



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

1313 Sherman Street, Room 215  
Denver, CO 80203

June 3, 2021

Amy Brooks  
Castle Rock Construction Company  
6374 S Racine Circle  
Centennial, Co 80111

**RE: Nestor Pit, M-2021-033, 111c Special Construction Materials Application, Adequacy Review**

Dear Ms. Brooks,

The Colorado Division of Reclamation, Mining, and Safety (“DRMS” or “Division”), received the above referenced application on May 17, 2021. The application was deemed complete and filed for review on May 24, 2021. The Division is required to issue a decision on the application by June 08, 2021. The following adequacy review items will need to be addressed prior to the Division’s approval of the application:

**6.3.2 EXHIBIT B – Site Description**

1. Rule 6.3.2 (c) states “a description of the water resources in the area of the proposed operation. Identify any streams, springs, lakes, stock water ponds, ditches, reservoirs, and aquifers that would receive drainage directly from the affected area. Provide any information available from publications or monitoring data on flow rates, water table elevations and water quality conditions”. The site appears to be located directly next to a seasonal creek bed. Please provide the necessary information of rule 6.3.2 (c).

**6.3.3 EXHIBIT D – Reclamation Plan**

2. Rule 6.3.4 (1) requires an estimate of the actual cost to reclaim the site based on what it would cost the State of Colorado using an independent contractor to complete reclamation. No reclamation cost was provide, please provide the required information.

This concludes the Division’s adequacy review of amendment application. The Division is required to issue a decision on the application by **June 8, 2021**. The adequacy issue listed above must be addressed to the Division’s satisfaction prior to the decision date, please submit your adequacy response no later than three days prior to the decision date. If you need additional time to address these issues you must request an extension of the decision date. Please be aware that that the Division will deny the application if outstanding adequacy issues remain when the decision date arrives or inadequate time is provided for the Division to review the response to the adequacy items.



If you have any questions, please contact me at [daniel.cunningham@state.co.us](mailto:daniel.cunningham@state.co.us) or (303) 866-3567 Ext. 8126.

Sincerely,

A handwritten signature in blue ink, appearing to read "Daniel Cunningham". The signature is fluid and cursive, with the first name "Daniel" and last name "Cunningham" clearly distinguishable.

Daniel J. Cunningham  
Environmental Protection Specialist

EC: Jared Ebert, Division of Reclamation, Mining & Safety