



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

October 1, 2014

Mr. Raymond F. Dellacroce
Raymond F. & Robert W. Dellacroce
2210 West Baptist Road
Colorado Springs, CO 80921

**RE: Dellacroce Pit, File No. M-1993-050; Acreage Release (AR-01)
Preliminary Adequacy Review**

Dear Mr. Dellacroce:

The Division of Reclamation, Mining and Safety (Division) received your request for an acreage release on September 24, 2014. The following deficiencies must be addressed prior to the Division considering the request adequate:

1. Map Deficiencies/Discrepancies – The two maps submitted with the request have distinctly different shapes for the area to be released. The map delineated by survey points shows a much more irregular boundary on the right side (assumed to be the east side) than the east boundary of the green highlighted area shown on Figure 2, Mining Plan. As such it is unclear how much of portions of Phases II, IV & VI are included in the request. If the survey point map is to be used as a reference for release, it must have a locatable reference point, scale, north arrow. If Figure 2 is to be used, the boundary for the requested release area should match the survey point map. Please submit a new map or maps to better delineate the area proposed for release.
2. Haul Road – when the Division compared the shape of the “survey point” map with Google earth images of the area the Division knows to have been seeded, it appears the haul road runs through the middle of the area requested to be released. The Division estimates the unreclaimed road area to be $1.5\pm$ acres. The approved reclamation plan from Amendment 1 indicates the only road to remain after reclamation is the part of the access road between Baptist and Hay Creek Roads. The release request map(s) need to be revised to remove the haul road from the requested release area.
3. Erosion Gullies – During the Division’s January 28, 2014 inspection, erosion gullies were observed near the haul road. If these gullies have not been repaired or armored to prevent future erosion, then these areas need to be excluded from the requested release area.

Please be aware the Division cannot approve portions of an acreage release. Any approval would be all or nothing. As such the maps for the requested release area need to be specific as to what is



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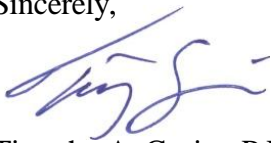
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and is not being requested for release.

The Division is required to inspect the area to be released by November 23, 2014. In order to provide the Division with sufficient time to review the revised map(s) and avoid weather delays, please provide a response by October 24, 2014.

If you have any questions, please contact me (303-866-3567 ext. 8169).

Sincerely,

A handwritten signature in blue ink, appearing to read 'Tim Cazier', with a stylized flourish at the end.

Timothy A. Cazier, P.E.
Environmental Protection Specialist

Enclosures

ec: Tom Kaldenbach, DRMS
Mike Ausburn, Pioneer Sand Co., Inc.
DRMS file