

April 14, 2015

Dustin Czapla  
Division of Reclamation, Mining and Safety  
Grand Junction Field Office  
101 South Third Street, Room 301  
Grand Junction, CO 81501

**RECEIVED**

APR 17 2015  
GRAND JUNCTION FIELD OFFICE  
DIVISION OF  
RECLAMATION MINING & SAFETY

RE: Delta County, Whiting Pit Amendment Application, File No. M-2007-025.

Dear Mr. Czapla:

This letter is the response to the letter from the U.S. Army Corps of Engineers dated February 27, 2015 regarding this application. I contacted Tyler Adams at the COE office in Grand Junction. When I described the site to him, he stated that if no wetlands are involved, they are satisfied and require no further action or information from the applicant. In regard to the letter from the Division of Water Resources dated April 8, 2015, Delta County will not expose ground water on this site. This pit will not create a pond. The County trucks in needed water from legal sources used at other County Pits.

I have also included proof of publication and notice to property owners.

Please let me know if there is any additional information needed for this application.  
Thank you for your assistance in this matter.

Sincerely,



Michael Ripp  
Consultant

DELTA COUNTY  
**INDEPENDENT**

401 Meeker St.  
P.O. Box 809  
Delta, CO 81416

**AFFIDAVIT OF PUBLICATION**

STATE OF COLORADO }  
COUNTY OF DELTA } ss.

I, Randal Sunderland, do solemnly swear that I am publisher of the *Delta County Independent*; that the same is a weekly newspaper printed, in whole or in part, and published in the County of Delta, State of Colorado, continuously and uninterruptedly in said County of Delta for a period of more than fifty-two consecutive weeks prior to the first publication of the annexed legal notice or advertisement; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, and all amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado; that the annexed legal notice or advertisement was published in the regular and entire issue five consecutive insertions; that the first publication of said notice was in the issue of said newspaper dated February 25th, A.D., 2015, and that the last publication of said notice was in the issue of said newspaper dated March 25th, A.D., 2015.

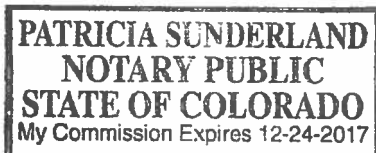
In witness whereof I have hereunto set my hand this 25th day of March, A.D., 2015.

Randal Sunderland  
General manager of said *Delta County Independent*

Subscribed and sworn before me, a Notary Public in and for the County of Delta, State of Colorado, this 25th day of March, A.D., 2015.

Patricia Sunderland  
Notary Public

My commission expires 12/24/2017  
900 Cypress Wood Lane  
Delta, CO 81416



**PUBLIC NOTICE**

Delta County, 501 Palmer Street, Delta, CO 81416, (970) 874-2035 has filed an application for an Amendment to a Reclamation Permit with the Colorado Mined Land Reclamation Board under provisions of the Colorado Land Reclamation Act for the Extraction of Construction Materials. The proposed mine is known as the Whiting Pit and is located at or near SE1/4SE1/4, Section 15, Township 15 South, Range 95 West, 6th Prime Meridian, Delta County, Colorado.

The proposed date of commencement is July 15, 2007, and the proposed date of completion is October 30, 2027. The proposed future use of the land is Rangeland.

Additional information and the tentative decision date may be obtained from the Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, Colorado, 80203, (303) 886-3567, or at the Delta County Clerk and Recorder's office; 501 Palmer Street, Delta, Colorado, 81416, or the above named applicant. A complete copy of the application is available at the above named County Clerk and Recorder's office and at the Division's office.

Comments Concerning the application and exhibits must be in writing and must be received by the Division of Reclamation, Mining and Safety by 4:00 p.m. on April 14, 2015.

Please note that under the provisions of C.R.S. 34-32.5-101, et. seq., comments related to noise, truck traffic, hours of operation, visual impacts, effects on property values and other social or economic concerns are issues not subject to this Office's jurisdiction. These subjects are typically addressed by your local government, rather than the Division of Reclamation, Mining and Safety or the Mined Land Reclamation Board.

Published in the Delta County Independent March 4, 11, 18 and 25, 2015.

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Clayton C. Stroud  
Street, Apt. No.:  
or PO Box No.: 20250 H. Rd.  
City, State, ZIP+4: DELTA, CO 81416

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or PO Box No.: 825 MAIN ST.  
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Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$6.49

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DELTA, CO 81416  
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USPS

Sent To  
Moffat Family Trust  
Street, Apt. No.:  
or PO Box No.: 19300 G. Rd.  
City, State, ZIP+4: DELTA, CO 81416

7014 0150 0001 7540 5897

7014 0150 0001 7540 5880

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
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1. Article Addressed to:

Roger Christian  
403 Dodge St.  
Delta, CO 81416

2. Article Number

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7014 0150 0001 7540 5859

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## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X Roger Christian

☐ Agent☒ Addressee

B. Received by (Printed Name)

Roger Christian

C. Date of Delivery

3-6-15

D. Is delivery address different from item 1? ☒ YesIf YES, enter delivery address below: ☒ No

PO Box 2026  
Hotchkiss CO 81419

3. Service Type

- ☒ Certified Mail® ☐ Priority Mail Express™  
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1. Article Addressed to:

Donte Dietrich  
20269 G. Rd.  
Delta, CO 81416

2. Article Number

(Transfer from service label)

7013 2250 0001 4948 3948

PS Form 3811, July 2013

Domestic Return Receipt

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X Donte Dietrich

☐ Agent☐ Addressee

B. Received by (Printed Name)

Donte Dietrich

C. Date of Delivery

3-6-15

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail® ☐ Priority Mail Express™  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

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- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Thomas A. Tulin  
P.O. Box 1614  
Point Verde Beach, FL 32004-1614

2. Article Number

(Transfer from service label)

7013 2250 0001 4948 3962

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X Thomas A. Tulin

☐ Agent☐ Addressee

B. Received by (Printed Name)

Thomas A. Tulin

C. Date of Delivery

3-6-15

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes



## SENDER: COMPLETE THIS SECTION

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Delta County Road & Bridge Dept.  
501 Palmer St.  
Delta, CO 81416

## 2. Article Number

(Transfer from service label)

7013 2250 0001 4948 4013

PS Form 3811, July 2013

Domestic Return Receipt

## COMPLETE THIS SECTION ON DELIVERY

## A. Signature

X *Sue Schetz*☐ Agent☐ Addressee

## B. Received by (Printed Name)

SUE SAE SCHETZ

## C. Date of Delivery

3/5/15

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

## 3. Service Type

☒ Certified Mail®☐ Priority Mail Express™☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ Collect on Delivery

## 4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

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- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Tri County Water  
P.O. Box 347  
Montrose, CO 81402

## 2. Article Number

(Transfer from service label)

7013 2250 0001 4948 3993

PS Form 3811, July 2013

Domestic Return Receipt

## COMPLETE THIS SECTION ON DELIVERY

## A. Signature

X *Frankie*☐ Agent☐ Addressee

## B. Received by (Printed Name)

FRANKIE

## C. Date of Delivery

3/5/15

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

## 3. Service Type

☒ Certified Mail®☐ Priority Mail Express™☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ Collect on Delivery

## 4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
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## 1. Article Addressed to:

Mikal Stroud  
6157 2050 Rd  
Delta, CO 81416

## 2. Article Number

(Transfer from service label)

7014 0150 0001 7540 5903

PS Form 3811, July 2013

Domestic Return Receipt

## COMPLETE THIS SECTION ON DELIVERY

## A. Signature

X *Mikal Stroud*☐ Agent☐ Addressee

## B. Received by (Printed Name)

MIKAL STROUD

## C. Date of Delivery

3/5/15

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

## 3. Service Type

☒ Certified Mail®☐ Priority Mail Express™☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ Collect on Delivery

## 4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

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1. Article Addressed to:

UVWUA  
601 N. Park Ave.  
Montrose, CO 81401

2. Article Number

(Transfer from service label)

7013 2250 0001 4948 3986

PS Form 3811, July 2013

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## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☒ Agent☐ Addressee

B. Received by (Printed Name)

Donald R. Kennedy

C. Date of Delivery

3-6-15

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☒ No

3. Service Type

☒ Certified Mail® ☐ Priority Mail Express™☐ Registered ☐ Return Receipt for Merchandise☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

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- Print your name and address on the reverse so that we can return the card to you.
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1. Article Addressed to:

DMEA  
Supervisor  
11925 6300 Rd  
Montrose, CO 81401

2. Article Number

(Transfer from service label)

7013 2250 0001 4948 4020

PS Form 3811, July 2013

Domestic Return Receipt

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

L. L. L. L.

C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail® ☐ Priority Mail Express™☐ Registered ☐ Return Receipt for Merchandise☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Century Link  
Row Manager  
2524 Blichmann Ave.  
Grand Junction, CO 81505

2. Article Number

(Transfer from service label)

7013 2250 0001 4948 4006

PS Form 3811, July 2013

Domestic Return Receipt

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

L. L. L. L.

C. Date of Delivery

3-6-15

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☒ No

3. Service Type

☒ Certified Mail® ☐ Priority Mail Express™☐ Registered ☐ Return Receipt for Merchandise☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Melvin J. Brandstadt  
19239 G. Rd.  
De HtA, CO 81416

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Melvin J. Brandstadt*☐ Agent☐ Addressee

B. Received by (Printed Name)

*Melvin J. Brandstadt*

C. Date of Delivery

*3/5/15*D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail® ☐ Priority Mail Express™☐ Registered ☐ Return Receipt for Merchandise☐ Insured Mail ☐ Collect on Delivery4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

(Transfer from service label)

7014 0150 0001 7540 5866

PS Form 3811, July 2013

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1. Article Addressed to:

Randall Charles north  
19207 G. Rd  
De HtA, CO 81416

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Randall Charles north*☐ Agent☐ Addressee

B. Received by (Printed Name)

*Randall Charles north*

C. Date of Delivery

*3/5/15*D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail® ☐ Priority Mail Express™☐ Registered ☐ Return Receipt for Merchandise☐ Insured Mail ☐ Collect on Delivery4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

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7014 0150 0001 7540 5910

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Charles A. Montoya  
20128 G. Rd  
De HtA, CO 81416

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Erma Montoya*☐ Agent☐ Addressee

B. Received by (Printed Name)

*Erma Montoya*

C. Date of Delivery

*3/5/15*D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail☐ Registered ☐ Return Receipt for Merchandise☐ Insured Mail ☐ C.O.D.4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number

(Transfer from service label)

7013 2250 0001 4948 3955

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540