




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

The Division of Reclamation, Mining and Safety 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> White Wolf Construction Borrow Pit	<b>MINE/PROSPECTING ID#:</b> M-2018-029	<b>MINERAL:</b> Borrow material for	<b>COUNTY:</b> Las Animas
<b>INSPECTION TYPE:</b> Monitoring	<b>INSPECTOR(S):</b> Peter Hays	<b>INSP. DATE:</b> August 30, 2022	<b>INSP. TIME:</b> 09:00
<b>OPERATOR:</b> White Wolf Construction & Landscaping, LL	<b>OPERATOR REPRESENTATIVE:</b> Joe Montoya	<b>TYPE OF OPERATION:</b> 111 - Construction by Government Agency	

<b>REASON FOR INSPECTION:</b> Normal I&E Program	<b>BOND CALCULATION TYPE:</b> None	<b>BOND AMOUNT:</b> \$3,628.00
<b>DATE OF COMPLAINT:</b> NA	<b>POST INSP. CONTACTS:</b> None	<b>JOINT INSP. AGENCY:</b> None
<b>WEATHER:</b> Clear	<b>INSPECTOR'S SIGNATURE:</b> 	<b>SIGNATURE DATE:</b> September 16, 2022

**The following inspection topics were identified as having Problems or Possible Violations. OPERATORS SHOULD READ THE FOLLOWING PAGES CAREFULLY IN ORDER TO ASSURE COMPLIANCE WITH THE TERMS OF THE PERMIT AND APPLICABLE RULES AND REGULATIONS. If a Possible Violation is indicated, you will be notified under separate cover as to when the Mined Land Reclamation Board will consider possible enforcement action.**

**INSPECTION TOPIC:** Signs & Markers

**PROBLEM:** The mine identification sign and affected area boundary markers were not observed per the requirements of Rule 3.1.12. The Operator shall, at the entrance of the mine site post a sign, which shall be clearly visible from the access road, with a minimum size equaling one hundred and eighty-seven (187) square inches, such as eleven (11) inches in height and seventeen (17) inches in width, with appropriate font size, with the following: the name of the Operator, a statement that a reclamation permit for the operation has been issued by the Colorado Mined Land Reclamation Board; and the permit number.

**CORRECTIVE ACTIONS:** The Operator must post a sign at the entrance to the mine site which shall be clearly visible from the access road and specify the following; the name of the operator, indicate that a reclamation permit for the operation has been issued by the Colorado Mined Land Reclamation Board, and the permit number. The boundaries of the affected area must be marked by monuments or other markers that are clearly visible and adequate to delineate such boundaries.

**CORRECTIVE ACTION DUE DATE:** 10/14/22

## **OBSERVATIONS**

The White Wolf Construction Borrow Pit was inspected by Peter Hays with the Division of Reclamation, Mining and Safety (Division/DRMS) as part of the Division's monitoring inspection program. Mr. Joe Montoya with White Wolf Construction & Landscaping, LLC was present during the inspection. The site was previously inspected by the Division on March 18, 2022.

The primary reason for the inspection was to encourage the Operator to submit the overdue annual report, map and fee for the site. Annual reports are due every year on the anniversary date of the permit issuance by the Division. The anniversary date for the White Wolf Pit is May 24.

The Division mailed a Notice of Violation (NOV) letter dated July 27, 2022 informing the Operator of the overdue 2022 annual report, map and fee. The Division staff attempted to contact the Operator by telephone and email regarding the overdue report, but was not able to contact the Operator. The NOV letter was returned to the Division on August 25, 2022 and was marked as unclaimed. The Division hand delivered a copy of the NOV letter to the Operator during the inspection. The overdue annual report, map and fee were received by the Division on September 7, 2022. The Division mailed the Operator a letter withdrawing the NOV letter on September 8, 2022. The site is considered in compliance by the Division.

The site is a construction materials special operation 111(1)(b) approved for 0.41 acres. In accordance with Rule 1.1(50.1), all extraction and export of materials must be completed within 12 months of permit issuance. The permit was issued on May 24, 2019, therefore excavation and exportation of materials should have been completed by May 24, 2020.

The site appeared unchanged since the previous inspection. A small excavation was observed in the northeast corner of the site. The excavation consisted of a 2 to 6 foot high nearly vertical highwall.

Mr. Montoya stated during the inspection all mining activities have concluded at the site, including the transportation of material from the site to an area on his property. The Division will require Mr. Montoya to complete reclamation of the site under the existing permit by the end of 2022. If Mr. Montoya intends to continue excavating and exporting material, he will be required to apply for and obtain a new permit from the Division.

Mr. Montoya stated during the inspection he intends to begin reclamation of the site soon. The site reclamation is expected to be completed in accordance with the approved Reclamation Plan by the end of the year. The approved Reclamation Plan requires the replacement of 4- 6 inches of topsoil, 3H:1V slopes and revegetation with the Zone 2 Foothills Lower Montane seed mixture.

The mine identification sign and affected area boundary markers were not observed per the requirements of Rule 3.1.12. This was cited as a problem by the Division requiring corrective action by the Operator. Mr. Montoya stated the mine sign and boundary markers would be installed soon.

Erosion features including small gullies and rills were observed in the northwest portion of the site. The Operator will be required to repair the erosion features, regrade the area and vegetate the site to prevent future erosion features at the site.

The Division currently holds a financial warranty in the amount of \$ 3,628.00.

Photographs taken during the inspection are attached. If you need additional information or have any questions, please contact me at the Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at 303.866.3567 x 8124, or by email at [peter.hays@state.co.us](mailto:peter.hays@state.co.us).

### GENERAL INSPECTION TOPICS

The following list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each

(AR) RECORDS----- <u>N</u>	(FN) FINANCIAL WARRANTY----- <u>Y</u>	(RD) ROADS----- <u>Y</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>N</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>PB</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>N</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

#### Inspection Contact Address

Joe Montoya  
White Wolf Construction & Landscaping, LLC  
24541 Hwy 12  
Trinidad, CO 81082

Ec: Jared Ebert, DRMS

## PHOTOGRAPHS



View of the site from the access road looking northwest



View of the site from the access road looking northeast