



## COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources

August 2, 2024

Gordan Nelson  
Defiance Stone Company LLC  
367 Avalanche Creek Rd.  
Redstone, CO 81623

**Re Brown Quarry, File No. M-2024-023**  
**Receipt of 110c Construction Materials**  
**Reclamation Permit Application Package**

Dear Gordan Nelson:

On May 20, 2024, the Division of Reclamation, Mining and Safety received your 110c Construction Materials Reclamation Permit Application package for the Brown Quarry, File No. M-2024-023. 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.

In response to the Division's incompleteness letter of June 4, 2024, you submitted a revised application page, changing the name of the applicant to "Books Done Right Inc". This company is registered with the Colorado Secretary of State, with an address matching that given on the form, and is in good standing. However, all of the rest of the application is in the name "Defiance Stone Company LLC". If the applicant is to be changed, the entire application should be revised to reflect that change. This will require resending the notices sent to Eagle County Commissioners and reposting the notice at the site (per Rules 1.6.2(1) (a) and (b); updating all maps to show the new applicant name (per Rule 6.2.1); ensuring the source of the legal right to enter bears the correct name of the applicant (Exhibit G, Rule 6.3.7); and ensuring that any notarized documents bear the correct applicant name (Exhibits I and J, Rules 6.3.9 and 6.3.10). The text of all submitted documents should be revised so that "Defiance Stone Company LLC" does not appear anywhere in the application packet.

**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.

You should note that the Division can only communicate with people identified as permitting contacts in the application. If you would like someone other than yourself to be able to communicate with the Division about this application, please either identify them on the application contacts page, or send a signed affidavit giving them specific authorization. Furthermore, although not a completeness requirement, it will greatly assist the permitting process if you provide an email address for all contacts (I apologize that the form doesn't specifically ask for email addresses anywhere, but please add them with the mailing address or phone number).

Physical Address: 1313 Sherman Street, Room 215, Denver, CO 80203 P 303.866.3567 F 303.832.8106

Mailing Address: DRMS Room 215, 1001 E 62nd Ave, Denver, CO 80216 <https://drms.colorado.gov>

Jared S. Polis, Governor | Dan Gibbs, Executive Director | Michael A. Cunningham, Director



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 have any questions, please contact me by telephone at (720) 220-1180, or by email at [Leigh.Simmons@state.co.us](mailto:Leigh.Simmons@state.co.us).

Sincerely,

A handwritten signature in blue ink, appearing to read "Leigh Simmons", with a stylized flourish at the end.

Leigh D. Simmons  
Environmental Protection Specialist

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Defiance Stone Company LLC  
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