

June 11, 2025

Brandon Wallace
Montrose County
63160 La Salle Rd.
Montrose, CO 81401



1313 Sherman Street, Room 215
Denver, CO 80203

***RE: Donley Rock Quarry, Permit No. M-2011-005 , Succession of Operator (SO-01)
Application Adequacy Review***

Mr. Wallace:

The Division of Reclamation, Mining and Safety (Division) is in the process of reviewing the above referenced application in order to ensure that it adequately satisfies the requirements of the Colorado Land Reclamation Act for the Extraction of Construction Materials (Act) and the associated Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials (Rules). During review of the material submitted, the Division determined that the following issue(s) of concern shall be adequately addressed before the application can be considered for approval.

1. Partial fee received. Please note that there are different fees for Hardrock (\$115) and Construction Materials (\$144) operations. You have submitted a fee in the amount \$115. Because this is a Construction Materials operation, please submit the remaining fee in the amount of \$29.00.
2. Please provide a description of the basis for Rock Bottom LLC's legal right of entry to the site and to conduct mining and reclamation. See Construction Materials Rule 6.4.14. To comply with this requirement, the Prospective Successor must demonstrate that he/she/it has obtained a legal right of entry from any and all surface and mineral rights owners in the affected lands, independent of the current Permittee. See Construction Materials Rules 6.4.14, and 1.6.2(1)(e)(i). This may be a copy of an access lease, deed, abstract of title, current tax receipt, or a signed and notarized statement by the property owners stating that the Prospective Successor has a legal right to enter.

Please submit your response(s) to the above listed issue(s) by Friday, June 27, 2025 in order to allow the Division sufficient time for review.

The Division will continue to review your application and will contact you if additional information is needed.

If you require additional information, or have questions or concerns, please contact me.



Sincerely,



Dustin Czapla

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Division of Reclamation, Mining and Safety
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Cc:

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