

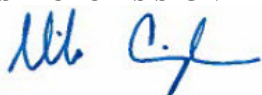
**COLORADO**Division of Reclamation,
Mining and Safety

Department of Natural Resources

MINERALS PROGRAM INSPECTION REPORT**PHONE: (303) 866-3567**

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

MINE NAME: Mooney 5804 Altura Pit	MINE/PROSPECTING ID#: M-2010-012	MINERAL: Sand and gravel	COUNTY: Las Animas
INSPECTION TYPE: Monitoring	INSPECTOR(S): Michael A. Cunningham	INSP. DATE: April 11, 2017	INSP. TIME: 13:30
OPERATOR: All-Rite Paving & Redi-Mix, Inc.	OPERATOR REPRESENTATIVE: Jodi Schreiber, Phil Crum	TYPE OF OPERATION: 112c - Construction Regular Operation	

REASON FOR INSPECTION: Normal I&E Program	BOND CALCULATION TYPE: Complete Bond	BOND AMOUNT: \$63,600.00
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None
WEATHER: Clear	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: May 31, 2017

The following inspection topics were identified as having Problems or Possible Violations. OPERATORS SHOULD READ THE FOLLOWING PAGES CAREFULLY IN ORDER TO ASSURE COMPLIANCE WITH THE TERMS OF THE PERMIT AND APPLICABLE RULES AND REGULATIONS. If a Possible Violation is indicated, you will be notified under separate cover as to when the Mined Land Reclamation Board will consider possible enforcement action.

INSPECTION TOPIC: Gen. Compliance With Mine Plan

PROBLEM/POSSIBLE VIOLATION: Problem: The Mooney 5804 Altura Pit operation has temporarily ceased production of the mining operation for more than 180 days. This is a problem pursuant to Rule 1.13.5 which states, if an Operator temporarily ceases production of the mining operation for one hundred eighty (180) days or more, the Operator must file a Notice of Temporary Cessation in writing to the Office.

CORRECTIVE ACTIONS: The Operator shall file for Temporary Cessation or demonstrate that production of the mining operation has resumed by the corrective action date.

CORRECTIVE ACTION DUE DATE: 6/30/17

OBSERVATIONS

The inspection was conducted by Michael Cunningham of the Division of Reclamation, Mining and Safety (Division). Jodi Schreiber and Phil Crum were present on behalf of All-Rite Paving and Redi-Mix, Inc. The Mooney 5804 Altura Pit is located 13 miles east of Trinidad, Colorado. The site operates under a 112 Construction Materials Reclamation Permit and the permit area is 114.95 acres in size. The commodity of interest is sand and gravel and the post-mining land use is rangeland.

Gen. Compliance With Mine Plan:

The site was not active at the time of the inspection. The mining operation is comprised of 3 phases. Mining within Phase 1 is complete and the Operator has initiated mining within Phase 2. Mining is occurring on an upland terrace and consists of removing aggregate to create a level platform on top of the mesa. Topsoil has been stripped and stockpiled into berms along the perimeter of the mesa. The natural slopes below the top of the mesa were stable and did not show any signs of erosion. Stormwater runoff from the top of the mesa is managed with the perimeter berms. All mined slopes have been graded to 3H:1V or flatter.

According to the most recently submitted Annual Report, the site has not been active since June 2016. During the inspection, the Operator informed the Division that they were uncertain as to when mining operations would resume. Pursuant to Rule 1.13.5, if the Operator plans to, or does, temporarily cease production of the mining operation for 180 days or more, the Operator must file a Notice of Temporary Cessation in writing to the Division. The Mooney 5804 Altura Pit has been inactive for more than 180 days without filing for Temporary Cessation status. This matter has been cited as a problem and will require corrective action by the Operator; please see the first page of this report for additional information.

Reclamation Success:

The Operator has not performed reclamation on any portion of the site.

Signs and Markers:

The permit sign was posted at the site entrance and the boundary of the affected area was clearly delineated with monuments.

Financial Warranty:

The Division currently holds a financial warranty in the amount of \$63,600.00. The financial warranty was last increased in 2013 when the Reclamation Permit was transferred from Mullett Excavating, LLC to All-Rite Paving & Redi-Mix, Inc. The current financial warranty amount is based on 31.38 acres of disturbance and the Operator has affected approximately 15 acres of the site. Therefore, the financial warranty remains adequate to complete reclamation.

PHOTOGRAPHS



1. Mining slopes graded to 3H:1V.



2. Perimeter berms.



3. Mining area within Phase 3.



4. Permit sign at site entrance.

GENERAL INSPECTION TOPICS

The following list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each

(AR) RECORDS----- <u>Y</u>	(FN) FINANCIAL WARRANTY----- <u>Y</u>	(RD) ROADS----- <u>N</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>N</u>	(EX) EXPLOSIVES----- <u>NA</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>NA</u>	(TS) TOPSOIL----- <u>Y</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>PB</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>N</u>
(SM) SIGNS AND MARKERS----- <u>Y</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(CI) COMPLETE INSP---- <u>Y</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>Y</u>	(RS) RECL PLAN/COMP-- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>NA</u>	(OD) OFF-SITE DAMAGE----- <u>N</u>	(ST) STIPULATIONS----- <u>NA</u>

Y = Inspected and found in compliance / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

Inspection Contact Address

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All-Rite Paving & Redi-Mix, Inc.
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Canon City, CO 81215

Enclosure (1)

CC: Wally Erickson, DRMS