

STATE OF  
COLORADO

Eschberger - DNR, Amy &lt;amy.eschberger@state.co.us&gt;

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**Fwd: Adequacy 2 - MSO**

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**Paul Kos** <PKos@norwestcorp.com>

Fri, Mar 23, 2018 at 12:53 PM

To: "Eschberger - Dnr, Amy" &lt;amy.eschberger@state.co.us&gt;

Amy

Please find attached the revised response to adequacy 2 regarding MSO monitoring.

Paul

[PKos@norwestcorp.com](mailto:PKos@norwestcorp.com)

Sent from my iPhone

[303-570-9163](tel:303-570-9163)

Begin forwarded message:

**From:** Helene Wieting <[HWieting@norwestcorp.com](mailto:HWieting@norwestcorp.com)>**Date:** March 23, 2018 at 12:49:39 PM MDT**To:** Paul Kos <[PKos@norwestcorp.com](mailto:PKos@norwestcorp.com)>**Subject:** Adequacy 2 - MSO

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**2 attachments****Adequacy2-MSO.pdf**

72K

**ATT00001.htm**

1K



# Transit Mix Concrete Co.

**March 23, 2018**

**Ms. Amy Eschberger  
Colorado Division of Reclamation, Mining and Safety  
1313 Sherman, Suite 215  
Denver, CO 80203**

**Subject: Responses to Adequacy Review No. 2 for Transit Mix Concrete Co.'s 112  
Permit Application for Hitch Rack Ranch Quarry, M-2017-049**

**Dear Ms. Eschberger,**

Transit Mix Concrete Co. (TMCC) would like to amend their response to the Division's second adequacy review for the Applicant's 112 permit application for the proposed Hitch Rack Ranch Quarry operation (M-2017-049). Please do not hesitate to contact me or our Norwest consultant, Paul Kos, if you have any questions.

**Sincerely,**

A handwritten signature in blue ink that reads "Jerald Schnabel".

**Jerald Schnabel  
President  
Transit Mix Concrete Company**

**Attachments:**

Original copy of application exhibits  
Copies (2) of application exhibits



# Transit Mix Concrete Co.

## **RESPONSE TO ADEQUACY REVIEW No. 2** **Hitch Rack Ranch Quarry, M-2017-049 DRMS COMMENTS -** **Elliott Russell - Adequacy Review of Wildlife Information**

### **6.4.8 Exhibit H – Wildlife Information**

2. Within the response to Adequacy Item No. 3, the Applicant states no further Mexican spotted owl (MSO) surveys are required because no MSOs were documented during the three consecutive years of MSO surveys. Please address if the periodic migratory bird and raptor surveys, which will be conducted prior to starting each mining phase, will identify MSOs and MSO nests, if present on the affected lands. If so, the response to Adequacy Item No. 3 is adequate. However, in accordance with Rule 3.1.8(1), if these future surveys cannot determine the presence of MSOs and MSO nests on the affected lands, please also commit to conducting additional MSO surveys prior to starting each mining phase.

**Response:** Transit Mix commits to monitoring for MSO prior to starting each mining phase as an extension of the raptor surveys. The MSO survey will be conducted in the subsequent phase area over a single event. Transit Mix commits to coordinating with CPW and USFWS should any MSO or MSO nest be identified. Transit Mix also commits to submitting the survey results to the Division.