

July 18, 2024

Mr. Chris Girardi
Division of Reclamation, Mining, and Safety
1313 Sherman Street, Room 215
Denver, Colorado 80203

RE: David and Kayleen Hunt, Strear Dirt Mine, File No. M-2024-037, Incomplete Submittal of 112 Construction Materials Reclamation Permit Application Package; Response

Dear Mr. Girardi:

This letter is being generated to address the Incompleteness letter dated July 18th, 2024 for the Strear Dirt Mine 112 Construction Materials Reclamation Permit Application Package. Below are the responses to the Division's comments in **bold**:

1. On Page 2 under Item #9 Location Information, the Applicant did not specify the Range direction. Please revise.

The appropriate checkbox for R66W has been checked.

2. On Page 5 under Responsibilities as a Permittee, two sets of initials were placed on each line. In addition, on Page 8, two names were signed under Applicant/Operator or Company Name. However, only one name was placed on Page 1 under Applicant/Operator. Please revise page 1 to include both names under Applicant/Operator or remove the second set of initials on 5, 6 and 8 of the application form.

Kayleen Hunt has been added to the applicant/operator section on page 1.

Exhibit Q:

3. In accordance with Rule 6.4.17, please submit a revised Exhibit Q that includes proof of notice that the permit application was sent to the Board of County Commissioners. In accordance with Rule 1.6.2(1)(a), the notice must be on the form approved by the Mined Land Reclamation Board as provided in the 112c application materials. Proof of notice to the Board of County Commissioners for Weld County can be accomplished in the form of a return receipt of a certified mailing or a date-stamped copy of the notice acknowledging receipt by the appropriate local Board.

The notice was included with the email to the Deputy Clerk to the Board of County Commissioners which was included with the initial submittal. A second notice email has been sent to the Deputy Clerk to the Board to provide separate documentation.

In Weld County the Clerk to the Board of County Commissioners is where the public can view the application materials rather than the Weld County Clerk and Recorder, as such there is one email address and mailing address for both Exhibit Q and Exhibit R. We used to hand deliver a physical copy of the application materials and notice to the Clerk to the Board's Office at 1150 O Street, Greeley, CO 80631, but they have indicated that email submission is their preferred method.

Page 2
Mr. Chris Girardi
July 18, 2024

Exhibit R:

4. After submittal to the above incompleteness responses, in accordance with Rule 1.6.2(1)(a), please demonstrate the response to these incompleteness issues have been placed with the application materials previously placed with the Weld County Clerk's Office and made available for public review.

The incompleteness response has been emailed to the Clerk to the Board's office for public review.

Please feel free to contact me with any questions or concerns at Kyle@civilresources.com or my cell number 408-930-2544.

Regards,

CIVIL RESOURCES, LLC

A handwritten signature in blue ink, appearing to read 'Kyle Regan', followed by a long horizontal flourish.

Kyle Regan P.G.
Geologist

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215
Denver, Colorado 80203
Phone: (303) 866-3567
FAX: (303) 832-8106



CONSTRUCTION MATERIALS REGULAR (112) OPERATION RECLAMATION PERMIT APPLICATION FORM

CHECK ONE: _____ **There is a File Number Already Assigned to this Operation**

Permit # M - - - (Please reference the file number currently assigned to this operation)

_____ **New Application** (Rule 1.4.5)

_____ **Amendment Application** (Rule 1.10)

_____ **Conversion Application** (Rule 1.11)

Permit # M - - - (provide for **Amendments** and **Conversions** of existing permits)

The application for a Construction Materials Regular 112 Operation Reclamation Permit contains three major parts: (1) the application form; (2) Exhibits A-S, Addendum 1, any sections of Exhibit 6.5 (Geotechnical Stability Exhibit; and (3) the application fee. When you submit your application, be sure to include one (1) complete signed and notarized ORIGINAL and one (1) copy of the completed application form, two (2) copies of Exhibits A-S, Addendum 1, appropriate sections of 6.5 (Geotechnical Stability Exhibit, and a check for the application fee described under Section (4) below. Exhibits should **NOT** be bound or in a 3-ring binder; maps should be folded to 8 1/2" X 11" or 8 1/2" X 14" size. To expedite processing, please provide the information in the format and order described in this form.

GENERAL OPERATION INFORMATION

Type or print clearly, in the space provided, **ALL** information requested below.

1. **Applicant/operator or company name (name to be used on permit):** _____

1.1 Type of organization (corporation, partnership, etc.): _____

2. **Operation name (pit, mine or site name):** _____

3. **Permitted acreage (new or existing site):** _____ permitted acres

3.1 Change in acreage (+) _____ acres

3.2 Total acreage in Permit area _____ acres

4. **Fees:**

4.1 New Application \$2,696.00 application fee

4.2 New Quarry Application \$3,342.00 quarry application

4.4 Amendment Fee \$2,229.00 amendment fee

4.5 Conversion to 112 operation (set by statute) \$2,696.00 conversion fee

5. **Primary commoditie(s) to be mined:** _____

5.1 Incidental commoditie(s) to be mined: 1. _____ lbs/Tons/yr 2. _____ / _____ lbs/Tons/yr

3. _____ / _____ lbs/Tons/yr 4. _____ / _____ lbs/Tons/yr 5. _____ / _____ lbs/Tons/yr

5.2 Anticipated end use of primary commoditie(s) to be mined: _____

5.3 Anticipated end use of incidental commoditie(s) to be mined: _____

6. **Name of owner of subsurface rights of affected land:** David Hunt
If 2 or more owners, "refer to Exhibit O".

7. **Name of owner of surface of affected land:** David and Kayleen Hunt

8. **Type of mining operation:** ☒ Surface ☐ Underground

9. **Location Information:** The center of the area where the majority of mining will occur:

COUNTY: Weld

PRINCIPAL MERIDIAN (check one): ☒ 6th (Colorado) ☐ 10th (New Mexico) ☐ Ute

SECTION (write number): S 29

TOWNSHIP (write number and check direction): T 4 ☒ North ☐ South

RANGE (write number and check direction): R 66 ☐ East ☒ West

QUARTER SECTION (check one): ☐ NE ☐ NW ☒ SE ☐ SW

QUARTER/QUARTER SECTION (check one): ☐ NE ☒ NW ☐ SE ☐ SW

GENERAL DESCRIPTION: (the number of miles and direction from the nearest town and the approximate elevation): _____
2,000 feet west of the Town of Gilcrest, Elevation 4773

10. **Primary Mine Entrance Location** (report in either Latitude/Longitude **OR** UTM):

Latitude/Longitude:

Example: (N) 39° 44' 12.98"
(W) 104° 59' 3.87"

Latitude (N): deg 40 min 16 sec 31.65 (2 decimal places)

Longitude (W): deg 104 min 48 sec 6.11 (2 decimal places)

OR

Example: (N) 39.73691°
(W) -104.98449°

Latitude (N) _____ (5 decimal places)

Longitude(W) _____ (5 decimal places)

OR

Universal Transverse Mercator (UTM)

Example: 201336.3 E NAD27 Zone 13
4398351.2 N

UTM Datum (specify NAD27, NAD83 or WGS 84) Nad 83 Zone 13

Easting _____

Northing _____

11. **Correspondence Information:**

APPLICANT/OPERATOR (name, address, and phone of name to be used on permit)

Contact's Name: David Hunt Title: _____
Company Name: David Hunt
Street/P.O. Box: 14460 WCR 40 P.O. Box: _____
City: Platteville
State: Co Zip Code: 80651
Telephone Number: (970) - 534-0917
Fax Number: () -

PERMITTING CONTACT (if different from applicant/operator above)

Contact's Name: Kyle Regan Title: _____
Company Name: Civil Resources, LLC
Street/P.O. Box: 8308 Colorado Boulevard, Suite 200 P.O. Box: _____
City: Firestone
State: CO Zip Code: 80504
Telephone Number: (303) - 833-1416
Fax Number: () -

INSPECTION CONTACT

Contact's Name: David Hunt Title: _____
Company Name: David Hunt
Street/P.O. Box: 14460 WCR 40 P.O. Box: _____
City: Platteville
State: CO Zip Code: 80651
Telephone Number: (970) - 534-0917
Fax Number: () -

CC: STATE OR FEDERAL LANDOWNER (if any)

Agency: _____
Street: _____
City: _____
State: _____ Zip Code: _____
Telephone Number: () -

CC: STATE OR FEDERAL LANDOWNER (if any)

Agency: _____
Street: _____
City: _____
State: _____ Zip Code: _____
Telephone Number: () -

12. **Primary future (Post-mining) land use (check one):**

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> Cropland(CR) | <input type="checkbox"/> Pastureland(PL) | <input type="checkbox"/> General Agriculture(GA) |
| <input type="checkbox"/> Rangeland(RL) | <input type="checkbox"/> Forestry(FR) | <input type="checkbox"/> Wildlife Habitat(WL) |
| <input type="checkbox"/> Residential(RS) | <input type="checkbox"/> Recreation(RC) | <input type="checkbox"/> Industrial/Commercial(IC) |
| <input type="checkbox"/> Developed Water Resources(WR) | | <input type="checkbox"/> Solid Waste Disposal(WD) |

13. **Primary present land use (check one):**

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> Cropland(CR) | <input type="checkbox"/> Pastureland(PL) | <input type="checkbox"/> General Agriculture(GA) |
| <input type="checkbox"/> Rangeland(RL) | <input type="checkbox"/> Forestry(FR) | <input type="checkbox"/> Wildlife Habitat(WL) |
| <input type="checkbox"/> Residential(RS) | <input type="checkbox"/> Recreation(RC) | <input type="checkbox"/> Industrial/Commercial(IC) |
| <input type="checkbox"/> Developed Water Resources(WR) | | |

14. **Method of Mining:** Briefly explain mining method (e.g. truck/shovel): _____
Scrapers, Excavators, and Loaders _____

15. **On Site Processing:** ☐ Crushing/Screening

13.1 Briefly explain mining method (e.g. truck/shovel): _____
No onsite processing, material will be stockpiled. _____

List any designated chemicals or acid-producing materials to be used or stored within permit area: _____
NA _____

16. **Description of Amendment or Conversion:**

If you are amending or converting an existing operation, provide a brief narrative describing the proposed change(s).

Maps and Exhibits:

Two (2) complete, unbound application packages must be submitted. One complete application package consists of a signed application form and the set of maps and exhibits referenced below as Exhibits A-S, Addendum 1, and the Geotechnical Stability Exhibit. Each exhibit within the application must be presented as a separate section. Begin each exhibit on a new page. Pages should be numbered consecutively for ease of reference. If separate documents are used as appendices, please reference these by name in the exhibit.

With each of the two (2) signed application forms, you must submit a corresponding set of the maps and exhibits as described in the following references to Rule 6.4, 6.5, and 1.6.2(1)(b):

EXHIBIT A	Legal Description
EXHIBIT B	Index Map
EXHIBIT C	Pre-Mining and Mining Plan Map(s) of Affected Lands
EXHIBIT D	Mining Plan
EXHIBIT E	Reclamation Plan
EXHIBIT F	Reclamation Plan Map
EXHIBIT G	Water Information
EXHIBIT H	Wildlife Information
EXHIBIT I	Soils Information
EXHIBIT J	Vegetation Information
EXHIBIT K	Climate Information
EXHIBIT L	Reclamation Costs
EXHIBIT M	Other Permits and Licenses
EXHIBIT N	Source of Legal Right-To-Enter
EXHIBIT O	Owners of Record of Affected Land (Surface Area) and Owners of Substance to be Mined
EXHIBIT P	Municipalities Within Two Miles
EXHIBIT Q	Proof of Mailing of Notices to County Commissioners and Conservation District
EXHIBIT R	Proof of Filing with County Clerk or Recorder
EXHIBIT S	Permanent Man-Made Structures
Rule 1.6.2(1)(b)	ADDENDUM 1 - Notice Requirements (sample enclosed)
Rule 6.5	Geotechnical Stability Exhibit (any required sections)

The instructions for preparing Exhibits A-S, Addendum 1, and Geotechnical Stability Exhibit are specified under Rule 6.4 and 6.5 and Rule 1.6.2(1)(b) of the Rules and Regulations. If you have any questions on preparing the Exhibits or content of the information required, or would like to schedule a pre-application meeting you may contact the Office at 303-866-3567.

Responsibilities as a Permittee:

Upon application approval and permit issuance, this application becomes a legally binding document. Therefore, there are a number of important requirements which you, as a permittee, should fully understand. These requirements are listed below. Please read and initial each requirement, in the space provided, to acknowledge that you understand your obligations. If you do not understand these obligations then please contact this Office for a full explanation.

RH *SH*

1. Your obligation to reclaim the site is not limited to the amount of the financial warranty. You assume legal liability for all reasonable expenses which the Board or the Office may incur to reclaim the affected lands associated with your mining operation in the event your permit is revoked and financial warranty is forfeited;

- KH 19/4
2. The Board may suspend or revoke this permit, or assess a civil penalty, upon a finding that the permittee violated the terms or conditions of this permit, the Act, the Mineral Rules and Regulations, or that information contained in the application or your permit misrepresent important material facts;
- KH 19/4
3. If your mining and reclamation operations affect areas beyond the boundaries of an approved permit boundary, substantial civil penalties, to you as permittee can result;
- KH 19/4
4. Any modification to the approved mining and reclamation plan from those described in your approved application requires you to submit a permit modification and obtain approval from the Board or Office;
- KH 19/4
5. It is your responsibility to notify the Office of any changes in your address or phone number;
- KH 19/4
6. Upon permit issuance and prior to beginning on-site mining activity, you must post a sign at the entrance of the mine site, which shall be clearly visible from the access road, with the following information (Rule 3.1.12):
- a. the name of the operator;
 - b. a statement that a reclamation permit for the operation has been issued by the Colorado Mined Land Reclamation Board; and,
 - c. the permit number.
- KH 19/4
7. The boundaries of the permit boundary area must be marked by monuments or other markers that are clearly visible and adequate to delineate such boundaries prior to site disturbance.
- KH 19/4
8. It is a provision of this permit that the operations will be conducted in accordance with the terms and conditions listed in your application, as well as with the provisions of the Act and the Construction Material Rules and Regulations in effect at the time the permit is issued.
- KH 19/4
9. Annually, on the anniversary date of permit issuance, you must submit an annual fee as specified by Statute, and an annual report which includes a map describing the acreage affected and the acreage reclaimed to date (if there are changes from the previous year), any monitoring required by the Reclamation Plan to be submitted annually on the anniversary date of the permit approval. Annual fees are for the previous year a permit is held. For example, a permit with the anniversary date of July 1, 1995, the annual fee is for the period of July 1, 1994 through June 30, 1995. Failure to submit your annual fee and report by the permit anniversary date may result in a civil penalty, revocation of your permit, and forfeiture of your financial warranty. It is your responsibility, as the permittee, to continue to pay your annual fee to the Office until the Board releases you from your total reclamation responsibility.
- KH 19/4
10. For joint venture/partnership operators: the signing representative is authorized to sign this document and a power of attorney (provided by the partner(s)) authorizing the signature of the representative is attached to this application.

NOTE TO COMMENTORS/OBJECTORS:

It is likely there will be additions, changes, and deletions to this document prior to final decision by the Office. Therefore, if you have any comments or concerns you must contact the applicant or the Office prior to the decision date so that you will know what changes may have been made to the application document.

The Office is not allowed to consider comments, unless they are written, and received prior to the end of the public comment period. You should contact the applicant for the final date of the public comment period.

If you have questions about the Mined Land Reclamation Board and Office's review and decision or appeals process, you may contact the Office at (303) 866-3567.

Certification:

As an authorized representative of the applicant, I hereby certify that the operation described has met the minimum requirements of the following terms and conditions:

1. To the best of my knowledge, all significant, valuable and permanent man-made structure(s) in existence at the time this application is filed, and located within 200 feet of the proposed affected area have been identified in this application (Section 34-32.5-115(4)(e), C.R.S.).
2. No mining operation will be located on lands where such operations are prohibited by law (Section 34-32.5-115(4)(f), C.R.S.);
3. As the applicant/operator, I do not have any extraction/exploration operations in the State of Colorado currently in violation of the provisions of the Colorado Land Reclamation Act for the Extraction of Construction Materials (Section 34-32.5-120, C.R.S.) as determined through a Board finding.
4. I understand that statements in the application are being made under penalty of perjury and that false statements made herein are punishable as a Class 1 misdemeanor pursuant to Section 18-8-503, C.R.S.

This form has been approved by the Mined Land Reclamation Board pursuant to section 34-32.5-112, C.R.S., of the Colorado Land Reclamation Act for the Extraction of Construction Materials. Any alteration or modification of this form shall result in voiding any permit issued on the altered or modified form and subject the operator to cease and desist orders and civil penalties for operating without a permit pursuant to section 34-32.5-123, C.R.S.

Signed and dated this 28 day of June, 2024.

David Hunt Kayleen Hunt
Applicant/Operator or Company Name

If Corporation Attest (Seal)

Signed: [Signature] Kayleen Hunt

Signed: _____

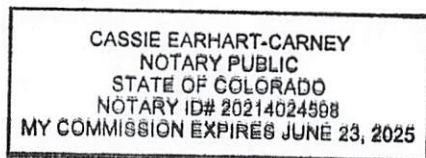
Title: Owner Owner

Corporate Secretary or Equivalent

Town/City/County Clerk

State of Colorado)
) ss.
County of Weld)

The foregoing instrument was acknowledged before me this 28th day of June, 2024,
by Kayleen & David Hunt as owner of property.



[Signature]
Notary Public

My Commission expires: June 23
2025

SIGNATURES MUST BE IN BLUE INK

You must post sufficient Notices at the location of the proposed mine site to clearly identify the site as the location of a

Kyle Regan

From: Mariah Higgins <mhiggins@weld.gov>
Sent: Thursday, July 18, 2024 12:25 PM
To: Kyle Regan
Subject: Automatic reply: DRMS 112 Application Notice to the Board - David Hunt Strear Dirt Farm

Hello,

I will be out of the office from July 10 to July 18, 2024. Please contact Chloe White or Esther Gesick at cwhite@weld.gov or egesick@weld.gov if this matter is urgent.

Thank you,

Mariah Higgins

Deputy Clerk to the Board
Clerk to the Board's Office
Weld County
1150 O Street
Greeley, CO 80631
Tel: (970) 400-4225
Email: mhiggins@weldgov.com

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Kyle Regan

From: Kyle Regan
Sent: Thursday, July 18, 2024 12:25 PM
To: Mariah Higgins; CTB@weld.gov
Subject: DRMS 112 Application Notice to the Board - David Hunt Strear Dirt Farm
Attachments: Notice to the BOCC.pdf

Hi Mariah,

Please see the attached notice to the board of county commissioners for the Strear Dirt Mine west of Gilcrest.

Please confirm receipt.

Thanks,

Kyle

From: Mariah Higgins <mhiggins@weld.gov>
Sent: Tuesday, July 2, 2024 2:12 PM
To: Kyle Regan <Kyler@civilresources.com>
Subject: RE: DRMS 112 Application Notice to the Board - David Hunt Strear Dirt Farm

Hello Kyle,

This item has been received! In the future, please send any correspondence to CTB@weld.gov so we make sure our bases are covered if I am not here.

Thank you,

Mariah Higgins

Deputy Clerk to the Board
Clerk to the Board's Office
Weld County
1150 O Street
Greeley, CO 80631
Tel: (970) 400-4225
Email: mhiggins@weld.gov



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From: Kyle Regan <Kyler@civilresources.com>
Sent: Tuesday, July 2, 2024 1:55 PM
To: Mariah Higgins <mhiggins@weld.gov>
Subject: DRMS 112 Application Notice to the Board - David Hunt Strear Dirt Farm

Caution: This email originated from outside of Weld County Government. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mariah,

Attached is a DRMS 112 Reclamation Permit Application for David Hunt's Strear Dirt Mine located west of Gilcrest for notification of the Board of County Commissioners and to be posted for public review.

Please verify receipt of the application package.

Thank you,

Kyle Regan, P.G.
(m) 408.930.2544 ; (o) 303.833.1416 ext 10
KyleR@civilresources.com
Civil Resources, LLC.
8308 Colorado Blvd. Suite 200
Firestone, CO 80504

NOTICE OF FILING APPLICATION
FOR COLORADO MINED LAND RECLAMATION PERMIT
FOR **REGULAR (112) CONSTRUCTION MATERIALS EXTRACTION OPERATION**

NOTICE TO THE BOARD OF COUNTY COMMISSIONERS

Weld COUNTY

David and Kayleen Hunt (the "Applicant/Operator") has applied for a Regular (112) reclamation permit from the Colorado Mined Land Reclamation Board (the "Board") to conduct the extraction of construction materials operations in Weld County. The attached information is being provided to notify you of the location and nature of the proposed operation. The entire application is on file with the Division of Reclamation, Mining, and Safety (the "Division") and the local county clerk and recorder.

The applicant/operator proposes to reclaim the affected land to Farmland use. Pursuant to Section 34-32.5-116(4)(m), C.R.S., the Board may confer with the local Board of County Commissioners before approving of the post-mining land use. Accordingly, the Board would appreciate your comments on the proposed operation. Please note that, in order to preserve your right to a hearing before the Board on this application, you must submit written comments on the application within twenty (20) days of the date of last publication of notice pursuant to Section 34-32.5-112(10), C.R.S.

If you would like to discuss the proposed post-mining land use, or any other issue regarding this application, please contact the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567.

NOTE TO APPLICANT/OPERATOR: You must attach a copy of the application form to this notice. If this is a notice of a change to a previously filed application you must either attach a copy of the changes, or attach a complete and accurate description of the change.

Kyle Regan

From: Kyle Regan
Sent: Thursday, July 18, 2024 1:02 PM
To: Mariah Higgins; CTB@weld.gov
Subject: RE: DRMS 112 Application Notice to the Board - David Hunt Strear Dirt Farm
Attachments: Completeness Response For Public Review.pdf

Dear Clerk to the Board's Office,

Please see the attached DRMS 112 Reclamation Permit completeness review response letter and materials for the Strear Dirt Mine to be posted for public review. The Strear Dirt Mine is located to the west of Gilcrest in Section 29, Township 4N, Range 66W on the 6th P.M.

Please feel free to contact me if you have any questions.

Thanks,

Kyle Regan
(m) 408.930.2544 ; (o) 303.833.1416 ext 10
KyleR@civilresources.com
Civil Resources, LLC.
8308 Colorado Blvd. Suite 200
Firestone, CO 80504

From: Kyle Regan
Sent: Thursday, July 18, 2024 12:25 PM
To: Mariah Higgins <mhiggins@weld.gov>; CTB@weld.gov
Subject: DRMS 112 Application Notice to the Board - David Hunt Strear Dirt Farm

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Please confirm receipt.

Thanks,

Kyle

From: Mariah Higgins <mhiggins@weld.gov>
Sent: Tuesday, July 2, 2024 2:12 PM
To: Kyle Regan <KyleR@civilresources.com>
Subject: RE: DRMS 112 Application Notice to the Board - David Hunt Strear Dirt Farm

Hello Kyle,

This item has been received! In the future, please send any correspondence to CTB@weld.gov so we make sure our bases are covered if I am not here.

Thank you,

Mariah Higgins

Deputy Clerk to the Board
Clerk to the Board's Office
Weld County
1150 O Street
Greeley, CO 80631
Tel: (970) 400-4225
Email: mhiggins@weld.gov



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From: Kyle Regan <Kyler@civilresources.com>
Sent: Tuesday, July 2, 2024 1:55 PM
To: Mariah Higgins <mhiggins@weld.gov>
Subject: DRMS 112 Application Notice to the Board - David Hunt Strear Dirt Farm

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Hi Mariah,

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Please verify receipt of the application package.

Thank you,

Kyle Regan, P.G.
(m) 408.930.2544 ; (o) 303.833.1416 ext 10
KyleR@civilresources.com
Civil Resources, LLC.
8308 Colorado Blvd. Suite 200
Firestone, CO 80504

