



August 11, 2022

Craig Rasmuson
Korwell Land Holdings, LLC
P.O. Box 337282
Greeley, CO 80633

Re: Korwell Land Holdings, LLC, Korwell Dirt, File No. M-2022-034, Incomplete Submittal of 112 Construction Materials Reclamation Permit Application Package

Mr. Rasmuson,

On August 3, 2022, the Division of Reclamation, Mining and Safety (Division/DRMS/Office) received the 112 Construction Materials Reclamation Permit Application package for the Korwell Dirt site, File No. M-2022-034. Preliminary review of the information received determined the following items must be received before the Division can consider the application as being submitted and technical review can begin:

Application Form

1. The Division requires the application form list the exact company name registered with the Colorado Secretary of State office, "Korwell Land Holdings, LLC". On Page 1, Item #1, the Applicant lists the company name as "Korwell Land Holdings". Please revise the company name on Item #1 of the application form to indicate "Korwell Land Holdings, LLC". A copy of the Colorado Secretary of State summary page is attached for reference.
2. On Page 1, Items #3 and #3.2, the Applicant indicates the proposed permitted acreage at 132 acres. According to the Weld County Assessor, the parcel is 162.4383 acres. Please verify the Applicant intends to only permit 132 acres of the property or revise the application form to indicate the actual acreage of the parcel.
3. The Division requires the application form list the exact company name registered with the Colorado Secretary of State office, "Korwell Land Holdings, LLC". On Page 2, Item #7, the Applicant lists the company name as "Korwell Land Holdings LLC". Please revise the company name on Item #7 of the application form to indicate "Korwell Land Holdings, LLC".
4. On Page 2, Item #9 - Location Information, please select the quarter/quarter section for the center of the area where the majority of the mining will occur.



5. On Page 2, Item #10 - Primary Mine Entrance Location, the Applicant indicated the location as 40° 27' 9.60", -104° 72' 9.97". The Division could not locate the proposed site based on the provided location information. Please review the location and revise the application form accordingly to provide the location of the primary mine entrance.
6. On Page 2, Item #10 - Primary Mine Entrance Location, the Applicant indicated the location as 40.27960, -104.72997. The location provided is for the center of the proposed site, not the primary mine entrance. Please revise the location data to indicate the location of the primary mine entrance.
7. The Division requires the application form list the exact company name registered with the Colorado Secretary of State office, "Korwell Land Holdings, LLC". On Page 3, Item #11, the Applicant lists the company name as "Korwell Land Holdings LLC". Please revise the company name on Item #11 of the application form to indicate "Korwell Land Holdings, LLC".
8. On Page 3, Item #11 - Correspondence Information, please provide an inspection contact for the proposed site.
9. On Page 4, Item #12 - Primary future land use, the Applicant failed to select a post-mining land use for the proposed site. Please select a post-mining land use for the site.
10. On Pages 5 and 6, the Applicant failed to initial each of the requirements in the "Responsibilities as a Permittee" section of the application form. Please submit an original copy of the application form with the Responsibilities as a Permittee section completed by the Applicant.
11. On Page 8 - Certification, the Applicant indicated "Korwell Dirt Project" in the Applicant/Operator or Company Name section of the application form. Please submit an original copy of the application form with the Applicant/Operator or Company Name section completed by the Applicant indicating "Korwell Land Holdings, LLC".
12. On Page 1, Item #1.1, the Applicant indicated the type of organization as a Limited Liability Corporation (LLC). Please provide the corporation seal on Page 8 of the application form, if the corporation does not have a seal please indicate "no seal". The Weld County Commissioners stamp provided by the Applicant is not acceptable.
13. The Division requires the application form list the exact company name registered with the Colorado Secretary of State office, "Korwell Land Holdings, LLC". On Page 8, the Applicant lists the company name in the notary section of the application form as "Korwell Land Holdings". Please revise the company name in the notary section of the application form to indicate "Korwell Land Holdings, LLC".

14. The Division requires the Applicant to provide documentation giving the signer, Craig Kasmuson, the authority to sign on behalf of the company, Korwell Land Holdings, LLC. The authorization document may be in the form of by-laws, resolution, affidavit signed by corporate secretary, certified secretary statement or a notarized statement on company letterhead.

6.4.1 Exhibit A - Legal Description

15. Rule 6.4.1(1) states the legal description shall be by, township, range and section, to at least the nearest quarter-quarter section. The Applicant provided the legal description to the nearest quarter section only in Exhibit A. Please provide the legal description to the nearest quarter-quarter section as required by Rule 6.4.1 in Exhibit A.
16. The main entrance to the mine site shall be located based on a USGS Topographic map showing latitude and longitude or Universal Transverse Mercator (UTM). The Operator will need to specify coordinates of latitude and longitude in degrees, minutes and seconds or in decimal degrees to an accuracy of at least five (5) decimal places (e.g., latitude 37.12345 N, longitude 104.45678 W). The Applicant did not provide the main entrance location to the proposed mine site. Please revise Exhibit A to indicate the main entrance to the proposed mine site.

6.4.3 Exhibit C - Pre-mining and Mining Plan Map(s) of Affected Lands

17. The Applicant failed to provide Exhibit C. Please provide Exhibit C with the following requirements.

One or more maps may be necessary to legibly portray the following information:

- (a) all adjoining surface owners of record;
- (b) the name and location of all creeks, roads, buildings, oil and gas wells and lines, and power and communication lines on the area of affected land and within two hundred (200) feet of all boundaries of such area;
- (c) the existing topography of the area with contour lines of sufficient detail to portray the direction and rate of slope of the affected land;
- (d) the total area to be involved in the operation, including the area to be mined and the area of affected lands (see definition of "Affected Land");
- (e) the type of present vegetation covering the affected lands; and
- (f) in conjunction with Exhibit G - Water Information, Rule 6.4.7, if required by the Office, further water resources information will be presented on a map in this section.

(g) Show the owner's name, type of structures, and location of all significant, valuable, and permanent man-made structures contained on the area of affected land and within two hundred (200) feet of the affected land.

(h) In conjunction with Exhibit I - Soils Information, Rule 6.4.9, soils information may be presented on a map in this section.

(i) Aerial photos, if available, may be included in this section.

6.4.7 Exhibit G - Water Information

18. The Applicant failed to provide Exhibit G. Please provide Exhibit G.

6.4.8 Exhibit H - Wildlife Information

19. The Applicant failed to provide Exhibit H. Please provide Exhibit H.

6.4.19 Exhibit S - Permanent Man-made Structures

20. The Applicant provided a list of the permanent Man-made Structures within 200 feet of the affected area. Please revise Exhibit S to indicate the owners of the structures.

6.4.18 Exhibit R - Proof of Filing with County Clerk and Recorder

21. Please provide an affidavit or receipt indicating the date on which the revised application documents were placed with the Weld County Clerk and Recorder in response to this letter.

The application will not be considered submitted until the information listed above is received and found sufficient to begin our review. A decision date will be established 90 days from the date of receipt of all of the requested information. Additionally, if you have already published notice you will need to republish notice, after the Division considers the application submitted. This notice must be published once a week for four (4) consecutive weeks, starting within ten (10) days of the date your application is considered submitted. We will notify you when you should initiate republication of your notice. The final date for receiving comments is the twentieth (20th) day after the fourth publication or the next regular business day.

You have sixty (60) days from the date of this letter to submit all necessary documents the Office needs for the 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 shall deny the application and terminate the application file.

The response due date is October 10, 2022.

This letter shall not be construed to mean 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 at peter.hays@state.co.us or (303) 866-3567 Ext. 8124.

Sincerely,



Peter S. Hays
Environmental Protection Specialist

Enclosure: Colorado Secretary of State summary page

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

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FAQs, Glossary and Information

Summary

Details			
Name	Korwell Land Holdings, LLC		
Status	Good Standing	Formation date	07/13/2021
ID number	20211641647	Form	Limited Liability Company
Periodic report month	July	Jurisdiction	Colorado
Principal office street address	12535 County Road 2, Brighton, CO 80603, US		
Principal office mailing address	PO Box 337282, Greeley, CO 80633, US		

Registered Agent	
Name	Trenton Korby
Street address	3105 70th Avenue, Greeley, CO 80634, US
Mailing address	PO Box 337282, Greeley, CO 80633, US

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