



October 25, 2024

Cole Anderson
Mid-States Materials, LLC
1800 NW Brickyard Road
Topeka, KS 66618

**Re: Premium Pellets LLC, Limon Sand and Gravel Resource Pit, File No. M-2024-053,
Incomplete Submittal of 112 Construction Materials Reclamation Permit Application
Package**

Mr. Anderson,

On October 22, 2024, the Division of Reclamation, Mining and Safety (Division/DRMS/Office) received the 112 Construction Materials Reclamation Permit Application package for the Limon Sand and Gravel Resource Pit site, File No. M-2024-053. Preliminary review of the information received determined the following items must be received before the Division can consider the application as being submitted and technical review can begin:

Application Form

1. On the first page of the application:
 - (a) Item 5.3 requests the operator declare any incidental materials anticipated during the operation. This section is currently blank, however in the mining plan provided the applicant states that fill dirt may be sold as an incidental commodity. Please update the referenced section of the application form to include this information.
2. On the second page of the application:
 - (a) Item #9 requests the range and direction of the site to be included, however the applicant has only included the range information. Please check the box indicating the correct direction information.
 - (b) Item #9 requests the quarter section and quarter quarter section be included, however the applicant has left this information blank. Please resubmit the application form with this information included.



The application will not be considered submitted until the information listed above is received and found sufficient to begin our review. A decision date will be established 90 days from the date of receipt of all of the requested information. Additionally, if you have already published notice you will need to republish notice, after the Division considers the application submitted. This notice must be published once a week for four (4) consecutive weeks, starting within ten (10) days of the date your application is considered submitted. We will notify you when you should initiate republication of your notice. The final date for receiving comments is the twentieth (20th) day after the fourth publication or the next regular business day.

You have sixty (60) days from the date of this letter (**December 26, 2024**) to submit all necessary documents the Office needs 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 the Office, the Office shall deny the application and terminate the application file.

This letter shall not be construed to mean 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 at ben.hammar@state.co.us or (720) 793-2988.

Sincerely,

Benjamin Hammar
Environmental Protection Specialist

Ec: Zachary Trujillo; Division of Reclamation, Mining & Safety, Syndey Connor, Leweck and Associates

