



COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

October 16, 2019

Jodi Schreiber
All Rite Paving and Redi Mix, Inc.
PO Box 841
839 Mackenzie Ave.
Canon City, CO 81212

**Re: Adequacy Review #3; 112 Construction Materials Amendment Application (AM-01)
Caldwell-Nesselhuf Pit No. 1, Permit No. M-1997-071**

Ms. Schreiber:

On October 16, 2019, the Division of Reclamation, Mining and Safety (Division) received your responses to the Division's Adequacy Review #2 and submits the following comments. Please respond to this Adequacy Review #3 with the requested additional/updated information and summarize each response in a cover letter titled "Adequacy #3 Response; M-1997-071".

EXHIBIT C – Pre-mining and Mining Plan Map(s) of Affected Lands (Rule 6.4.3)

1. The coordinates of the permit boundary markers provided encompass an area that is 186.5 acres. Please clarify the difference in acreage between AM-01 (199.4 acres) and the acreage calculated from the coordinates provided.
2. Please clarify if the proposed permit boundary extends into/across the Arkansas River.

EXHIBIT D – Mining Plan (Rule 6.4.4):

3. Please clarify how the operator arrived at the 185.2 acre figure.
4. Please clarify the following statement "The soil consists of numa clay loam soil of approximately 6 to 18 inches" is the material indicated by this statement considered overburden?
5. For bonding calculations what is the approximate length of highwall, less than 3H:1V, does the operator anticipate having at the site at any one time?



EXHIBIT L – Reclamation Costs (Rule 6.4.12):

6. In the Reclamation Plan there is a note that states provisions should be made to bring in suitable topsoil to reach the six inch depth. Please provide a unit cost estimate, cost per cubic yard, for importing topsoil to the site for final reclamation.
7. Please clarify the acreage difference between the Exhibit D 185.2 acres and the cost estimate for 199.5 acres.

Other Permits and Licenses (Rule 6.3.6):

8. Pursuant to Rule 1.6.2(2), please demonstrate that the Applicant's response to these adequacy issues have been placed with the application materials previously placed with the County Clerk or Records Office, and made available for public review

Please respond to these adequacy issues no later than two weeks before the decision deadline, to ensure ample time for the Division to complete its review prior to its decision deadline. The decision deadline on this application is October 21, 2019. If additional time is required to respond to these adequacy issues please submit a written request for extension of the review period. The Division reserves the right to further supplement this document with additional adequacy issues and details as necessary.

If you need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **303-866-3567 x8114**, or by email at patrick.lennberg@state.co.us.

Sincerely,



Patrick Lennberg
Environmental Protection Specialist

cc: Jared Ebert; Division of Reclamation, Mining & Safety