



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

May 1, 2017

Mr. Greg Westhoff
Morgan Sand & Gravel Inc
21215 Hwy No 52
P.O. Box 1443
Fort Morgan, CO 80701

Re: Westhoff Pit, Permit No. M-1977-094, Amendment No. 1, (AM01), Approval Notice

Dear Mr. Westhoff:

On May 1, 2017 the Division of Reclamation, Mining and Safety approved the Amendment application submitted to the Division on October 18, 2016, addressing the following:

The amendment will add an additional 36.4 acres to the existing 40 acre permit area.

The terms of the Amendment No. 1 approved by the Division are hereby incorporated into Permit No. M-1977-094. All other conditions and requirements of Permit No. M-1977-094 remain in full force and effect.

The Division currently holds a bond in the amount of \$13,000.00 in the form of a letter of credit. On April 11, 2017 the Division issued a surety increase revision (SI01) and increased the total required surety to \$108,387.32. You must submit the additional \$95,387.32 financial warranty by June 12, 2017 to satisfy the requirements of SI01.

The required surety approved for the AM01 Phase 1 expansion area is **\$13,972.09** that will need to be submitted in addition to the SI01 total required surety. Also enclosed is a new Performance Warranty form that must be completed and submitted to the Division. The AM01 revision will not be final until the Financial Warranty is approved by the Division and the Performance Warranty has been executed. In accordance with Rule 4.1(2), if these Warranties for AM01 are not received within one calendar year of approval of an application for an amendment, the Board shall hold a hearing, in accordance with the notification and comment provisions of Rule 1.6, to reconsider the previous approval.

With the approval of AM01 and SI01 the total required surety for the site will be \$122,359.41. If you have any questions, please contact me at (303)-866-3567 ext. 8120.



Greg Westhoff
Page 2
May 1, 2017

Sincerely,



Jared L. Ebert
Environmental Protection Specialist III

Enclosure: *1.) Performance Warranty Form*

cc: Bruce Humphries, RPM, Inc.
Wally Erickson, DRMS
Barbara Coria, DRMS