



## COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources  
1313 Sherman Street, Room 215  
Denver, Colorado 80203

DATE: April 22, 2014

TO: File, Fryrear Gravel Pit, Permit No. M-1998-071

RE: Response to Comment

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On April 3, 2014, the Division received a comment from Larry Myers regarding Amendment 1 (AM01) of the Fryrear Gravel Pit permit. The comment addressed the issue that the gravel pit interrupts the natural flow of an intermittent stream in which the pit is located in.

On April 4, 2014, the Division met with a water commissioner based out of the Denver Office. Intermittent stream water rights were discussed and the potential for a prior water storage right being obtained was unlikely.

During a telephone call on April 7, 2014, the Division followed up with Mr. Myers and discussed the details regarding intermittent stream storage water rights. He stated that he did not have these water rights in place and retracted his comment. He was provided the name of the local water commissioner in his area so he could request a site visit from DWR, but Mr. Myers declined his contact information.

