


**COLORADO**Division of Reclamation,  
Mining and Safety

Department of Natural Resources

**MINERALS PROGRAM INSPECTION REPORT****PHONE: (303) 866-3567**

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

<b>MINE NAME:</b> Vick Borrow Pit	<b>MINE/PROSPECTING ID#:</b> M-2010-048	<b>MINERAL:</b> Borrow material	<b>COUNTY:</b> Lincoln
<b>INSPECTION TYPE:</b> Surety Release Inspection	<b>INSPECTOR(S):</b> Patrick Lennberg	<b>INSP. DATE:</b> August 21, 2019	<b>INSP. TIME:</b> 08:15
<b>OPERATOR:</b> Castle Rock Construction Company of Colorado, LLC	<b>OPERATOR REPRESENTATIVE:</b> Darren Jassen	<b>TYPE OF OPERATION:</b> 111 - Construction by Government Agency	

<b>REASON FOR INSPECTION:</b> Surety Release Requested	<b>BOND CALCULATION TYPE:</b> None	<b>BOND AMOUNT:</b> \$25,375.00
<b>DATE OF COMPLAINT:</b> NA	<b>POST INSP. CONTACTS:</b> None	<b>JOINT INSP. AGENCY:</b> None
<b>WEATHER:</b> Cloudy	<b>INSPECTOR'S SIGNATURE:</b> 	<b>SIGNATURE DATE:</b> August 29, 2019

**The following inspection topics were identified as having Problems or Possible Violations. OPERATORS SHOULD READ THE FOLLOWING PAGES CAREFULLY IN ORDER TO ASSURE COMPLIANCE WITH THE TERMS OF THE PERMIT AND APPLICABLE RULES AND REGULATIONS. If a Possible Violation is indicated, you will be notified under separate cover as to when the Mined Land Reclamation Board will consider possible enforcement action.**

**INSPECTION TOPIC:** Revegetation

**PROBLEM:** There are weeds, Kochia and Russian Thistle, present on site that threaten the development of desired vegetation and threaten to spread to nearby areas where the weeds are not currently established. This is a problem for failure to employ weed control methods and to reduce the spread of weeds to nearby areas as required by Rule 3.1.10 (6).

**CORRECTIVE ACTIONS:** Update currently approved weed control plan to address the weeds at the site and provide proof to the Division that this has been done in accordance with Rule 3.1.10 (6) of the Rule. This plan should be developed in consultation with the county extension agency, or weed control district office and should include specific control measures to be applied, a schedule for when control measures will be applied and a post-treatment monitoring plan. This updated weed control plan shall be submitted to the Division as a Technical Revision to the approved plan with the appropriate Technical Revision fee of \$216.00 by the corrective action date.

**CORRECTIVE ACTION DUE DATE:** 10/01/19

## **OBSERVATIONS**

The Vick Borrow Pit was inspected by Patrick Lennberg with the Division of Reclamation, Mining and Safety (Division/DRMS). The inspection was completed as part of a full release request, submitted in accordance with Rule 4.17, received by the Division on July 19, 2019. The site was last inspected as part of a release request in August 2017. Darren Janssen with Castle Rock Construction accompanied me during the inspection. The weather was windy, and the sky was cloudy.

The Vick Borrow Pit is located 9.5 miles southeast of Hugo, CO off of a Highway 287. The pit is a 111 operation permitted for 10.15 acres for the removal of sand and gravel for road construction. The site is surrounded by pastureland and the post-mining land use is pastureland. A mine sign was observed as required by Rule 3.1.12. A three-strand barbed wire fence encompasses the site.

The site was not active at the time of inspection. The site entered reclamation in July of 2011 and the Operator sought release of the site in 2017 (SL-01). SL-01 was denied because there was Canadian Thistle, state-listed noxious weed, growing at the sight that needed to be treated. The Operator submitted a Technical Revision (TR-01) to manage the thistle.

The Operator has done a good job managing the Canadian Thistle, there were plants there but they had been spot treated earlier in the summer and all plant were dead or quickly dying. However, there is a dense growth of Kochia and Russian thistle that ring the pit side slopes. Because of this dense growth of weeds the request for full release will be denied and is being cited as a problem within this report. The weeds are preventing the establishment of desired vegetation and may spread to areas surrounding the pit that currently do not have these weeds established. A management flyer put produced by the Colorado State University Extension has been included with this inspections report as it may be helpful for the Operator. The Division is hopeful that the Operator can address this ring of vegetation in time for a fall planting of the approved seed mixture. If the Operator can get the desired vegetation to establish similar to the pit floor and tops of side slopes they are encouraged to seek full release again.

Notice of the Division's decision regarding the release request will be sent under a separate cover letter.

The current bond amount held by the Division was determined to be adequate at this time.

Photographs taken during the inspection are attached.

Please contact Patrick Lennberg (303)866-3567 ext. 8114 or email at [patrick.lennberg@state.co.us](mailto:patrick.lennberg@state.co.us) if you have any questions regarding this report.

### **Inspection Contact Address**

Darren Janssen  
Castle Rock Construction Company of Colorado, LLC  
6374 S Racine Cir  
Centennial, CO 80111

Enclosure: Identification and Management of Kochia and Russian Thistle

cc: Michael Cunningham, DRMS

**PHOTOGRAPHS**



**Photo 1:** Mine sign at entrance off of Highway 287



**Photo 2:** Ring of Kochia and Russian Thistle that dominates reclaimed side slopes, looking southwest





**Photo 3:** Ring of Kochia and Russian Thistle that dominates reclaimed side slopes, looking west



**Photo 4:** Typical conditions of the pastureland immediately adjacent to the permit area





**Photo 5:** Looking down the fence line inside permit area is to the right of the picture



**Photo 6:** Looking down the fence line inside permit area is to the left of the picture





**Photo 7:** Typical vegetation conditions on the pit floor near the entrance to the pit



**Photo 8:** Russian Thistle

### GENERAL INSPECTION TOPICS

The following list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each

(AR) RECORDS----- <u>N</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>N</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>Y</u>	(EX) EXPLOSIVES----- <u>N</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>Y</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>Y</u>	(FW) FISH & WILDLIFE----- <u>N</u>	<b>(RV) REVEGETATION---- <u>PB</u></b>
(SM) SIGNS AND MARKERS----- <u>Y</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>Y</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>Y</u>	(ST) STIPULATIONS----- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>N</u>	(OD) OFF-SITE DAMAGE----- <u>N</u>	

Y = Inspected and found in compliance / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

# Identification and Management of Kochia and Russian Thistle

Fact Sheet No. 6.314

Natural Resources Series | Forestry

by S. Bokan, K. Crumbaker, and G. Beck\*

## Weed Description

Kochia (*Kochia scoparia* L.) and Russian thistle (*Salsola tragus* L.) are troublesome annual weeds of rangelands, pastures, fields, disturbed areas, gardens, roadsides, ditchbanks, and small acreages. Both species are non-native to the United States. Kochia, a native of Asia, was introduced from Europe. Russian thistle originated in Russia and was brought to the U.S. in the late 1800's as a contaminant of North Dakota flax seed. Kochia is found in all western states except Alaska. Russian thistle is found in every state in the U.S., except Alaska and Florida. Both plants reproduce only from seed; therefore preventing seed-set is important for successful management. Competition from desirable plant species will limit Russian thistle and kochia establishment and site dominance.

**Kochia** is a summer annual plant, with many branches forming pyramidal or conical shaped bushes 6 ft. tall or greater. Leaves are small, fuzzy and gray-green in color. Leaves on older plants are alternate, linear shaped and 0.5 to 2 in. long and often hairy. The stems are highly branched and green or red tinged. When the seedlings germinate in the spring, infestations appear to be a gray-green mat. Kochia typically will germinate many times during the growing season, often beginning in March with last flushes occurring from August to early September. Flowers are inconspicuous. Seeds are dispersed when the plant matures and stems break off at the base; the plant then becomes a tumbleweed.

**Russian thistle**, a large, bushy, prickly summer annual weed, can grow to 3 ft. tall. The stems are erect, many-branched and

normally have red or purple striping. When seedlings first emerge they look similar to grass seedlings. The leaves are alternate, small, narrow and appear scale-like with a stiff spine. The flowers, accompanied by a pair of spiny, floral bracts, are green and very inconspicuous. Russian thistle dries out and becomes a tumbleweed, spreading seeds as it rolls with the wind across landscapes.

## Livestock Poisonings

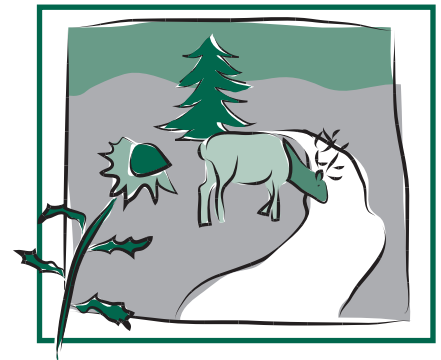
Nitrate, oxalate, sulfates, saponins, and alkaloids are found in kochia at levels that can cause poisoning in cattle and sheep. While it can be used as forage in some areas, other forage species should also be available to avoid the possibility of livestock poisoning. The likelihood of poisoning increases as the plant matures or when drought stressed.

Russian thistle can accumulate toxic levels of nitrates which can cause acute respiratory difficulty and sudden death in cattle and sheep. Russian thistle contains oxalates, which may result in kidney failure in cattle and sheep if ingested.

## Uses and Values

Kochia may provide good forage quality when the plant is young, however, the forage quality declines as the plant matures. The value to wildlife is shared by many species. Deer and pronghorn eat the foliage; seeds are consumed by songbirds and upland game birds. Kochia also provides loafing and nesting cover for upland game birds.

Russian thistle is fair forage when the plant is young. When the plant matures, it becomes unpalatable due to the spike-like inflorescence. When mature, Russian thistle provides excellent cover for pheasants, while small mammals and songbirds will feed on the seeds and foliage.



## Quick Facts

- Read and comply with all herbicide labels, organic or nonorganic, for application rates, mixing instructions, protective equipment, re-entry period, grazing or harvest restrictions and other safety information.
- Kochia and Russian thistle, which are summer annuals, are troublesome annual weeds of rangelands, pastures, fields, disturbed areas, gardens, roadsides, ditchbanks, and small acreages. If uncontrolled, they become tumbleweeds that can disperse seeds over a large area.
- Nitrate, oxalate, sulfates, saponins, and alkaloids are found in kochia at levels that can cause poisoning in cattle and sheep. The likelihood of poisoning increases as the plant matures or when drought stressed.
- Russian thistle can accumulate toxic levels of nitrates which can cause acute respiratory difficulty and sudden death in cattle and sheep.

\*S. Bokan, Colorado State University Extension, small acreage coordinator; K. Crumbaker, agent, agriculture and natural resources; G. Beck, Extension specialist, weed science, and professor; 12/12







Figure 1. Russian thistle seedling.



Figure 2. Kochia seedlings.



Figure 3. Mature kochia.

## Integrated Weed Management Recommendation

The first step to controlling either of these plants is to keep current plants from producing seed that is added to the seed repository in soils. Limit disturbances such as tractor, animal and people traffic through infested areas to decrease its spread. Remove tumbleweeds from fence lines to keep plants from continuing to spread seed.

**Kochia** has a shallow taproot and can be easily pulled or hoed out at early growth stages. If it has already started producing seed, it is best to collect the plants and dispose of them, preventing further soil infestation. In fields, light tillage can disrupt

the young plants from the soil. Mowing or cutting are limited options and must be timed to prevent the plant from regrowing and producing seed. Kochia will continue to produce seed on branches below mowing levels. Maintaining healthy pastures or fields will keep kochia from establishing.

Herbicides that will control kochia effectively include fluroxypyr (sold under the trade names of Vista and Starane), dicamba, and glyphosate. Fluroxypyr and dicamba are selective herbicides that will control broadleaf weeds and typically not injure grasses. 2,4-D, that is often applied for kochia control, is not effective. Glyphosate is a non-selective herbicide that injures or kills most vegetation contacted. Glyphosate is especially effective for controlling large kochia. Kochia biotypes resistant to glyphosate have been found, particularly in wheat-growing regions. Control from herbicides is best when applied when plants are small and in the 2-6 in. stage rather than on small fuzzy seedlings with little leaf surface area. Use of a non-ionic surfactant is recommended to allow the herbicide to penetrate the hairs and reach the leaf surface. Methylated seed oil at 1 to 2 qt/A is recommended when using fluroxypyr to control large kochia plants.

Organic herbicides, such as those containing acetic acid or clove oil, can be used to control kochia. These organic herbicides are contact materials and largely non-selective, but will not control perennials. They are corrosive to both skin and respiratory systems. Read the label before purchasing or using the product. Due to the hairs on the kochia leaves, the use of surfactants will aid organic herbicide absorption.

**Russian thistle** is easily pulled or hoed out, at early growth stages. If plants have already started producing seed, it is best to collect the plants and dispose of them to

prevent new contributions to the soil seed reserve. Pulling the plants at later stages may require wearing gloves for comfort, due to the spike-like inflorescence. In fields, light tillage can disrupt the young plants from the soil. Mowing is a limited option that must be timed to prevent the plant from being able to regrow and produce seed, and is best done when the plant is beginning to bloom. Desirable plants may be damaged if mowing is too low. Maintaining healthy pastures or fields will prevent the establishment of Russian thistle.

Herbicides that will control Russian thistle include 2,4-D, dicamba, or glyphosate (sold under the trade name Roundup). Dicamba and 2,4-D are selective herbicides that will control many broadleaf weeds but usually do not injure grasses. Glyphosate is a non-selective herbicide that can injure or kill most vegetation contacted. Chemical control is best applied in the spring when plants are rapidly growing.

Organic chemicals can be used, such as those containing acetic acid or clove oil. These organic herbicides are contact materials and largely non-selective, but will not control perennials. They are also corrosive to skin and respiratory systems. Read the label before purchasing or using the product.

For best results on a stand where both species are present, use a mixture of dicamba plus 2,4-D, or dicamba plus fluroxypyr (Vista).

Read and comply with all herbicide labels, organic or nonorganic, for application rates, mixing instructions, protective equipment, re-entry period, grazing or harvest restrictions and other safety information.

## References

on next page

Table 1. Herbicide Treatments

Kochia	Dicamba: Banvel, Clarity, Vanquish 1-2 pt/A	Fluroxypyr: Vista 1-2 pt/A; use higher rate for large plants	
Russian thistle	Dicamba: Banvel, Clarity, Vanquish 1-2 pt/A	2,4-D 1 qt/A	Glyphosate: Roundup 1-1.5 qt/A

## References

- Knight, Anthony P., Walter, Richard G., 1st Edition, 2001, A Guide to Plant Poisoning of Animals in North America.
- Stubbendieck, James, Geir Friisoe, Margaret Bolick, 3rd Edition, 2003, Weeds of Nebraska and the Great Plains, Nebraska Department of Agriculture.
- Whitson, Tom, Larry Burrill, Steven Dewey, David Cudney, B. Nelson, Richard Lee, Robert Parker, 9th Edition, 2006, Weeds of the West, the Western Society of Weed Science.
- Colorado State Parks, Best Management Practice, Weed Profile, Russian thistle, <http://parks.state.co.us/SiteCollectionImages/parks/Programs/ParksResourceStewardship/Russian%20Thistle.pdf>.
- Larimer County Weed District, 4th edition, Weed Management Reference Guide, [www.larimer.org/weeds/weed\\_management\\_guide.pdf](http://www.larimer.org/weeds/weed_management_guide.pdf).
- USDA NRCS, Plants Database, Plant Guide Kochia [http://plants.usda.gov/plantguide/pdf/pg\\_basc5.pdf](http://plants.usda.gov/plantguide/pdf/pg_basc5.pdf).