



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

May 18, 2022

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

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

Dear Mr. Wells,

The Division received the responses to the Third Adequacy Review for the AM-1 application on May 3, 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. The response provided to the Division (revised Reclamation Plan Map) satisfies adequacy item #1
2. The revised Reclamation Plan Map satisfies adequacy item #2.
3. **Rule 6.3.5(3):** The revised Reclamation Plan Map includes the depth of the replaced overburden and topsoil. The color of the text for the amounts of replaced topsoil and subsoil is difficult to read. Please change the text to the same color used for the rest of the text in the legend.

Rule 6.3.4 – Reclamation Plan Exhibit D

4. The revised Exhibit D provided to the Division satisfies adequacy item #4

This concludes the Division's Fourth adequacy review of the AM-1 application. Please provide an adequacy response to this letter or a request for an extension no later than May 25, 2022 in order for the decision date deadline of May 27, 2022 to be met. If you have any questions or concerns, please contact me at clayton.wein@state.co.us or by phone (303)-866-3567 x8185.

Sincerely,

Clayton Wein
Environmental Protection Specialist
cc: Travis Marshall, Senior Environmental Protection Specialist

