



September 21, 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, Second Incomplete Submittal of 112 Construction Materials Reclamation Permit Application Package

Mr. Rasmuson,

On September 2, 2022, the Division of Reclamation, Mining and Safety (Division/DRMS/Office) received incompleteness response for the 112 Construction Materials Reclamation Permit Application package for the Korwell Dirt site, File No. M-2022-034. 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:

The Division requests the Applicant submits replace pages in response to this letter instead of two (2) copies of the complete application package to expedite the Division's review of the incompleteness response.

Application Form

1. On Page 8 - Certification, the Applicant indicated "Korwell Dirt" 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".
2. 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".
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 8, the Applicant lists the company name in the notary section of the application form as "Korwell Dirt". Please revise the company name in the notary section of the application form to indicate "Korwell Land Holdings, LLC".
4. 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.



On September 2, 2022, the Applicant submitted an email from Trent Korby with Korwell Energy, LLC authorizing Craig Rasmuson as a legal signer for Korwell Land Holdings, LLC. The email is not sufficient documentation of Mr. Rasmuson's authority to act on behalf of the Applicant. Please provide one of the authorization documents stated above.

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

5. The Applicant did not provide an affidavit or receipt indicating the date on which the revised application documents from the September 2, 2022 submittal were placed with the Weld County Clerk and Recorder.

Please provide an affidavit or receipt indicating the date on which the September 2 and the revised application documents in response to this letter were placed with the Weld County Clerk and Recorder.

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 the first incompleteness 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

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