



STATE OF  
COLORADO

Eschberger - DNR, Amy <amy.eschberger@state.co.us>

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## M-1977-348 Boettcher Limestone Quarry, Response to Acreage Release Request Application

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**Vargas-Johnson - DNR, Javier** <javier.vargasjohnson@state.co.us>

Thu, Mar 12, 2020 at 8:57 AM

To: Amy Eschberger - DNR <amy.eschberger@state.co.us>

Dear Ms. Eschberger,

Please see the attached letter for comments regarding the partial acreage release request for the Boettcher Limestone Quarry, File No. M-1977-348. Please add the electronic file to your Laserfiche files.

Thank you,

Javier Vargas-Johnson  
Water Resources Engineer



**COLORADO**  
Division of Water Resources  
Department of Natural Resources

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**M\_1977\_348 Boettcher Limestone Quarry.pdf**

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## Response to Reclamation Permit Partial Acreage Release Request Consideration

DATE: March 11, 2020  
TO: Amy Eschberger, Environmental Protection Specialist  
FROM: Javier Vargas-Johnson  
RE: Boettcher Limestone Quarry, File No. M-1977-348  
Applicant/Operator: Holcim (US) Inc.  
Phone Number: (719) 288-1402  
Pt. W ½ of Townships 8 and 9 North, Range 69 West, 6th P.M., Larimer County  
Water Division 1, Water District 3

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**COMMENTS:** The applicant has submitted a request for the partial acreage release of 411 acres from the 862 acre permit area. A total of 451 acres will remain within the permit boundary.

The area subject to the acreage release request contains two ponds visible on aerial imagery. One of the two ponds, Pond B3, is included in the applicant's pending Water Court application, Case No. 20CW3000. A partial acreage release that includes Pond B3 should not be granted until the plan for augmentation has been decreed by the Water Court.

The other pond, located north of Pond B3 and referred to as Pond A in correspondence between the applicant and this office, is not included in the pending water court application. A partial acreage release that includes this pond should not be granted until the applicant has either demonstrated that this pond is not intercepting and retaining water out-of-priority, has backfilled the pond, or has included the pond in a decreed augmentation plan.

Based on the above, this office asks that the requested partial acreage release request be denied. The Division of Reclamation, Mining and Safety and/or the applicant may contact the State Engineer's Office with any questions.