



**COLORADO**

**Division of Reclamation,  
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

May 2, 2016

Mr. Wilbur F. Benham  
Wilbur F Benham  
16417 KQNK Rd.  
Box 66  
Norton, KS 67654

**Re: Toltec No 2, Permit No. M-1984-039, Technical Revision Approval, Revision No. TR-2**

Dear Mr. Benham:

On May 2, 2016 the Division of Reclamation, Mining and Safety approved the Technical Revision application submitted to the Division on April 12, 2016, addressing the following:

*Revise the mining plan to include a jaw crusher on site, and revise the reclamation plan to reduce the amount of area to be seeded. This Technical Revision has resulted in a revised financial warranty in the amount of \$4,116.00 required.*

The terms of the Technical Revision No. 2 approved by the Division are hereby incorporated into Permit No. M-1984-039. All other conditions and requirements of Permit No. M-1984-039 remain in full force and effect.

The Technical Revision has resulted in the recalculation of the Financial Warranty to ensure it adequately reflects the actual current costs of fulfilling the requirements of the approved reclamation plan. Staff calculations estimate the cost to reclaim the above referenced site to be **\$4,116.00**. This is an increase of **\$1,116.00** over the **\$3,000.00** currently held by the Division. The updated reclamation cost estimate is enclosed with this letter.

**Therefore, pursuant to section 34-32-117(4) of the Colorado Land Reclamation Act, adequate financial warranty must be submitted to the Division within 60 days of the mailing of this letter. The additional amount needs to be accepted by the Division prior to Friday July 1, 2016.**

Please note that the Board Order issued on March 3, 2016 will not be considered abated until the Financial Warranty is received and accepted by the Division.



Please make arrangements with Barbra Coria at the Division of Reclamation, Mining and Safety's Denver Office, phone no. 303.866.3567 ext. 8148 for the submittal of the financial warranty. Any questions regarding completion, execution and / or submittal of the financial warranty forms should also be directed to Barbra Coria. If you require additional information, or have questions or concerns, please contact me at the DRMS Grand Junction Field Office.

Sincerely,



**Lucas J. West**

Environmental Protection Specialist  
Division of Reclamation, Mining and Safety  
1313 Sherman Street, Room 215  
Denver, CO 80203  
**Phone:** (970)-243-6368

Enclosure: Reclamation Cost Estimate Worksheets

CC: Russ Means, Senior Environmental Protection Specialist, GJFO Supervisor  
Barbra Coria, DRMS Bonding Specialist