



April 25, 2022

Brian Wells
Dirt Merchant, Inc.
638 1800 Road
Delta, CO 81416

RE: Wells Pit, M-2006-027, Amendment No. 1 (AM-1) Third Adequacy Review

Dear Mr. Wells,

The Division received the responses to the Second Adequacy Review for the AM-1 application on April 12, 2022. The Division has completed reviewing the adequacy responses and proposed revised materials, and has the following adequacy items;

Rule 6.2.1(2)(a)-(e) General Requirements of exhibits and Rule 6.3.5(3)(a)-(e) Reclamation Plan Map

1. **Rule 6.2.1(2)** outlines the general requirements of what an exhibit needs to include. Please revise the submitted reclamation plan map to identify the current permitted mine boundary. Please ensure that the permit boundary is identified in the map legend as well.
2. Please revise the title the map to Reclamation Plan Map or Exhibit E.
3. **Rule 6.3.5(3)** outlines specific details that will need to be included in Exhibit E. The map will need to show the gradient of all reclaimed slopes (horizontal: vertical) sufficient to describe the post mining topography. The average thickness of replaced overburden by reclamation area or phase and the average thickness of replaced topsoil by reclamation area or phase must be included. These items can be shown on the map as a footnote to the Legend. Please state the reclaimed slope even if the land will be close to a 1:1 slope. Please also state in this section the depth of the replaced overburden and topsoil. If the overburden and topsoil will not be replaced in part or all of the reclaimed areas please include that information in place of the overburden and topsoil depths.

Rule 6.3.4 – Reclamation Plan Exhibit D

4. Please submit a revised reclamation plan that includes both the new revised reclamation plan and the statement (provided on April 12th) that the old reclamation plan will be replaced by the new one entirely. This will condense the required information of Rule 6.3.4 into one exhibit.

This concludes the Division's third adequacy review of the AM-1 application. If you have any questions or concerns, please contact me at clayton.wein@state.co.us or by phone (303)-866-3567 x8185.



Sincerely,

A handwritten signature in dark ink that reads "Clayton Wein". The signature is written in a cursive, slightly slanted style.

Clayton Wein
Environmental Protection Specialist

cc: Travis Marshall, Senior Environmental Protection Specialist