



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

1313 Sherman Street, Room 215  
Denver, CO 80203

October 22, 2019

Notice to Interested Persons for Horsefly Rock Source

**Re: Horsefly Rock Source, File No. M-2019-010, Construction Material (110) Limited Impact Permit Application, Decision to Approve Application with Objections**

Dear Party and/or Interested Person:

On October 22, 2019, the Division of Reclamation, Mining, and Safety (Division) issued its decision to approve the application for the Horsefly Rock Source, File No. M-2019-010, submitted by John Kuijvenhoven.

This decision is based on the Division's determination that the application satisfies the minimum requirements of the Colorado Land Reclamation Act of for the Extraction of Construction Materials, §34-32.5-101 et seq., C.R.S. (the Act) and the Minerals Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Martials (the Rules) for a reclamation permit. The Office is mandated to approve an application that meets the minimum requirements under C.R.S 34-32.5-115(4). Please find enclosed the Division's rationale for its decision to approve, dated October 22, 2019.

Pursuant to Rule 1.4.6(2) of), the Division will not schedule the matter for consideration by the Mined Land Reclamation Board (MLRB). Pursuant to Rule 1.4.11(1), any person who can demonstrate the they are directly and adversely affected or aggrieved by the Division's decision, and whose interest are entitled to legal protection under the Act, may petition for a hearing before the MLRB. Such written petitions must provide the information specified under Rule 1.4.11(1)(d). Pursuant to Rule 1.4.11(1)(b), such petitions must be received by the Division within 30 days of the date of this notice, due November 21, 2019.

If you require additional information, or have questions or concerns, please feel free to 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



Enclosures: Horsefly Rock Source, File No. M-2019-010, Rationale for Decision to Approve a 110(c)  
Reclamation Application Over Objections

Attachment: Operator's Response to Objection, John Kuijvenhoven  
Certificate of Service

**Certificate of Service**

I, Lucas West, hereby certify that on this 22 day of October 2019, I deposited a true copy of the foregoing document, Re: Horsefly Rock Source, File No. M-2019-010, Construction Material (110) Limited Impact Permit Application, Decision to Approve Application, in the United States Mail, postage paid, addressed to the following:

John Kuijvenhoven  
6124 County Road 5  
Ridgeway, CO 81432

Mr. and Mrs. Bruce Bergman  
3912 Mariposa Drive  
Montrose, CO 81402

EC: Travis Marshall, Senior EPS, GJFO DRMS  
Russ Means, Mineral Program Director, DRMS



10/22/2019

---

Lucas West

Date