



July 15, 2024

Jodi Schreiber
PFM Consulting LLC
1774 N. Cougar Drive
Pueblo West, CO 81007

RE: McClave Ranch Pit; File No. M-2024-038; Notice of Incomplete 112 Construction Materials Reclamation Permit Application Package

Ms. Schreiber:

On July 9, 2024, the Division of Reclamation, Mining and Safety (Division) received your 112 Construction Materials Reclamation Permit Application Package for the McClave Ranch Pit, assigned File No. M-2024-038. A preliminary review of the information received determined the following items must be received before the Division can consider the application as being submitted/filed and technical review can begin:

Affidavit of Authority:

1. Upon searching the Colorado Secretary of State's business records, Premium Pellets LLC has one record with a good standing status (ID Number 20181395794). The Registered Agent for this record is Premium Pellets LLC. The proposed Permittee is Ron Peterson. Therefore, Ron Peterson needs to sign an Affidavit of Authority for the bonding portion of the process.
2. A letter needs to be provided from Premium Pellets LLC on official letterhead that gives Jodi Schreiber, PFM Consulting LLC authority to submit permitting documents, and be the permitting contact.

Application Form:

3. On Page 2 of the form, under Item 9 – Location Information, the General Description has the approximate elevation recorded as “38898 feet in elevation”. Based on the site location coordinates provided elsewhere in the application and the overall location of the site, the Division believes there is an error in the elevation.
4. On Page 3 of the form, under Item 11 – Correspondence Information, the Inspection Contact Company Name does not reflect the full Company Name. It should reflect the Company Name of the Applicant (Premium Pellets LLC).
5. On Page 4 of the form, under Item 15 – On Site Processing, the Applicant provided a brief explanation of the mining method and stated a crushing and screening plant will be used. The Crushing/Screening box needs to be selected.
6. On Pages 5-6 of the form, under Responsibilities as a Permittee, the listed requirements require only the Permittee to initial. There are currently two sets of initials on the Application.



7. On Page 8 of the form, under Certification:

- a) The section to fill in “Applicant/Operator or Company Name” should be corrected to be Premium Pellets LLC, to reflect the Company Name.
- b) The section for the Applicant/Operator Signature needs to be only the Permittee.
- c) The section for Applicant/Operator Title should only correspond with the one signature.
- d) The section in the acknowledgement section should only reflect the single Applicant/Operator name.

Exhibit N – Source of Legal Right to Enter (Rule 6.4.14):

8. The provided lease needs to be acknowledged by a Notary Public.

Exhibit S – Permanent Man-made Structures (Rule 6.4.19):

- 9. On Page 16 of 16 in the Permit Application Packet, Exhibit S – Permanent Man-made Structures references Rule 6.4.14 which is Exhibit N – Source of Legal Right to Enter. This should be corrected to reference Rule 6.4.19.
- 10. The Certification pages of the provided structure agreements need to reflect only the Applicant’s name. Currently the Certification pages of the agreements provided have two names for the Applicant.

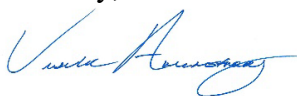
The application will not be considered submitted/filed until all completeness items listed above have been received and found sufficient to begin our review. A decision date will be established 90 days from the date of receipt of all required completeness items.

You have sixty (60) days from the date of this letter, by **September 13, 2024**, to submit all necessary information for the application to be considered filed. If, at the end of the sixty day period, the application has not been determined to be filed with our Office, the application will be denied and the file terminated.

This letter shall not be construed to mean there are no other technical deficiencies in the application. The Division will perform an adequacy review of the application to determine whether it meets the requirements of the Act and Rules after all completeness items have been received.

If you have any questions, you may contact me by telephone at 720-793-3031, or by email at ursula.armstrong@state.co.us.

Sincerely,



Ursula Armstrong
Environmental Protection Specialist

Encls: Affidavit of Authority form

Cc: Ron Peterson, Premium Pellets LLC
Amy Eschberger, DRMS