



August 8, 2019

Todd Yee  
J&T Consulting, Inc.  
305 Denver Ave., Suite D  
Fort Lupton, CO 80621

**Re: West Farm Pit, Permit No. M-2008-078, Technical Revision No. 5 (TR-05), Adequacy Review No. 2**

Mr. Yee:

On August 5, 2019, the Division of Reclamation, Mining and Safety (Division) received your adequacy response for Technical Revision No. 5 (TR-05) for the West Farm Pit.

After reviewing the materials submitted, the Division has identified the following adequacy item(s) that need to be addressed:

- 1) For the portion of the conveyor system that would cross Co Rd HH.5 (outside the approved affected lands), the operator is proposing to place a 10 foot diameter corrugated metal culvert at existing grade across the road (which the conveyor will run through to Parcel B), and placing pit run material over the culvert and road approaching the culvert to regrade the road in this area (at a 3% slope), allowing the road to pass over the culvert. Reclamation of this portion of the culvert system would include removing the culvert (approximately 100 lineal feet) and pit run materials (approximately 9,125 cubic yards) and restoring the road to its original grade.

Based on the information provided, the Division has determined the proposed culvert installation project would be considered affected lands pursuant to Construction Materials Rule 1.1(3) and C.R.S. 34-32.5-103(1), and would therefore, need to be incorporated into the permit through submittal of an Amendment application. Alternatively, if the road crossing design could be revised in a way in which the land surface would not be disturbed and require reclamation, and thus, not be considered affected lands, the proposed conveyor installation project could be approved through the Technical Revision process.

This completes the Division's 2<sup>nd</sup> adequacy review of the materials submitted for TR-05. The decision date for TR-05 is currently set for **August 16, 2019**. If additional time is needed to address the adequacy items, an extension request must be received by our office prior to the decision date. If the operator intends to withdraw TR-05, please submit the withdrawal request by the decision date.

If you have any questions, you may contact me by telephone at 303-866-3567, ext. 8129, or by email at [amy.eschberger@state.co.us](mailto:amy.eschberger@state.co.us).



August 8, 2019  
West Farm Pit, Permit No. M-2008-078  
TR-05, Adequacy Review No. 2  
Page 2 of 2

Sincerely,

A handwritten signature in blue ink that reads "Amy Eschberger". The signature is written in a cursive style.

Amy Eschberger  
Environmental Protection Specialist

Cc: Karl Nyquist  
Prowers Aggregate Operators, LLC  
7991 Shaffer Parkway, Suite 200  
Littleton, CO 80127

Michael Cunningham, DRMS