

STATE OF
COLORADO

Gibson - DNR, Amber <amber.gibson@state.co.us>

Incompleteness Notice, Seeley Reservoir Stockpiles, M-2023-043

Tim Naylor <tnaylor@agpros.com>

Tue, Nov 26, 2024 at 10:05 AM

To: "Gibson - DNR, Amber" <amber.gibson@state.co.us>

Cc: Dan Brown <danbrown@fischerbrownlaw.com>, "cc: Scott Cockroft" <scroft@gmail.com>, Steve Kramer <deucekramer@netscape.net>, Hannah Dutrow <hdutrow@agpros.com>

Ms. Gibson

Attached are the updated pages for the Seeley Reservoir Stockpiles (M-2023-043) 112c application as requested in the November 25, 2024, letter regarding the Seeley Reservoir Stockpiles, File No. M-20230043 Receipt of 112c Construction Materials Reclamation Permit Application Package, Incompleteness Notice No. 1.

Please find attached Pages 1-3 with corrections to the Four C Sons, Inc., and updates to the Quarter Section reference. Page 8 is included with updated spelling and resigned and notarized. We believe this addresses items 1-4 of the above noted letter.

Thanks

Tim Naylor

AGPROfessionals

3050 67th Avenue, Suite 200

Greeley, CO 80634

970-535-9318 office

970-535-9854 fax

(303) 870-0013 mobile

www.agpros.com

From: Gibson - DNR, Amber <amber.gibson@state.co.us>
Sent: Monday, November 25, 2024 2:49 PM
To: Tim Naylor <tnaylor@agpros.com>
Cc: Dan Brown <danbrown@fischerbrownlaw.com>; cc: Scott Cockroft <srcockroft@gmail.com>; Steve Kramer <deucekramer@netscape.net>
Subject: Incompleteness Notice, Seeley Reservoir Stockpiles, M-2023-043

Good afternoon,

Attached for your records is a copy of the Division's Incompleteness Notice for the Seeley Reservoir Stockpiles (M-2023-043) 112c application. A hard copy will not be sent unless otherwise requested. Please provide the responses to the incompleteness items by **January 24, 2025**.

Let me know if you have any questions.

Thank you,

Amber M. Gibson

Environmental Protection Specialist I

[Quoted text hidden]



Mining Permit Application_updated pages 1,2,3,8_20241126.pdf
246K

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 # M2023 Q43 - (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):** Four C Sons, Inc.
 - 1.1 Type of organization (corporation, partnership, etc.): Corporation
2. **Operation name (pit, mine or site name):** Seeley Reservoir Stockpiles
3. **Permitted acreage (new or existing site):** 97.4 permitted acres
 - 3.1 Change in acreage (+) - acres
 - 3.2 Total acreage in Permit area 97.4 acres
4. **Fees:**

4.1 New Application	<u>\$2,696.00</u>	application fee
4.2 New Quarry Application	<u>\$3,342.00</u>	quarry application
4.4 Amendment Fee	<u>\$2,229.00</u>	amendment fee
4.5 Conversion to 112 operation (set by statute)	<u>\$2,696.00</u>	conversion fee
5. **Primary commodity(ies) to be mined:** Erosion Sediment 750,000 yards
 - 5.1 Incidental commodity(ies) to be mined:
 1. NA - 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 commodity(ies) to be mined: Disposal, Soil Reclamation
 - 5.3 Anticipated end use of incidental commodity(ies) to be mined: N/A

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

7. **Name of owner of surface of affected land:** Refer to Exhibit "O"

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 23

TOWNSHIP (write number and check direction): T 6 ☒ 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): Less than 1 mile north of Greeley. Approximate elevation 4,900'.

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 _____ min _____ sec _____ (2 decimal places)

Longitude (W): deg _____ min _____ sec _____ (2 decimal places)

OR

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

Latitude (N) 40 .46666 (5 decimal places)

Longitude (W) -104 .74201 (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: **Scott Cockroft** Title: **Owner**
Company Name: **Four C Sons, Inc.**
Street/P.O. Box: **27906 WCR 388** P.O. Box: _____
City: **Kersey**
State: **CO** Zip Code: **80644**
Telephone Number: **(970) - 371-6616**
Fax Number: **() -**

PERMITTING CONTACT (if different from applicant/operator above)

Contact's Name: **Tim Naylor** Title: **Consultant**
Company Name: **AGPROfessionals**
Street/P.O. Box: **3050 67th Avenue** P.O. Box: _____
City: **Greeley**
State: **CO** Zip Code: **80634**
Telephone Number: **(970) - 535-9318 tnaylor@agpros.com**
Fax Number: **() -**

INSPECTION CONTACT

Contact's Name: **Scott Cockroft** Title: **Owner**
Company Name: **Four C Sons, Inc.**
Street/P.O. Box: **27906 WCR 388** P.O. Box: _____
City: **Kersey**
State: **CO** Zip Code: **80644**
Telephone Number: **(970) - 371-6616**
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: **() -**

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 26th day of November, 2024.

Four C Sons, Inc.
Applicant/Operator or Company Name

If Corporation Attest (Seal)

Signed: [Signature]

Signed: _____

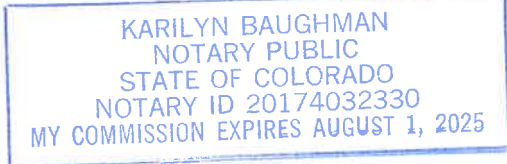
Corporate Secretary or Equivalent

Title: Vice Pres.

Town/City/County Clerk

State of Colorado)
) ss.
County of Weld)

The foregoing instrument was acknowledged before me this 26th day of November, 2024, by Scott Cockcroft as Vice President of Four C Sons, Inc.



[Signature]
Notary Public

My Commission expires: 8-1-2025

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