

January 5, 2016

Jason Burkey  
Oldcastle SW Group, Inc.  
P.O. Box 3609  
Grand Junction, Co 81502



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

1313 Sherman Street, Room 215  
Denver, CO 80203

***RE: Norwood United Pit, Permit No. M-1988-037, Forward of Complaint Letter and Request for Response***

Dear Mr. Burkey:

The Division of Reclamation Mining and Safety (Division) received a complaint letter from an adjacent landowner for the above referenced pit in July of 2015. (Copy enclosed) After extensive permit review the Division is issuing a response to her. (Copy enclosed) Out of the 25 issues raised the Division has addressed to the best of its ability all but 1.

Question 6 refers to events that happened sometime in the 1990's. The Division's response regarding the fence is self-explanatory. However, Division and permit records are unclear as to the irrigation diversion box issue raised by Ms. Gaston. The irrigation pond the Division and United have looked at over the years appears to be clearly on a parcel identified within the permit boundaries and is not an issue. A map supplied by Ms. Gaston shows the pond clearly on the United parcel regardless of using the current property line vs. legal description lines. Please note all permit boundaries indicated as the legal description match Division and permit documentation is not an issue as well. Please clarify for the Division if the diversion box was installed by the permit operator or ditch company for water use at the pit at its exact location. Your response by February 2, 2016 will be appreciated.

If you need additional information please contact me at the Division of Reclamation, Mining and Safety, Grand Junction Field Office by telephone at 970.241.1117, or by e-mail at [russ.means@state.co.us](mailto:russ.means@state.co.us).

Sincerely,

G. Russell Means  
Senior Environmental Protection Specialist  
Western Slope Field Office Supervisor

