




**MINERALS PROGRAM INSPECTION REPORT**  
**PHONE: (303) 866-3567**

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

<b>MINE NAME:</b> Boone-Fillmore Pit	<b>MINE/PROSPECTING ID#:</b> M-1990-144	<b>MINERAL:</b> Sand and gravel	<b>COUNTY:</b> Pueblo
<b>INSPECTION TYPE:</b> Surety-Related Inspection	<b>INSPECTOR(S):</b> Patrick Lennberg	<b>INSP. DATE:</b> February 1, 2022	<b>INSP. TIME:</b> 08:00
<b>OPERATOR:</b> R. Lewis Fillmore	<b>OPERATOR REPRESENTATIVE:</b> None	<b>TYPE OF OPERATION:</b> 112c - Construction Regular Operation	
<b>REASON FOR INSPECTION:</b> Surety Related	<b>BOND CALCULATION TYPE:</b> None	<b>BOND AMOUNT:</b> \$128,262.00	
<b>DATE OF COMPLAINT:</b> NA	<b>POST INSP. CONTACTS:</b> None	<b>JOINT INSP. AGENCY:</b> None	
<b>WEATHER:</b> Cloudy	<b>INSPECTOR'S SIGNATURE:</b> 	<b>SIGNATURE DATE:</b> February 4, 2022	

**GENERAL INSPECTION TOPICS**

This list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each. No problems or possible violations were noted during the inspection. The mine operation was found to be in full compliance with Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials and/or for Hard Rock, Metal and Designated Mining Operations. Any person engaged in any mining operation shall notify the office of any failure or imminent failure, as soon as reasonably practicable after such person has knowledge of such condition or of any impoundment, embankment, or slope that poses a reasonable potential for danger to any persons or property or to the environment; or any environmental protection facility designed to contain or control chemicals or waste which are acid or toxic-forming, as identified in the permit.

(AR) RECORDS----- <u>N</u>	(FN) FINANCIAL WARRANTY----- <u>Y</u>	(RD) ROADS----- <u>Y</u>
(HB) HYDROLOGIC BALANCE----- <u>N</u>	(BG) BACKFILL & GRADING----- <u>Y</u>	(EX) EXPLOSIVES----- <u>N</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>N</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>Y</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>N</u>
(SM) SIGNS AND MARKERS----- <u>Y</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>Y</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>N</u>	(ST) STIPULATIONS----- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>N</u>	(OD) OFF-SITE DAMAGE----- <u>N</u>	

Y = Inspected / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

### **OBSERVATIONS**

The Boone-Fillmore Pit was inspected by Patrick Lennberg with the Division of Reclamation, Mining and Safety (Division/DRMS). The inspection was completed in response to a Succession of Operators application (SO-4) received by the Division on November 8, 2021. The site was previously inspected by the Division on March 4, 2021 as part of pre-operation inspection for AM-2 approved on March 31, 2021. No one representing the Operator was able to attend the inspection. The weather was cloudy and cold.

The Boone-Fillmore Pit is located in Pueblo County approximately six miles southeast of Boone, Colorado. The pit is an 84-acre 112c Construction Materials Reclamation Permit, for the mining of sand and gravel. The approved post-mining land use is rangeland. The mine site was surrounded by the following land uses: rural residential and rangeland. A mine sign was observed as required by Rule 3.1.12.

The SO-4 application is to transfer the Boone-Fillmore permit from Ron Fillmore to Fremont Paving & Redi-Mix, Inc. During AM-2 the bond was set at \$128,262 in accordance with Exhibit L provided in the amendment application. The amendment application proposed to increase the permit acreage to approximately 194 acres with nearly all the area being affected. The amendment, AM-2, was approved on March 31, 2021 but has not been issued because the Division is waiting for the required financial warranty to be posted. The SO-4 application, when approved, will provide the required financial warranty for AM-2 to be issued.

The site was active at the time of inspection with Pueblo County trucks hauling material off-site. A new mine sign will have to be posted at the primary mine entrance reflecting the new operator. Additionally, new permit boundary markers should be installed at the permit corners to clearly define the permit boundary.

The Division evaluated the financial warranty and determined the current bond amount for AM-2, \$128,262, will be adequate at this time.

Based on observations made during this inspection the Division will approve SO-4. Approval documentation will come under a separate cover letter.

Please contact Patrick Lennberg (303)866-3567 ext. 8114 or email at [patrick.lennberg@state.co.us](mailto:patrick.lennberg@state.co.us) if you have any questions regarding this report.

### **Inspection Contact Address**

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### PHOTOGRAPHS



**Photo 1:** Mine permit sign and Notice sign posted at mine entrance



**Photo 2:** Stockpile of processed material





**Photo 3:** Mining area and highwall looking south, 15-20 feet in height



**Photo 4:** Mining area and highwall looking north, 15-20 feet in height





**Photo 5:** Looking east from the mining area towards the stockpile area



**Photo 6:** Topsoil being salvaged ahead of mining