

STATE OF
COLORADO

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

Reponse to Peters Partial slope fix

JAMIE MCGILL <jam2finance@yahoo.com>

Fri, Jul 2, 2021 at 10:51 AM

To: Jared Ebert - DNR <jared.ebert@state.co.us>, Peter Hays - DNR <peter.hays@state.co.us>, Jeff Fugate <jeff.fugate@coag.gov>

Cc: Dc_construction <dc_construction@ymail.com>, No Gravel <nolaportegravel@gmail.com>, Jennifer Thurston <jennifer@informcolorado.org>

Jared,

I just seen Peters email in regards to the slope of the lake while it addresses some of the areas it does not address all slope issues. All areas that are more than 3:1 need to be fixed and as soon as possible this should have been done 4 years ago. The slope from top to bottom that LRM submitted stated they would grade the slope from top to bottom 3:1. That is what LRM guaranteed it would be if the county approved their permit. You told us at your inspection that their reclamation plan calls for a continuous 3:1 and we agreed now Peter is referring to only the first 5 feet above the water and 10 feet below. What is the basis for requesting this limited fix and why is it only 5 feet above and 10 feet below and why is it not requested within 30 days minimum? We were told by Stephanie herself that she would spot fix and is in no hurry to fix the slope (you were there) and with the state asking for partial fixes this will surely delay the release. Stephanie told us she has all the time in the world basically saying she will intentionally take her time. Fixing the slope correctly and all of it at the same time is important for vegetation and to continue to make partial fixes like they have been doing since 2017 is delaying the release of the mining claim and is costing thousands in lost revenue for no reason. We wish to go before the Board and request hearing and have them make a determination as to the violations and the time in which it is to be fixed. I appealed your decisions that you and Peter made in May but neither of you address all issues that have been documented and submitted as violations of this mining reclamation plan. The state as well as LRM is causing unnecessary delays because of the way this mining claim is being handled. I show LRM has several problems/violations with reclamation plans/permits Knox Pitt, nolaportegravel pit, etc. I do not know why you do not enforce the reclamation plans that LRM submits and the county approves (based on them doing what they say they will do), it is baffling. This seems to be a pattern, submit a reclamation plan, do as little as possible, the state only inspects every 4 years (very little oversight only if there is a complaint), so see if they are forced to fix stuff and if not who cares about safety of the people, animals and property much cheaper to complete this way. I see that LRM is requesting a partial release and we oppose that partial release this mining claim that property has noxious weeds all over it and I have attached pictures. I will send my objections and documentation to the county and Peter at the stated address in his letter dated June 30th, 2021. LRM should not have any part of this mining claim released when they have not complied with their reclamation plan and until they do nothing should be released. There are noxious thistle everywhere around the lake, all over the acreage they are requesting a partial release on as well. Mr Betts who owns adjoining property said he has never had a thistle or Kochie problem until LRM mined the property next door now everyone in the surrounding area has a problem because they have not sprayed and control the noxious weeds for years. I attached the picture of all the thistle on the property they are requesting to be released. It is hard to see but the white tops are the thistle that is 4 ft and gone to seed. I will work on getting you better pictures. I would like to know if my previous email and pictures have been accepted as an appeal to your May inspections decisions? Please let me know asap. Also I am still waiting for a response from my previous emails from earlier this week.

Sincerely,
Jamie Christensen

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