



September 10, 2019

John Kuijvenhoven  
6124 County Road 5  
Ridgeway, CO 81432

***RE: Horsefly Rock Source, File No. M-2019-010 , Construction Materials Limited  
Impact (110) Application Adequacy Review***

Dear Mr. Kuijvenhoven:

The Division of Reclamation, Mining and Safety (Division) is in the process of reviewing the above referenced application in order to ensure that it adequately satisfies the requirements of the Colorado Land Reclamation Act for the Extraction of Construction Materials (Act) and the associated Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials (Rules). During review of the material submitted, the Division determined that the following issue(s) of concern shall be adequately addressed before a decision can be rendered.

**1. Exhibit C- Mining Plan:**

- a. In the narrative of the mining plan, several features such as an office building, scale and scale house and various processing equipment are discussed. Pursuant to Rule 6.3.3 (e) please provide details of the location of these features. Please also provide details of the location of the fuel storage units with their proper secondary containment.
- b. In the Mining Plan it is stated that the minable sandstone later varies in depth from 6-12' which is interpreted to be the worst case scenario height of the mining face. Details on the anticipated length of the mining face however is not included. Please commit to a maximum length of exposed mining face at any given time.

- 2. Exhibit D- Reclamation Plan:** In the Reclamation Costs section of the Reclamation Plan, there is a subsection titled "Area needing soil preparation, reseeding, mulching". In this section the area needing revegetation is listed as 25 acres. This appears to be a typographical error that needs clarifying. Please clarify the number of acres that will require topsoil replacement, soil preparation, seeding and mulching.



3. **Exhibit E- Map:** As stated in item 1, (a) of this review more details of the location of significant mine features is required. In addition to the narrative required by that item, please update the Mine Plan Map to reflect the location of these features. The features that need located include but are not limited to the office, scale and scale house, processing equipment, stockpile area, and topsoil storage locations Pursuant to Rule 6.3.5 (2)(c).
4. **Exhibit G- Source of Legal Right to Enter:** A timely objection has been received that raises concerns about the legal right of entry. Specifically, the use of the private road, Cornerstone Trail, between the site and the end of Government Springs Road which is a County Road. Please respond to the items in the enclosed copy of the objection to the Division under a separate cover.

Please submit your response(s) to the above listed issue(s) by Thursday, September 19, 2019 in order to allow the Division sufficient time for review. The Division will continue to review your application and will contact you if additional information is needed. If you require additional information, or have questions or concerns, please contact me at the Division's Grand Junction Field Office, by phone at (970) 243-6368 or by email at [lucas.west@state.co.us](mailto:lucas.west@state.co.us).

Sincerely,



**Lucas West**  
Environmental Protection Specialist  
Division of Reclamation, Mining and Safety

Ec: John Kuijvenhoven, Applicant  
Zane Luttrell, Rocky Mountain Aggregates, Consultant

Encl.: Objection Received