



July 13, 2022

John M. Warren
Connell Resources, Inc.
7785 Highland Meadows Parkway, Suite 100
Fort Collins, CO 80528

**Re: Carr Pit East, Permit No. M-2022-005; 112 Construction Materials Reclamation Permit
Application Package Second Adequacy Review**

Mr. Warren,

The Division of Reclamation, Mining and Safety (Division/DRMS/Office) reviewed the contents of the Connell Resources, Inc. 112c permit application adequacy response dated June 27, 2022 for the Carr Pit East, File No. M-2022-005 and submits the following comments. The Division is required to issue a recommendation no later than July 18, 2022, therefore a response to the following adequacy review concerns should be submitted to the Division as soon as possible.

The review consisted of comparing the application contents with the specific requirements of Rules 1, 3, 6.1, 6.2, 6.4 and 6.5 of the Minerals Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials effective date July 15, 2019. Any inadequacies are identified under the respective exhibit heading along with suggested actions to correct them.

1.6.2 General Applicant Procedures

1. The Applicant's response is adequate.

1.6.5 Specific Provisions - 112 Reclamation Permit Application

2. The Applicant's response is adequate.

3.1.8 Wildlife

3. The Applicant's response is under further review by the Division.

6.4.1 Exhibit A - Legal Description

4. The Applicant's response is adequate. The Division requests the Applicant revises the Exhibit A text with the language from the adequacy response.

6.4.2 Exhibit B - Index Map

5. The Applicant's response is adequate.

6. The Applicant's response is adequate.



6.4.3 Exhibit C - Pre-mining and Mining Plan Map(s) of Affected land

7. The Applicant's response is adequate.

8. The Applicant's response is adequate.

6.4.4 Exhibit D - Mining Plan

9. The Applicant's response is adequate.

10. The Applicant's response is adequate.

11. The Applicant's response is adequate.

12. The Applicant's response is adequate.

13. The Applicant's response is adequate.

14. The Applicant's response is adequate. The Division requests the Applicant revises the Exhibit D text with the language from the adequacy response.

15. The Applicant's response is adequate. The Division requests the Applicant revises the Exhibit D text with the language from the adequacy response.

16. The Applicant's response is adequate.

6.4.5 Exhibit E - Reclamation Plan

17. The Applicant's response is adequate.

18. The Applicant's response is adequate. The Division requests the Applicant revises the Exhibit E text with the language from the adequacy response.

19. The Applicant's response is adequate.

20. The Applicant's response is adequate. The Division requests the Applicant revises the Exhibit E text with the language from the adequacy response.

21. The Applicant's response is adequate.

22. The Applicant's response is adequate.

23. The Applicant's response is adequate.

24. The Applicant's response is adequate.

6.4.7 Exhibit G - Water Information

25. Known aquifers are not identified in accordance with Rule 6.4.7(2)(b). Please specify if there are any known aquifers such as the South Platte Aquifer the proposed permit area drains to within Exhibit G - Water Information in accordance with Rule 6.4.7(2)(b).

The Applicant did not adequately address Item #25. Please identify all known aquifers.

26. The Applicant's response is adequate.

6.4.8 Exhibit H - Wildlife Information

27. The Applicant's response is under further review by the Division.

28. The Applicant's response is under further review by the Division.

29. The Applicant's response is adequate. The Division requests the Applicant revises the Exhibit H text with the language from the adequacy response.

6.4.9 Exhibit I - Soils Information

30. The Applicant's response is adequate. The Division requests the Applicant revises the Exhibit I text with the language from the adequacy response.

6.4.10 Exhibit J - Vegetation Information

31. The Applicant's response is adequate.

6.4.12 Exhibit L - Reclamation Cost Estimate

32. The Applicant's response is adequate.

6.4.19 Exhibit S - Permanent Man-made Structures

33. The Applicant's response is adequate.

Additional Comments

34. The Applicant's response is adequate for the Colorado Division of Water Resources and History Colorado comment letters. The Applicant's response to the Colorado Parks and Wildlife comment letter is under further review by the Division.

Please be advised the Carr Pit East application may be deemed inadequate, and the application may be denied on July 18, 2022, unless the above mentioned adequacy review items are addressed to the satisfaction of the Division. If more time is needed to complete the reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of the Applicant's right to a decision by July 18, 2022 and request for additional time. This must be received no later than the decision date.

If you have any questions, please contact me at peter.hays@state.co.us or (303) 866-3567 Ext. 8124.

Sincerely,



Peter S. Hays
Environmental Protection Specialist

Ec: Jared Ebert; Division of Reclamation, Mining & Safety
Bill Schenderlein; Blue Earth Solutions, LLC