

May 13, 2020

Ms. Jodi Schreiber
Fremont Paving and Redi Mix, Inc.
839 MacKenzie Avenue
Canon City, CO 81212

RE: Adequacy Review No. 3; Technical Revision (TR-06); Pueblo East Pit, Permit No. M-2000-041

Dear Ms. Schreiber,

On February 13, 2020, the Division of Reclamation, Mining and Safety (Division) received a request for Technical Revision (TR-06) to extend Phase II mining into Phase III and decrease the size of Phase III to be north of the 100-year floodplain at the Pueblo East Pit, Permit No. M-2000-041. On May 5, 2020 the Division received your responses to the Adequacy Review No. 2 dated April 27, 2020. An extension to the decision date was approved on May 7, 2020 that revised the decision date to June 11, 2020. Please be advised that on June 11, 2020, the application for TR-06 may be deemed inadequate and denied unless the following adequacy items are addressed to the Division's satisfaction. Subsequent to receipt and review of the Operator's response to these items. Please respond to the adequacy items with a letter summarizing each response, to the numbered items below, in a cover letter titled "Adequacy Review No. 3 Response TR-06, M-2000-041".

1. All maps must meet the minimum requirements of Rules 6.2.1(2), 6.4.3, 6.4.4, and 6.4.6. It is difficult to verify that the scale of the maps meet the requirements. Please check that the scale and size of the maps is appropriate for the size of the paper the maps would be printed from the electronic submittal. The size of the maps that would be printed from the submittal would default to 8.5"x11" and it appears that at that size the scale on the map would be incorrect.
2. All maps need to signed and dated by qualified person. Please sign and date all submitted maps.
3. The well owned by Mark Morley (well ID number 277288) is shown on the Mining Plan Map – Exhibit C from AM-01 Adequacy Response dated January 6, 2014. What is the current status of this well?
4. It appears from cross-section 1 that there will be no 3:1 berm between Phase 2 and Phase 2B but the plan view from the mining map and material quantity map it seems to indicate a berm will be in place, please clarify and update maps as needed.
5. Cross-section 3 does not appear to show Phase 3 as the line on map would indicate it should, please revise.
6. The Division would like the Operator to commit to notifying the Division 60 days before affecting Phase 2D and resubmit a cost estimate for reclamation for that phase before posting the bond for the new phase.



7. In approved AM-01 the Operator committed to mulching and crimping at a rate of 2 tons per acre, please commit to spreading mulch at the same rate?
8. The seed mix quoted, shown below, was approved in AM-01 for interim reclamation for open space only. In AM-01 the operator committed to submitting a TR for the wetlands seed mix for final reclamation. Please commit to submitting a TR for the wetland seed mix or submit one during this TR.

Table 2: Seed Mix

Species-Variety	Drilled Seed Rate (Pls/Acre)
Western Wheatgrass	4.8
Sideoats Grama	2.7
Alkali Sacaton	0.3
Sand Dropseed	0.1
Yellow Sweetclover	0.7
Fourwing Saltbush	0.5

9. Please show on the reclamation map what the interim and final reclamation designations will be, for example interim reclamation is open space and final reclamation is wetlands or water storage.

This concludes the Division's adequacy review no. 3 of your application. The Division reserves the right to further supplement this document with additional adequacy items and/or details as necessary.

The decision date for your application is set for June 11, 2020. However, please allow the Division sufficient time to complete its review by submitting your response no later than five (5) working days prior to the decision date. If additional time is needed to respond, an extension request must be received by our Office by the decision date. If on the decision date, outstanding adequacy items remain, and no extension request has been received, your revision may be denied and the file terminated.

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