specialist  
Division of Reclamation, Mining and Safety

Ec:      Neff Malouff, RMS Utilities Inc.  
            Kaitlyn Gallardo, RMS Utilities Inc.