



STATE OF
COLORADO

Ebert - DNR, Jared <jared.ebert@state.co.us>

Builder's Aggregate Pit, M-1981-112

1 message

Brucker - DNR, Sarah <sarah.brucker@state.co.us>

Tue, May 23, 2017 at 10:23 AM

To: Jared Ebert - DNR <jared.ebert@state.co.us>

Cc: Evan Snyder <evan.snyder@state.co.us>, Brent Schantz <brent.schantz@state.co.us>

Attached are comments regarding the request for partial acreage release for the Builder's Aggregate Pit, M-1981-112.
Please feel free to contact me with any questions you may have,

Sarah Brucker, P.E.
Water Resources Engineer



COLORADO
Division of Water Resources
Department of Natural Resources

P 303.866.3581 x 8249

1313 Sherman Street, Suite 821, Denver, CO 80203

sarah.brucker@state.co.us | www.water.state.co.us



M_1981_112 Builders Agg Pit.pdf


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COLORADO
Division of Water Resources
Department of Natural Resources

1313 Sherman Street, Room 821
Denver, CO 80203

Response to Reclamation Permit Partial Acreage Release Request Consideration

DATE: May 23, 2017
TO: Jared L. Ebert, Environmental Protection Specialist (Jared.Ebert@state.co.us)
CC: Division 1 Office, District 1 Water Commissioner
FROM: Sarah Brucker, P.E. 
RE: Builder's Aggregate Pit, File No. M-1981-112 - AR01
Applicant/Operator: Builder's Aggregate, Inc., 970-867-6334
S ½ NW¼ Section 31, Twp 4 North, Rng 57 West, 6th P.M., Morgan County

COMMENTS: The applicant has requested a partial acreage release for 37 acres of the Builder's Aggregate Pit. The Builder's Aggregate Pit is a sand and gravel mining operation located near Fort Morgan, Colorado. Approximately 43 acres will remain in the permit area.

According to the submitted map, the area requested to be released includes part of a lake. Based on information available to this office, the lake is not naturally occurring but rather was created through sand and gravel mining activities at the site. Although it appears that ground water was exposed at the site prior to January 1, 1981, the location of ground water exposure has changed over time and does not appear to coincide with the current exposure, nor does this office have record of any written documentation approving the re-allocation of the pre-81 area.

Section 37-90-137(11)(a), C.R.S., requires any person who exposes ground water to the atmosphere after December 31, 1980 by open mining of sand and gravel to obtain a well permit and a plan for augmentation or a substitute water supply plan. There is no valid well permit for the Builder's Aggregate Pit, and the most recently approved substitute water supply plan for the site expired on October 31, 1995.

Based on the above, this office objects to the requested partial acreage release. The applicant may contact the State Engineer's Office with any questions.

