



May 28, 2024

John W. Golden
GDS Enterprises, Inc.
617 Parnel Rd
Old Hickory, TN 37138

RE: Timberlake 1 & 2, File No. M-2024-024, Receipt of 110(2) Hard Rock Reclamation Permit Application Package, Notice of Incompleteness

John Golden:

On May 28, 2024, the Division of Reclamation, Mining and Safety received your 110(2) Hard Rock Reclamation Permit Application package for the Timberlake 1 & 2, File No. M-2024-024. Preliminary review of the information received determined that the following additional information must be received before the Division can consider your application as being submitted and technical review can begin.

Application Form

1. Item No. 10 under this subsection of the Application Form on page 6 is initialed to indicate that this operation represents a joint venture/partnership. If this item was initialed in error, please submit a revised page 6 of the application which does not have Item No. 10 initialed. If No. 10 was not initialed in error, please submit with a revised Application Form, the appropriate power of attorney document which authorizes the signature of joint operators.

Certification

2. A company seal must be present on the Application Form. If no company seal exists, please write 'no seal' on a revised page 8 of the Application Form under the company seal section.
3. Pursuant to Rule 1.4.2(2)(ii), an application cannot be considered filed for review until all information, attachments, maps and exhibits, as listed and described in Rules 1.4.1 and 6.3 are received. The following exhibits are missing from the permit application package:
 - a. Exhibit D Reclamation Plan
 - b. Exhibit F List of Other Permits and Licenses Required
 - c. Exhibit G Source of Legal Right to Enter
 - d. Exhibit I Proof of Filing with County Clerk



- e. Exhibit J Proof of Mailing Notices of Permit Application
- f. Exhibit L Permanent Manmade Structures

Please review the requirements of each of the above as listed in the Rules and submit all exhibits to the Division.

- 4. Pursuant to Rule 1.4.2(2)(iii), the application package must contain an affidavit that notice signs were posted on-site pursuant to Rule 1.6.2(1)(b). No such documentation has yet been provided with this application. Please submit this information to the Division.
- 5. Pursuant to Rule 1.4.2(2)(vi), the application package must contain proof of notice according to the provisions of Rule 1.6.2(1)(a), which reference noticing the local Board of County Commissioners and, if applicable, the Board of Supervisors of the local Conservation District. Please submit the relevant proofs of notice to the Division.

Your application will not be considered submitted until all the information listed above is received and found sufficient to begin our review.

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 may 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 feel free to contact me at 720-868-7757 or hunter.ridley@state.co.us

Sincerely,
Hunter C. Ridley



Environmental Protection Specialist
CC: Zach Trujillo, DRMS