



## Response to Reclamation Permit Partial Acreage Release Request Consideration

DATE: April 16, 2019  
TO: Amy Eschberger, Environmental Protection Specialist  
CC: Division 2 Office; District 17 Water Commissioner  
FROM: Ivan Franco, P.E. *HIF*  
RE: Rocky Ford East Pit, File No. M-1977-560 and M-2017-032  
Operator: Valco, Inc.  
Contact: Tom Brubaker  
Sec. 21, Twp. 23S, Rng. 56W, 6<sup>th</sup> P.M., Otero County

**RECEIVED**

APR 17 2019

DIVISION OF RECLAMATION  
MINING AND SAFETY

---

### CONDITIONS FOR APPROVAL

- ☒ If stormwater is contained on-site, it must infiltrate into the ground or be released to the natural stream system within 72 hours, or all work must cease until a substitute water supply plan, or augmentation plan approved by water court, is obtained. Reclamation plans must ensure water will not be retained onsite for more than 72 hours unless an augmentation plan approved by water court is obtained.
- ☒ The proposed operation will consume ground water by: ☒ evaporation, ☐ dust control, ☒ reclamation, ☐ water removed in the mined product, ☐ processing, ☐ other:.
- ☒ This section of the Rocky Ford East pit shall operate under an August 30, 2018 substitute water supply plan approved for the period August 1, 2018 through July 31, 2019.
- ☒ No areas of post-1981 exposed ground water shall be released unless such area(s) are in compliance with the April 30, 2010 letter from DRMS regarding mining-related exposure of ground water and Colorado water law.

---

**COMMENTS:** According to the submittal, the 40.38 acres included in the request have been transferred to Deep Cut, LLC., which operate this section of the gravel pit pursuant to permit # M2017-032. The current substitute water supply plan issued to Deep Cut, LLC., is set to expire on July 31, 2019 and in order to continue to operate the pit a new approved SWSP will be required. Furthermore, the applicant has submitted a well permit application with receipt no. 3686392, the application is pending evaluation by this office. The application was returned for further information regarding 600-foot spacing.

