



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

February 13, 2023

Jason Burkey  
Oldcastle SW Group Inc. dba United Companies  
2273 River Road  
Grand Junction, CO 81505

**Re: Adequacy Review 3, Technical Revision No. TR2, Tellier Gravel Pit, Permit No. M-1998-058**

Dear Mr. Burkey,

On February 6, 2023, the Division of Reclamation, Mining and Safety (Division) received your second adequacy review responses for your Technical Revision (TR2) for the Tellier Gravel Pit, File No. M-1998-058. During the review of the material submitted, the Division determined that the following additional items need to be adequately addressed before TR2 can be considered for approval. **The Division is required to make an approval or denial decision no later than February 27, 2023.** Please respond to this Adequacy Review with the requested information and summarize each response to the numbered items below, in a cover letter titled "Adequacy Review Responses 3, TR2, M-1998-058".

10. In response to Item 8, you provided a revised version of the updated Reclamation Plan Map. This revised map now contains two wetland areas, one in each of the mining areas, however their size and location do not match the previously approved plan. Additionally, in response to Item 2 you have already clarified that the TR2 catchment area is in addition to the wetland areas, however the revised map shows the catchment area now replaces the wetland area for the Phase II Mine Block. Lastly, the three drainage ditches which carry surface water to supply the wetlands are not included on the map. The permit record reflects the approved wetland areas were to offset the impacts of the access road crossing the drainage and associated wetlands that were determined by an informal wetlands investigation and then a subsequent site visit by the the U.S. Army Corps of Engineers (USACE). The approved wetland areas were also proposed to fulfil a request by the Division of Wildlife (now CPW) to mitigate wildlife impacts. During the 1998 permitting process, the Applicant stated they were in the process of preparing a Nationwide Section 14 Road Crossing 404 Permit application and proposed the use of the two wetland areas as mitigation for the 404 permit. Given this, TR2 cannot include a change to the approved wetland areas. You may submit a subsequent Technical Revision if you wish to modify the approved wetland areas. This revision would need to be accompanied by documentation from, or correspondence with, the USACE and CPW regarding the proposed change. At this time, for TR2 to be approved, please submit a revised Reclamation Plan Map with the approved wetland areas and drainage ditches as depicted on the current approved Reclamation Plan Map (received October 26, 1998).

This concludes the Division's second adequacy review of this revision. If you have any questions, please contact me at 303-866-3567 ext. 8132 or [elliott.russell@state.co.us](mailto:elliott.russell@state.co.us).

Sincerely,

Elliott R. Russell  
Environmental Protection Specialist

Cc: Michael Cunningham, Division of Reclamation, Mining & Safety

