

STATE OF
COLORADO

Ebert - DNR, Jared <jared.ebert@state.co.us>

Mining Permit enforcement

Ebert - DNR, Jared <jared.ebert@state.co.us>
To: JAMIE MCGILL <jam2finance@yahoo.com>
Cc: Jeff Fugate <Jeff.Fugate@coag.gov>

Mon, Jun 7, 2021 at 6:27 AM

Hello Mrs. Christensen,

I believe we have come to an impasse here, the response letter we sent to you explains our findings regarding your complaints and we are taking the regulatory action required for the site. We believe our actions are in keeping with the Act, Rules, and Mined Land Reclamation Board (MLRB) policy, I regret that you disagree. Rule 3.2(8) provides the MLRB flexibility in setting the required inspection frequency for a mining operation, and the MLRB has set a 4 year frequency for 112c operations such as this site per their policy. DRMS is inspecting this site at the required frequency just as we are for similar operations in Weld County and throughout Colorado. We have not released LRM from their permit and will continue to inspect the site. You have indicated previously that you have engaged an attorney, at this point I suggest you consult with them so that they may advise you on your course of action. Should they wish to consult with our attorney, his name is Jeff Fugate and he is copied to this email.

Jared

On Fri, Jun 4, 2021 at 12:31 PM JAMIE MCGILL <jam2finance@yahoo.com> wrote:

Hi Jared,

I just came from the county and they said you are in charge of enforcing the permit, all of it. So do you have any law or rule I can refer to that shows you only have to enforce some of the reclamation plan. They said they have mining claims/reclamations as well and they are inspected every year and that the state is very strict on the 3:1 slope. Can you please tell me one more time why the reclamation was never inspected for over 2 years and why it is ok to inspect once every 4 years like we were told. I also need to know why you and Peter are not enforcing LRM's mining permit application they submitted showing a continuous slope from top to bottom of 3:1. Why you are not enforcing it and granting them special privileges by not enforcing the state rules/laws? I honestly do not believe that this is typical. Can you please reiterate one more time why you are not enforcing their complete reclamation plan? Why you do not make them mow or enforce the slope when it is a mandatory state requirement. We even provided you indisputable documentation as to the actual slope measurements of the lake and as promised King Surveyors is putting together all the information you need so that you can understand their technology. I will forward that information to you as well as the pictures of several feet of erosion the is continuing daily and getting worse.

Sincerely
Jamie Christensen

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Jared Ebert

Senior Environmental Protection Specialist

***I am working remotely, please feel free to call my cell at (720) 413-6466**



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

P 303.866.3567 ext. 8120 | F 303.832.8106 |

1313 Sherman St., Room 215, Denver, CO 80203

jared.ebert@state.co.us | <https://drms.colorado.gov>

