

December 7, 2016



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

Jay Wagner
Wagner Construction, Inc.
1850 E. 1st Street
Craig, CO 81626

**Re: Notice of Withdrawal of Reason to Believe a Violation Exists and Notice of
Board Hearing, Wagner Rock Pit Mine, File No. M-1999-018**

Mr. Wagner,

On December 7, 2016 the Division of Reclamation, Mining and Safety (Division) accepted your Corporate Surety Increase Rider. The financial warranty is in good standing and the possible violation is considered abated and the above listed permit is now in compliance with C.R.S. 34-32.5-117 (4) (c) (ii).

Therefore, this notice is to inform you that this matter has been withdrawn from the scheduled December 15, 2016 meeting of the Mined Land Reclamation Board, and you are no longer required to attend this meeting. The Division would like to thank you for your cooperation in the resolution of this matter. If you have any questions or require any further information please feel free to contact me at (970)-254-8511 or by email at amy.yeldell@state.co.us

Sincerely,

Amy Yeldell

Environmental Protection Specialist
Department of Natural Resources
Division of Reclamation, Mining and Safety

Ec: Russ Means, Senior EPS, Grand Junction DRMS





COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

December 7, 2016

Memorandum

To: Mined Land Reclamation Board
From: DRMS Staff

RE: Possible violation for failure to post additional financial warranty within (60) sixty days of notice. Wagner Rock Pit, Permit Number: M-1999-018.

Dear Board Members,

On December 7, 2016 the Division received and accepted a Surety Increase Rider from Wagner Construction, Inc. The correct surety amount is held and the financial warranty is in good standing. Staff request the withdrawal of the Reason to Believe letter as this matter is now considered resolved.

Cc: Wagner Construction, Inc.

