



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

April 17, 2024

Owen Robertson
Twin Buttes Land Co., LLC
PO Box 190
Rangely, CO 81648

Re: Wagner Pit, File No. M-2023-038, Receipt of Construction Material Limited Impact (110) Reclamation Permit Application Package

Dear Robertson:

On Tuesday, April 16, 2024, the Division of Reclamation, Mining and Safety received the Construction Material Limited Impact (110) Reclamation Permit Application package for the Wagner Pit, File No. M-2023-038. A preliminary review of the information received determined that the following items must be received before the Division can consider the application submitted and technical review can begin:

1. Application Form - A 110d hard rock application form was submitted for a construction materials site. Please submit the enclosed 110c construction materials application form.
2. Application Fee – A fee in the amount of \$2857 was received which is the 110d hard rock fee. The check has been shredded per your request. A 110c construction material fee is \$1258. Please submit a new fee.
3. Exhibit I - An affidavit or receipt indicating the date on which the application was placed with the local County Clerk and Recorder for public review, pursuant to Subparagraph 1.6.2(1)(c). No original proof of placement was included with the application materials.
 - a. Per Rule 1.6.2(1)(c) please update the application materials placed on file with the County Clerk and Recorder.
4. Per Rule 1.6.2(1)(b) - Prior to submitting the application to the Office, post notice (sign) at the access to the proposed mine site, as required by the Office, a minimum size of eleven (11) inches wide by seventeen (17) inches high, with appropriate font size, to clearly identify the site as the location of a proposed mining operation giving name, address, and phone number of the Applicant, and stating that (name of Applicant) has applied for a mining permit with the Colorado Mined Land Reclamation Board. Anyone wishing to comment on the application may view the application at the County Clerk's or Recorder's office and should send comments prior to the end of the public comment period to the Colorado Mined Land Reclamation Office, and state the Office's address, as



given on the cover of these Rules. At the time the application is filed with the Office, the Applicant shall provide a signed affidavit (enclosed) that such notice (sign) was posted according to the provisions of this Rule. It is also recommended that you take a photo for documentation.

Note that the Division previously referred to this pit as the Twin Buttes HWY 139 Pit. Per your application materials the Division will refer to the site as the Wagner Pit from now on.

Your 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 of all of the requested information. We will notify you when you should initiate publication of your notice. The final date for receiving comments is ten (10) days after the date of publication or the next regular business day.

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, 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.

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 require additional information or have questions or concerns, please don't hesitate to contact me at amy.yeldell@state.co.us or 970-210-1272.

Sincerely,



Amy Yeldell
Environmental Protection Specialist

Cc:
Travis Marshall, Senior EPS, Grand Junction DRMS