

May 6, 2024

Elliott Russell
Colorado Division of Reclamation, Mining, and Safety
1313 Sherman St, Rm 215
Denver, CO 80203

**RE: London Borrow Pit, File No., M-2024-016
110c Construction Materials Limited Impact Application, Completeness**

Mr. Russell

MineWater LLC submits this completeness response to your May 2, 2024 Notice of Filing Deficiencies letter for the London Borrow Pit. Each item from that letter is addresses directly below, with additional documents attached as needed.

EXHIBIT A – Legal Description and Location Map (Rule 6.3.1):

1. The Exhibit A Location Map does not include all the required information outlined in Rule 6.3.1(3). Please revise the Location Map to include sufficient information on the existing roads or access routes to be used in connection with the mining operation and show the names of all immediately adjacent surface owners of record.

Please see the attached updated Exhibit A map.

2. Although not a filing requirement, the Division requests a table of the latitude/longitude coordinates for each of the proposed permit boundary corners. This information will be utilized in the review of the permit application once it is found complete for filing, assist the Division in conducting future inspections of the operation, and provide a more thorough permit file.

The survey data request is attached and will also be provided electronically for CDRMS convenience.

EXHIBIT G – Source of Legal Right-to-Enter (Rule 6.3.7):

3. Exhibit G contains printouts of the Park County Assessor's parcel detail showing MineWater Finance LLC is the owner of record of the affected lands. Rule 6.3.7 requires documentation to be submitted regarding the Applicant's legal right to enter to conduct mining and reclamation for the surface and subsurface of the affected lands. As the Applicant and the owner of record are different entities, the Applicant must comply with Rule 6.3.7 by providing either a lease agreement between MineWater LLC and MineWater Finance LLC or a signed and notarized statement by MineWater Finance LLC stating MineWater LLC has the legal right to enter to conduct mining and reclamation.

Please see the attached documentation of right of entry from MineWater Finance LLC.

EXHIBIT I – Proof of Filing with County Clerk (Rule 6.3.9):

4. In accordance with Rule 1.6.2(2), please submit proof that the revisions associated with this letter have been placed for public review with the original application at the local County Clerk and Recorder.

Please see the attached certification for the county clerk copy.

EXHIBIT J – Proof of Mailing Notices to Board of County Commissioners and Conservation District (Rule 6.3.10):

5. Exhibit J contains certified mailing receipts showing the notices were mailed to the Park County Board of County Commissions and the Teller-Park Soil Conservation District, however, the application does not contain copies of the certified mail return receipts, also known as the signature cards. In accordance with Rule 1.6.2 (1)(a)(ii), please submit Proof of Notice in the form of certified mail return receipts or date-stamped copies of the notices acknowledging receipt by the local Board of County Commissions and the Soil Conservation District. As discussed with the Applicant's consultant on May 2, 2024, proof of noticing may also be demonstrated by submitting a copy of an electronic acknowledgment from the appropriate Board.

In addition to the certified mail outgoing receipts, Lewicki has provided electronic copies of the notices to both the Teller-Park Conservation District and the Park County BOCC. Responses affirming the receipt of these notices will be provided to CDRMS staff via email.

Please feel free to contact my office with any further questions on this application.

Regards,



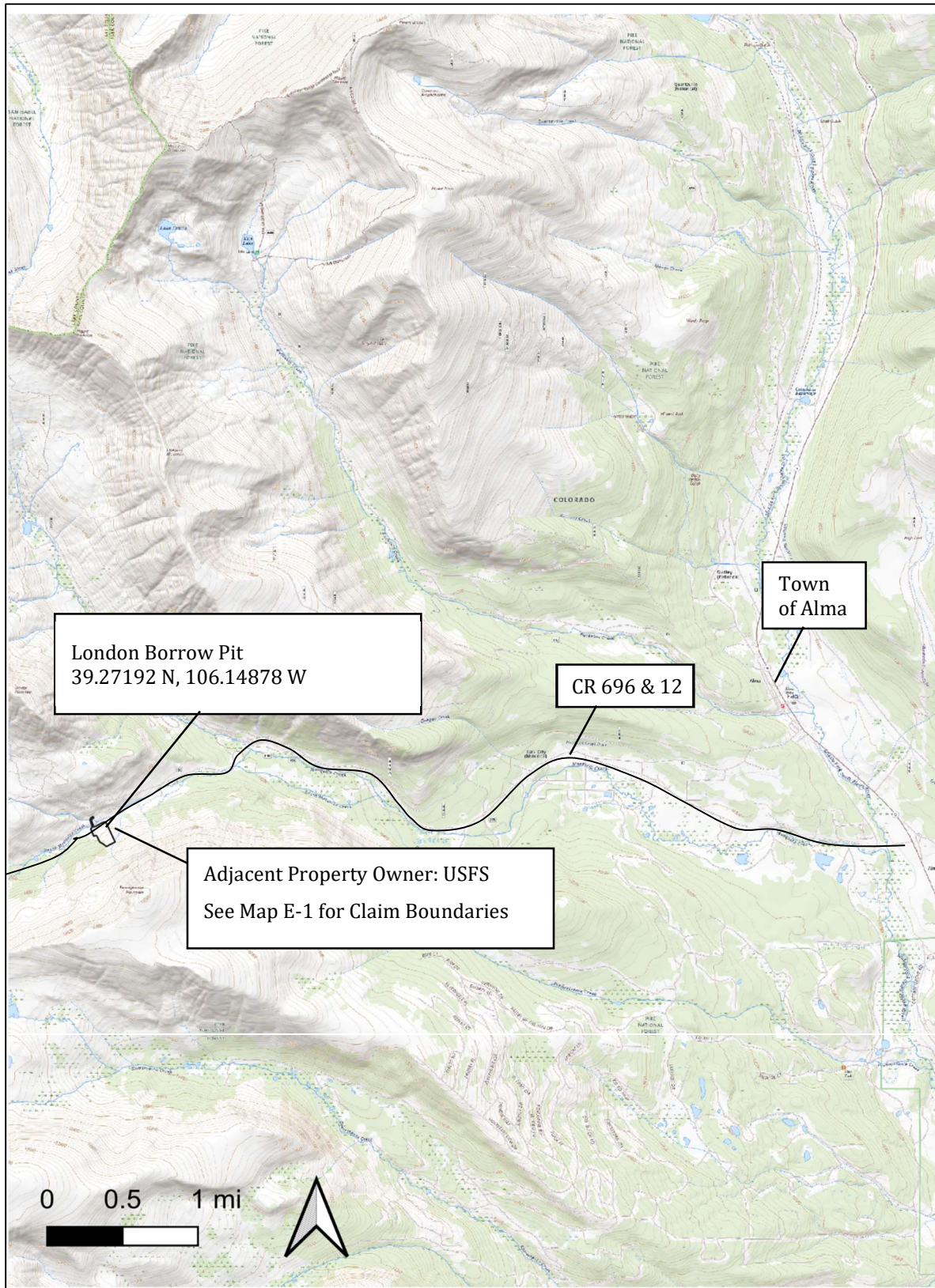
Ben Langenfeld, P.E.
Lewicki & Associates, PLLC
(720) 842-5321, ex. 1
benl@lewicki.biz

Attachments

Revised Exhibit A map

Right of Entry documentation

Updated County Clerk Receipt



London Borrow Pit
File 110c Application
Exhibit: Source of Legal Right to Enter

Statement of Ownership and Right-of-Entry

I, Joseph Harrington, am the principal owner and president and LLC manager of MineWater LLC, MineWater Finance LLC, and MW Sorter LLC. These companies are named as the applicants/operators of this 110c permit, and are the legal owners of the surface and subsurface rights of the land where the affected area is located.

Park County property tax documents pertaining to the parcels upon which the affected area is located and which show the names of the entities above have been previously provided to the DRMS in the 110c application materials.

As owner and president of these entities, I authorize each of these land-owning companies to allow legal right-of-entry to these same companies to mine and reclaim the affected lands.

NOTARY FOR PROPERTY OWNER

ACKNOWLEDGED BY:

Property Owner(s) MineWater Finance LLC and MW Sorter LLC

Representative Name JOSEPH G. HARRINGTON Title Manager

Signed [Signature] Dated 5/3/24

STATE OF Colorado)
) ss.
COUNTY OF Arapahoe)

The foregoing was acknowledged before me this 3rd day of May, 2024, by
Joseph G. Harrington as Manager of MineWater Finance LLC
and MW Sorter LLC.

[Signature]
Notary Public

My commission expires: 03/14/2028

**THOMAS K PROPST
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20244010769
MY COMMISSION EXPIRES 03/14/2028**

LONDON MINE

110c Application

2 May 2024

Exhibit – Source of Legal Right to Enter

The area to be affected under this permit is owned by Joseph Harrington, President of MineWater LLC, and Manager of MW Sorter LLC and of MineWater Finance LLC. Copies of the tax assessor parcel notices pertaining to the affected area are on the following pages:

Summary

Parcel Number	90653
Account Number	R0090653
Property Address	, CO 000000000
Brief Tax Description	T09 R78 S18 NE4 MS #3561-MOHAWK-100% (Note: Not to be used on legal documents)
Class	Mining
Subdivision	
Neighborhood	N/A
Tax District	District 0015
Millage Rate	58.13
Acres	9.27
(Note: For Zoning information, please contact Park County Planning)	

Owners

[Minewater Finance LLC](#)
9201 Rockport Ln
Highlands Ranch, CO 80126

Summary

Parcel Number	90969
Account Number	R0090969
Property Address	, CO 000000000
Brief Tax Description	T09 R78 S18 NE4 MS #7678-MAUMEE-100%
	(Note: Not to be used on legal documents)
Class	Mining
Subdivision	
Neighborhood	N/A
Tax District	District 0015
Millage Rate	58.13
Acres	7.38

(Note: For Zoning information, please contact Park County Planning)

Owners

[Minewater Finance LLC](#)
9201 Rockport Ln
Highlands Ranch, CO 80126

Summary

Parcel Number	91603
Account Number	R0091603
Property Address	, CO 000000000
Brief Tax Description	T09 R78 S18 NE4 MS #18425-ROCKSLIDE-100%
	(Note: Not to be used on legal documents)
Class	Mining
Subdivision	
Neighborhood	N/A
Tax District	District 0015
Millage Rate	58.13
Acres	2.66

(Note: For Zoning information, please contact Park County Planning)

Owners

[Minewater Finance LLC](#)
9201 Rockport Ln
Highlands Ranch, CO 80126

Summary

Parcel Number	91605
Account Number	R0091605
Property Address	, CO 000000000
Brief Tax Description	T09 R78 S18 NE4 MS #18426- DOT- 100%
	(Note: Not to be used on legal documents)
Class	Mining
Subdivision	
Neighborhood	N/A
Tax District	District 0015
Millage Rate	58.13
Acres	6.14

(Note: For Zoning information, please contact Park County Planning)

Owners

[Minewater Finance LLC](#)
9201 Rockport Ln
Highlands Ranch, CO 80126

Summary

Parcel Number	90360
Account Number	R0090360
Property Address	CO RD 696
	FAIRPLAY, CO 80440
Brief Tax Description	T09 R78 S18 NE4 MS #1457- KEY- 100%
	(Note: Not to be used on legal documents)
Class	Mining
Subdivision	
Neighborhood	N/A
Tax District	District 0015
Millage Rate	58.13
Acres	10.33

(Note: For Zoning information, please contact Park County Planning)

Owners

[Minewater Finance LLC](#)
10924 Leroy Dr
Northglenn, CO 80233

Summary

Parcel Number	90377
Account Number	R0090377
Property Address	FS 696 ALMA, CO 80420
Brief Tax Description	T09 R78 S18 SE4 MS #1735-HENRY D-100% (Note: Not to be used on legal documents)
Class	Mining
Subdivision	
Neighborhood	N/A
Tax District	District 0015
Millage Rate	58.13
Acres	10.33
(Note: For Zoning information, please contact Park County Planning)	

Owners

[Minewater Finance LLC](#)
9201 Rockport Ln
Highlands Ranch, CO 80126

Summary

Parcel Number	91901
Account Number	R0091901
Property Address	355 CO RD 665 ALMA, CO 80420
Brief Tax Description	T09 R78 S07 SE4 FRISBEE PLACER-100% (Note: Not to be used on legal documents)
Class	Mining
Subdivision	
Neighborhood	N/A
Tax District	District 0015
Millage Rate	58.13
Acres	120
(Note: For Zoning information, please contact Park County Planning)	

Owners

[Mw Sorter LLC](#)
9201 Rockport Ln
Highlands Ranch, CO 80126



Lewicki & Associates

ENGINEERING | GEOLOGY | ENVIRONMENTAL

May 7, 2024

County Clerk & Recorder
Park County
356 Castillo Ave
Fairplay, CO 80440

London Borrow Pit

110c Limited Impact Construction Materials Reclamation Permit Application, County Copy Updates

To Whom It May Concern

Enclosed are updates for a 110(c) application to the Colorado Division of Reclamation, Mining, and Safety for the operation to be known as the London Borrow Pit. The applicant is MineWater, LLC. The Colorado Division of Reclamation, Mining, and Safety requires evidence that the updates to this application has been filed with your office. Therefore, please sign and date the box below. Thank you.

Please contact me if you have any further questions or concerns at (720) 842-5321 ex. 1.

The application was received on the following date:

May 6, 2024

Janis Campbell

Regards,

Benjamin Langenfeld, P.E.
Lewicki & Associates, PLLC
(720) 842- 5321
benl@lewicki.biz

London Borrow Pit
May 2024



Lewicki & Associates

RECEIPT		No. 450237	
DATE <i>5-6-2024</i>			
FROM <i>London Borrow Pit</i>		\$ <i>—</i>	
<i>MineWater LLC</i>		DOLLARS	
<input type="radio"/> FOR RENT		<i>updated application</i>	
<input type="radio"/> FOR			
ACCT.		<input type="radio"/> CASH	FROM <i>Janis Campbell</i> TO
PAID		<input type="radio"/> CHECK	
DUE		<input type="radio"/> MONEY ORDER	
		<input type="radio"/> CREDIT CARD	
		BY <i>Janis Campbell</i>	A-1152 T-4161