



December 20, 2024

Dustin Hribar
Huerfano County
1038 Russell Ave
Walsenburg, CO 81089

**Re: Peak View Pit, File No. M-2014-028, Receipt of Amendment no. 1 (AM1)
Application Package, Incompleteness Notice No. 2**

Dear Dustin Hribar:

On December 13, 2024, the Division of Reclamation, Mining and Safety received your responses to the Division's Incompleteness Notice No. 1 sent in response to receiving the initial Amendment no. 1 (AM1) application package materials for the Peak View Pit, File No. M-2014-028. Preliminary review of the information received determined that the following additional information must be received/corrected before the Division can consider your application as being submitted and technical review can begin:

Application Form

1. On page six of the application:

- Item #10 requires a signature for joint venture/partnership operators. On the originally submitted version of this page, the Applicant had put "N/A" as their entry. On the re-submitted page, the Applicant initialed this item.

* Please clarify to the Division which option is correct. If the original page is correct, the Division will disregard the resubmitted page. If it's the latter, the re-submitted page will replace the original.

2. On the certification page (page eight of the Application):

- The signature line for the County Clerk has been left blank.

* Please either write "No Seal" or obtain the County Clerk's signature, re-notarize, and resubmit the page.



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 5th day of December, 2024.

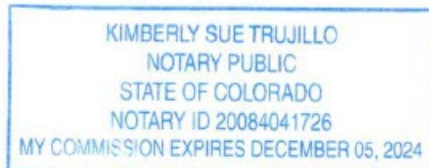
Dustin Hribar/Huerfano County
Applicant/Operator or Company Name

Signed: [Signature]

Title: Huerfano County Road Superintendent

State of Colorado)
County of Huerfano) ss.

The foregoing instrument was acknowledged before me this 5th day of December, 2024, by Dustin Hribar as Road Superintendent of Huerfano County.



If Corporation Attest (Seal)

Signed: _____
Corporate Secretary or Equivalent
Town/City/County Clerk

[Signature]
Notary Public

My Commission expires: 12-5-2024

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

Exhibits

3. Exhibit A – Legal Description

Exhibit B – Index Map

Exhibit C – Pre-Mining Map and Mining Plan Map (and Soils and Vegetation Maps)

Exhibit F – Reclamation Plan Map:

- In response to the Division's Incompleteness Notice No. 1, the Applicant revised page one of the application to indicate that the current permit area will be amended to include 20 additional acres. The new permit area is proposed to encompass a total of 60 acres.

* Please update Exhibits A, B, C, and F (and any additionally affected exhibit narratives) to reflect the proposed configuration of the amended permit boundary and resubmit the exhibits.

* Please ensure that all submitted maps meet the required criteria of Rule 6.2.1(2) (see below).

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112

6.2 GENERAL REQUIREMENTS OF EXHIBITS

6.2.1 General Requirements

(1) This Rule provides for the guidelines for, and information requirements of, each Exhibit required to be submitted with the permit application, as specified according to Rule 6.1.

(2) Maps and Exhibits

Maps, except the index map, must conform to the following criteria:

- (a) show name of Applicant;
- (b) must be prepared and signed by a registered land surveyor, professional engineer, or other qualified person;
- (c) give date prepared;
- (d) identify and outline the area which corresponds with the application;
- (e) with the exception of the map of the affected lands required in Section 34-32.5-112(2)(d), C.R.S. 1984, as amended, shall be prepared at a scale that is appropriate to clearly show all elements that are required to be delineated by the Act and these Rules. The acceptable range of map scales shall not be larger than 1 inch = 50 feet nor smaller than 1 inch = 660 feet. Also, that a map scale, appropriate legend, map title, date and a north arrow shall be included.

Addendum 1

4. Rule 1.6.2(1)(b) states the following:

- A signed affidavit stating that a notice sign is posted pursuant to the requirements of Rule 1.6.2(1)(b). However, the Applicant's address and phone number are not provided on the notice attached to the application.

* Please provide the Division proof indicating that address and phone number have been added to the posted notices (signs).

NOTICE

This site is the location of a proposed construction materials operation. (Name of the Applicant/Operator) Huerfano County, whose address and phone number is (Address and Phone Number of the Applicant/Operator) Huerfano County has applied for a Reclamation Permit with the Colorado Mined Land Reclamation Board. Anyone wishing to comment on the application may view the application at the (County Name) Huerfano County Clerk and Recorder's Office, (Clerk and Recorder's Office Address) 401 Main St., Walsenburg, CO 81089, and should send comments prior to the end of the public comment period to the Division of Reclamation, Mining, and Safety, 1313 Sherman St, Room 215, Denver, Colorado 80203.

Certification:

I, Dustin Hidar, hereby certify that I posted a sign containing the above notice for the proposed permit area known as the (Name of Operation) PeakView Pit, on (Date Posted) 12-5-24.


SIGNATURE

12-5-24
DATE

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 (until **February 18, 2025**) 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.

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 720-836-0967, or by email at amber.gibson@state.co.us.

Sincerely,

A handwritten signature in blue ink, appearing to read "Amber M. Gibson". The signature is fluid and cursive, with the first name "Amber" and last name "Gibson" clearly distinguishable.

Amber M. Gibson
Environmental Protection Specialist I

Ec: Dean Cooper, KLJ Engineering, PLLC
Jared Ebert, DRMS