



COLORADO

Division of Reclamation, Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

July 31, 2019

Jim Doody
Kilgore Companies LLC dba Elam Construction
556 Struthers Ave
Grand Junction, CO 81501

RE: Orchard Grove Industrial Pit, File No. M-1990-094 , Technical Revision (TR-2) Adequacy Review

Dear Mr. Doody:

On July 25, 2019, the Division of Reclamation, Mining and Safety (Division) received your Technical Revision request TR-2 for the Orchard Grove Industrial Pit, Permit No. **M-1990-094**. The revision requested addresses the following items:

Changes to the mining and reclamation plans

During review of the material submitted, the Division determined that the following issue(s) of concern need to be adequately addressed before the Technical Revision can be considered for approval. Please provide the following:

1. Clarify where the "23 ¼ Road West Pit" is and if it's outside of the permit boundary. Note that if it is outside of the permit boundary it may not be disturbed to support the mining operation (i.e. topsoil harvesting) without being considered off-site disturbance/mining out of bounds. This TR should only be in reference to areas within the current permit boundary.
2. You state that you have only 1,500 CY on site. Where will the topsoil deficiency come from (24 ac @ 6" depth is 19,360 CY)?
3. Updated Reclamation Map per Rule 6.4.6; depict where the various areas will be parking, pond and rangeland, etc.
4. You have stated that a 9 ac pond will remain post-reclamation and that import material will be stockpiled to backfill the pond for the area mined beyond 9 acres. Currently 12,000 CY are stockpiled, is this the maximum amount of backfill to occur? If not please clarify the maximum volume of lake to be backfilled and the anticipated volume of material necessary to be move.



- a. Follow up discussions have indicated that this lake is outside of the permit boundary and that no is to remain within the permit boundary. Please clarify this.
5. Will this site have a permanent imported backfill stockpile location? If so please depict this in on your mining map.

Please submit your response(s) to the above listed issue(s) by Friday, August 23, 2019 in order to allow the Division sufficient time for review. If you cannot address the above issues by August 23, 2019 please request an extension to the decision due date to ensure adequate time for the Division to review materials. A decision due date of August 23, 2019 has been set. If any adequacy issues remain by the decision due date the Division may deny your request.

The Division will continue to review your Technical Revision and will contact you if additional information is needed.

If you require additional information, or have questions or concerns, please feel free to contact me. Amy Yeldell at the Division of Reclamation, Mining and Safety, 1313 Sherman St., Room 215, Denver, CO 80203. Direct contact can be made by phone at 970-254-8511 or via email at amy.yeldell@ state.co.us

Sincerely,



Amy Yeldell
Environmental Protection Specialist

Ec: Travis Marshall, Senior EPS, Grand Junction DRMS