



COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

September 22, 2022

Mr. Ben Langenfeld, P.E.
Lewicki & Associates, PLLC
3375 West Powers Circle
Littleton, CO 80123

**Re: Incompleteness Notice, Conversion Application (CN-1), Gold Hill Mill,
Permit No. M-1994-117**

Mr. Langenfeld:

On September 13, 2022, the Division of Reclamation, Mining and Safety (Division) received the Conversion Application for the Gold Hill Mill, File No. M-1994-117. Preliminary review of this application determined the following items must be received before the Division can consider the application as being submitted/filed and the technical review can begin. Please respond to this Incompleteness Notice with the requested additional/updated information on permit application replacement pages and summarize each response in a cover letter titled "Incompleteness Response; M-1994-117". Please note where multiple items need additional/updated information that occur on the same page only one page needs to be submitted with the requested information not multiple copies of the same page.

APPLICATION FORM:

1. Location Information. On page three, item 10, the quarter section was left blank, please check the appropriate box. Please submit a replacement page three of the application form.
2. Responsibilities as a Permittee. Pages five and six were not completed. Please complete pages five and six of the application form.
3. Certification. On page 7, the notary signature section is incomplete. The name of the company needs to match the Applicant/Operator or Company Name exactly, Colorado Milling Company, LLC compared to Colorado Milling Co.

EXHIBITS:

4. Please provide the missing Exhibits A through J, Exhibits L and T, and the exhibits associated with Rules 6.5, 8 and 1.6.2(1)(b).



EXHIBIT R – Proof of Filing with County Clerk and Recorder (Rule 6.3.9):

5. Pursuant to Rule 1.6.2(1)(c), please demonstrate that the Applicant has placed a copy of the application materials with the County Clerks or Records Offices. Also, please demonstrate that the Applicant's response to these incompleteness issues have been placed with the application materials previously placed with the County Clerks or Records Offices, and made available for public review.

Your Conversion Application will not be considered filed until the information listed above is received and found sufficient to begin our review. A decision date will be established 30 days from the date of receipt and acceptance of all of the requested information. Additionally, if you have already published notice you will need to republish notice, but only after the Division considers the application complete and filed; the Division will notify you when you should initiate publication of your notice. This notice must be published once starting ten (10) days of the date your application is considered filed. The final date for receiving comments is the tenth (10th) day after the date of publication or the next regular business day.

Pursuant to Rule 1.4.1(8), you have sixty (60) days from the date of this letter to submit all necessary documents that the Division needs for an 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 Division, the Division may deny the application and terminate the application file. Should additional time be required to submit all the necessary documents an extension request can be submitted in writing for the Division's consideration.

The response to this Incompleteness Notice is due on or before November 21, 2022.

This letter shall not be interpreted to mean that there are no other completeness issues or 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 need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **303-866-3567 x8114**, or by email at patrick.lennberg@state.co.us.

Sincerely,



Patrick Lennberg
Environmental Protection Specialist

cc: Jared Ebert, DRMS

ec: Ben Langenfeld, Lewicki & Associates, PLLC, benl@lewicki.biz
Jerry Jergensen, Colorado Milling Company, jerryjergensen@aol.com