



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

May 9, 2023

Marcy Brossman
Cheyenne County
51 South 1st Street
Cheyenne Wells, CO 80810

RE: Roberts Pit, File No. M-2023-014, Notice of Incomplete 112 Construction Materials Reclamation Permit Application Package.

Dear Ms. Brossman:

On April 26, 2023, the Division of Reclamation, Mining and Safety (Division) received your 112 Construction Materials Reclamation Permit Application Package for the Roberts Pit. A preliminary review of the information received has identified the following filing deficiencies which must be addressed before the application can be considered complete for filing purposes:

6.4.14 Exhibit N - Source of Legal Right to Enter

1. The response to question 6 on page 2 of the application lists Anadarko E&P Company LP as the subsurface mineral owner of the affected land. In Exhibit N, please provide documentation of the legal right to enter to conduct mining and reclamation for all owners, surface and mineral rights, as described in Rule 1.6.2(1)(e)(i). This may include a copy of a lease, deed, abstract of title, a current tax receipt, or a signed statement by the subsurface rights owner and acknowledged by a Notary Public stating that the Operator/Applicant has legal right to enter to conduct mining and reclamation.

6.4.15 Exhibit O - Owner(s) of Record of Affected Land (surface area) and Owners of Substance to be Mined.

2. Please add the contact information for the subsurface mineral owner, Anadarko E&P Company LP, to the list of owners in Exhibit O.

Per Rule 1.4.1(8), you have 60 days from the date of this correspondence to submit all necessary documents the Division needs for the application to be considered filed, due by July 8, 2023. If, by this date, the application has not been determined to be filed, the application will be denied and the file terminated.

Physical Address: 1313 Sherman Street, Room 215, Denver, CO 80203 P 303.866.3567 F 303.832.8106

Mailing Address: DRMS Room 215, 1001 E 62nd Ave, Denver, CO 80216 <https://drms.colorado.gov>

Jared S. Polis, Governor | Dan Gibbs, Executive Director | Virginia Brannon, Director



This letter shall not be construed to mean there are no other technical deficiencies in your application. The Division will review your application for technical adequacy after the filing deficiencies are satisfied.

Your application will not be considered filed until the information listed above is received and found sufficient to begin our technical review. An application decision date will be established ninety (90) days from the date of filing.

If you have any questions, please contact me by telephone at (303) 866-3567 x 8126, or by email at nikie.gagnon@state.co.us.

Sincerely,



Nikie C. Gagnon
Environmental Protection Specialist

Cc: Amy Eschberger, DRMS