



## RE: Biesemeier Pit adequacy questions

1 message

**Mike Salyards** <mike.salyards@phillipscounty.co>  
To: "Bowles - DNR, Brock" <brock.bowles@state.co.us>

Thu, Jun 4, 2020 at 10:07 AM

Brock, Phillips county would like to withdraw our application for exploration, permit number P-2020-001. I was made aware that the size of our disturbance did not require a permit.

We dug 6 holes with a backhoe 4' wide 10' long and 10' deep. The holes were in the creek channel so there was no top soil to speak of or vegetation to deal with. When we were done evaluating the contents of the holes we filled them in. All in all we were there and gone in 3 hours.

Thank You for your time on this matter, and I apologize for any extra work this may have caused.

Regards

Mike

**Mike Salyards**  
**Phillips County**  
**Road & Bridge Manager**  
**970-466-0170**

**From:** Bowles - DNR, Brock <brock.bowles@state.co.us>  
**Sent:** Wednesday, June 03, 2020 4:16 PM  
**To:** Mike Salyards <mike.salyards@phillipscounty.co>  
**Subject:** Re: Biesemeier Pit adequacy questions

Mike,

According to the Act for Construction Materials, 34-32.5-103(9)(b), exploration does not include the single activity that results in the disturbance of less than 1600 square feet. In other words, your exploration activity was smaller than what we require a permit for.

So, to close out this exploration application, will you send me a letter requesting to withdrawal the application, Permit No. P-2020-001? Include in your letter some of the info in your email, specifically the size and number of holes you dug, that the holes were dug in a creek bottom and there was not topsoil.

The letter can be electronic in an email.

Thanks,

Brock

On Tue, Jun 2, 2020 at 3:25 PM Mike Salyards <mike.salyards@phillipscounty.co> wrote:

Brock, if you did not receive a letter addressing those items in that letter then the ball got dropped on this end. I have a copy of that letter on my desk dated Feb. 20 with sticky notes answering those questions, apparently I did not send a letter. In the mean time in my correspondence with Benjamin Teschner I thought we were good to go once we got clearance from Division of Parks & Wildlife concerning a raptor nest in the area. I did get a verbal approval from the wildlife officer and so we went ahead with exploration. After notifying the lease holder we dug 6 holes approximately 4' wide 10' long and 10' deep in the creek bed. There was no top soil to speak of or any vegetation. After evaluating the material we filled the holes back in. All totaled we were in there about 3 hours.

I do apologize for messing this up, I honestly thought that we had touched all the bases.

Mike

**Mike Salyards**

Phillips County

Road & Bridge Manager

970-466-0170

**From:** Bowles - DNR, Brock <[brock.bowles@state.co.us](mailto:brock.bowles@state.co.us)>

**Sent:** Tuesday, June 02, 2020 2:27 PM

**To:** Mike Salyards <[mike.salyards@phillipscounty.co](mailto:mike.salyards@phillipscounty.co)>

**Subject:** Fwd: Biesemeier Pit adequacy questions

Hi Mike,

I am following up on the Biesemeier Pit Notice of Intent (NOI) to Conduct Exploration Operations application. There were a few details that needed to be addressed for it to be approved. A copy of the letter is attached.

There is a 60 day deadline that expired on April 20. With all the confusion lately, the deadline was missed.

What would you like to do with this application?

Let me know soon.

Thanks,

Brock

----- Forwarded message -----

**From:** Bowles - DNR, Brock <[brock.bowles@state.co.us](mailto:brock.bowles@state.co.us)>

**Date:** Thu, Feb 20, 2020 at 11:39 AM

**Subject:** Biesemeier Pit adequacy questions

**To:** Mike Salyards <[Mike.Salyards@phillipscounty.co](mailto:Mike.Salyards@phillipscounty.co)>

Hi Mike,

Attached are the adequacy questions for the Biesemeier Pit application.

Brock

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Brock Bowles

Environmental Protection Specialist



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

P 303.866.3567 x8142 | C 720.774.0040 | F 303.832.8106

[1313 Sherman St., Room 215, Denver, CO 80203](https://www.colorado.gov/drms)

[brock.bowles@state.co.us](mailto:brock.bowles@state.co.us) | <https://www.colorado.gov/drms>

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Brock Bowles

Environmental Protection Specialist



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Brock Bowles

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