



March 2, 2020

Tony Roberts  
Scott Contracting, Inc.  
9200 E Mineral Ave  
Suite 400  
Centennial, CO 80112

***RE: Rifle Pit #1, File No. M-2020-008 , Construction Materials Regular 112 Application Preliminary Adequacy Review***

Dear Mr. Roberts:

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) Application Package:**

- a) Question 12 of the application package requires the designation of a Primary future (post-mining) land use, which is indicated as being Pastureland (PL). Exhibit E – the Reclamation Plan and it's supporting maps indicate that the primary post mining land use will be a recreational pond. Please clarify that the primary post mining land use will be a Developed Water Resource with Pastureland as a secondary use.
- b) Also in the application package, copies of the notices that were sent to the Garfield County Board of County Commissioners as well as the Bookcliff Soil Conservation District indicate the post mining land use to be Pastureland. Please correct the notices to reflect the post mining land use of a Developed Water Resource, and send to each respective entity. A copy of the notice as well as proof of mailing the corrected notice must be returned to the Division before a decision can be rendered pursuant to Construction Materials Rule 1.4.5(3).

**2) Maps:**

- a) In accordance with Rule 6.2.1 (2) all maps must show; the name of the applicant; must be prepared and signed by a registered land surveyor, professional engineer or other qualified person; give the date prepared; and identify and outline the area which corresponds with the application. Figures 2- 5 and 11-16 that were submitted with the application do not contain all the required items. Please submit new copies of the figures that meet all the map



requirements. Also, Figures 9 and 10 were not signed by individual that prepared the maps, please submit new copies of the figures that are signed.

**3) Exhibit A- Legal Description**

- a) The application package and all exhibits depict the Permit Area, which is synonymous with the Parcel Boundary at 58.7 Acres, however the Garfield County Accessor's website lists the parcel at 57.9 Acres. Please clarify this discrepancy and submit documentation of which is the accurate number of Acres.

Please also note that in an earlier telephone conversation it was discussed that the 200 foot buffer around the permit area was incorrectly marked. Upon further review of Figure 9 the Mine Plan Map, the 200 foot buffer line is offset from the Permit Boundary which is accurate and no changes to that feature are required.

Please submit your response(s) to the above listed issue(s) by Wednesday, April 15, 2020 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 303-866-3567 Ext. 8187 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

Cc: Travis Marshall, Senior Environmental Protection Specialist

Ec: Tony Roberts, Scott Contracting, Inc.