



**COLORADO**  
Division of Reclamation,  
Mining and Safety  
Department of Natural Resources

April 7, 2025

Brent Rovedo  
18049 East Bellewood Dr.  
Aurora, CO 80015  
[Brent.Rovedo@outlook.com](mailto:Brent.Rovedo@outlook.com)

**Re: Adequacy Review, 110(1) Reclamation Permit Application  
Three Toes Mine, File No. M-2025-008**

Dear Brent Rovedo:

The Division of Reclamation, Mining, and Safety (Division) has reviewed the content of your 110(1) Permit application for the Three Toes Mine, File No. M-2025-008, and submits the following comments. **The Division is required to make an approval or denial decision no later than April 11, 2025; therefore, a response to the following adequacy review concerns should be submitted to the Division as soon as possible.** Please respond to this Adequacy Review with a cover letter titled “Adequacy Review Response; M-2025-008” and by summarizing each response to the numbered items below and then attaching any additional/updated documents as necessary.

**GENERAL APPLICATION PROCEDURES**

1. As required by Rule 1.6.2, please submit proof of publication in a newspaper of general circulation in the locality of the proposed mining operation.
2. As required by Rule 1.6.2, please submit proof of the notice to all owners of record of surface and mineral rights of the affected land and the owners of record of all land surface within 200 feet of the boundary of the affected land; this includes all easement holders located on the affected land and within 200 feet of the boundary of the affected land. Proof of notice may be return receipts of a Certified Mailing or by proof of personal service.
3. The Division received comments from Colorado Parks and Wildlife, US Army Corps of Engineers, and the US Forest Service regarding the application. The letters are attached for your review. Please acknowledge and address any comments noted in the letters and make changes to the application as necessary.

**EXHIBIT D - Reclamation Plan (Rule 6.3.4):**

4. Within Exhibit D, you have checked the Seed Mix D, Zone 4 Montane but also provided a Seed Mix from the US Forest Service. Please verify and confirm which seed mix you intend to use for the reclamation of your operation.
5. The Division will calculate a cost estimate based on the responses to this adequacy letter. The Division will provide this estimate to the US Forest Service for concurrence and then you will be provided copy of that reclamation cost estimate for review before the decision date.  
*No response needed.*



**EXHIBIT E - Maps (Rule 6.3.5):**

6. Within Exhibit E, you have provided the coordinates for the permit boundary corners of Mining Area #1 and Mining Area #2. It appears these coordinates show similar but not be the exact shape nor location as depicted on the Exhibit E Maps. Additionally, you have stated Mining Area #1 is 2.47 acres and Mining Area #2 is 2.32 acre. With these coordinates, the Division has determined these areas are 1.44 acres and 1.64 acres, respectively. Please confirm the shape, size, and location of the permit boundary areas and revise the application accordingly.
7. Within Exhibit E your clearly document 4 existing disturbances within the proposed permit boundary. You state that you do not plan on disturbing these areas nor will any reclamation take place in these areas unless mineral prospecting/extraction occurs within them. Please confirm this is your intention, which gives you the operational flexibility to either leave these areas “as-is” or re-mine them. As the Division needs to hold a reclamation bond for the “worst case” cost estimate scenario and you may re-disturb these areas, the Division will include the reclamation of these features within the estimate. However, please note, as these areas are documented and you choose not to re-disturb them in the future, you can receive the associated reclamation bond back on these at the end of the operation without being required to reclaim them.

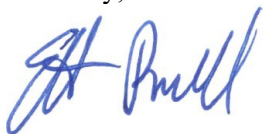
**EXHIBIT I - Proof of Filing with County Clerk (Rule 6.3.9)**

8. Any changes or additions to the application on file with the Division, must also be reflected in the public review copy. Please submit proof that the public review copy has been updated with a copy of the response to this adequacy letter.

This concludes the Division’s adequacy review of this application. This letter shall not be interpreted to mean that there are no other technical deficiencies in your application; other issues may arise as additional information is supplied. Please be advised your permit application may be deemed inadequate, and the application may be denied on decision date deadline, unless the above-mentioned adequacy review items are addressed to the satisfaction of the Division. **If more time is needed to complete the reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of the Applicant’s right to a decision by April 11, 2025, and the request for additional time. This must be received no later than the deadline date.**

If you have any questions or need further information, please contact me at (303) 903-4456 or [Elliott.Russell@state.co.us](mailto:Elliott.Russell@state.co.us).

Sincerely,



Elliott R. Russell  
Environmental Protection Specialist

Enclosure:      Comment Letter – Colorado Parks and Wildlife M2025008  
                      Comment Letter – US Army Corps of Engineers M2025008  
                      Comment Letter – US Forest Service M2025008

cc:                Zach Trujillo, DRMS