




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

The Division of Reclamation, Mining and Safety has 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.

MINE NAME: Wiley Pit	MINE/PROSPECTING ID#: M-1977-223	MINERAL: Sand and gravel	COUNTY: Prowers
INSPECTION TYPE: Surety Release Inspection	WEATHER: Clear	INSP. DATE: April 14, 2023	INSP. TIME: 10:30
OPERATOR: Five Rivers Ranch Cattle Feeding LLC	OPERATOR REPRESENTATIVE: Thane Milenski	TYPE OF OPERATION: 112c - Construction Regular Operation	
REASON FOR INSPECTION: Surety Release Requested	BOND CALCULATION TYPE: Partial	BOND AMOUNT: \$193,235.00	
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None	
INSPECTOR(S): Nikie Gagnon	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: April 26, 2023	

GENERAL INSPECTION TOPICS

This list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each. No problems or possible violations were noted during the inspection. The mine operation was found to be in full compliance with Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials and/or for Hard Rock, Metal and Designated Mining Operations. Any person engaged in any mining operation shall notify the office of any failure or imminent failure, as soon as reasonably practicable after such person has knowledge of such condition or of any impoundment, embankment, or slope that poses a reasonable potential for danger to any persons or property or to the environment; or any environmental protection facility designed to contain or control chemicals or waste which are acid or toxic-forming, as identified in the permit.

(AR) RECORDS----- <u>N</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>N</u>
(HB) HYDROLOGIC BALANCE----- <u>N</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>N</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>Y</u>
(SM) SIGNS AND MARKERS----- <u>N</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>Y</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

OBSERVATIONS

The Wiley Pit was inspected by Nikie Gagnon with the Division of Reclamation, Mining and Safety (Division/DRMS). Thane Milenski, representing Five Rivers Ranch Cattle Feeding LLC (Operator) accompanied the Division during the inspection. The Wiley Pit is a 112c operation permitted for 174.60 acres and the post-mine land use is developed water resources and rangeland. The site is located approximately 7 miles northwest of Lamar, Colorado.

This inspection was completed as part of an acreage reduction request (AR-1), submitted in accordance with Rule 4.17, filed with the Division on March 10, 2023. The permittee is requesting a release of 10.70 acres. No comments or objections were submitted for AR-1 within the comment period, which closed on March 25, 2023. The site was previously inspected by the Division on July 12, 2022.

Signs and Markers:

During the inspection, a permit sign was observed posted at the main site entrance off of Hwy 287. The 10.70 acre release area is surrounded by a barbed wire fence.

Reclamation Success:

Based on past inspection reports and a review of Google Earth, the southeastern portion of the permit area (south of the main access road) was never mined or disturbed by the mining operation. The release area is vegetated by a mixture of native grasses and annual weeds (kochia and Russian thistle). This inspection occurred in the early spring, prior to the grasses starting to grow up in-between the previous season's dead material. The vegetation cover is dense and consistent with the surrounding land. Annual weeds are likely encroaching into this parcel from the unclaimed mined land surrounding it. The Operator indicated that after release, this 10.70-acre parcel will be leased for industrial use.

The Division will approve AR-1 to release 10.7 acres from the permit area. This release will leave a total permit area of 163.9 acres. The AR-1 approval letter will be sent to the operator separately from this report. The operator will now need to submit a Technical Revision (see enclosed form) which includes updated mining and reclamation plan maps showing the revised 163.9 acre permit boundary. These maps must meet the requirements of Rules 6.2.1(2), 6.4.3 (for the mining plan map), and 6.4.6 (for the reclamation plan map). For reference, the Division is enclosing the previously approved mining and reclamation plan maps for the site.

Financial Warranty:

The Division reviewed the change associated with the release of 10.70 acres and determined the warranty will remain the same since the area was undisturbed by mining and is not included in the current warranty calculation for reseeding or topsoil placement.

Photographs taken during the inspection are attached.

Any questions or comments regarding this inspection report should be forwarded to Nikie Gagnon at the Colorado Division of Reclamation, Mining and Safety via telephone at 303-866-3567, ext. 8126, or email at nikie.gagnon@state.co.us

PHOTOGRAPHS



Photo 1: Looking southwest across release area.



Photo 2: Looking south across the release area from the access road.



Photo 3: Looking west from the access road parallel to the release area. Barbed wire fence surrounds this undisturbed area.



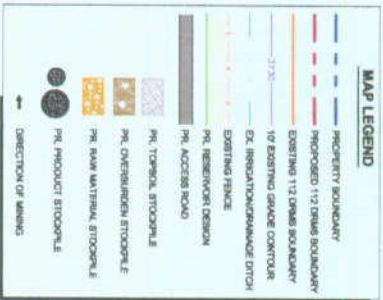
Photo 4: Looking southeast from the western boundary of the release area.

Inspection Contact Address

Thane Milenski
Five Rivers Ranch Cattle Feeding LLC
2258 US Hwy 50
Lamar, CO 81052

Encls: Technical revision form
Approved mining plan map
Approved reclamation plan map

CC: Amy Eschberger, Senior EPS, DRMS



DESCRIPTION OF PERMIT BOUNDARY

PARCEL A:

Beginning at the N 1/4 corner of Section 18, T22S, R47W of the 6th P.M., thence

S 89°25'29" E a distance of 205.65', thence

S 18°29'59" E a distance of 479.82', thence

S 54°12'59" E a distance of 159.84', thence

S 11°33'52" W a distance of 400.10', thence

S 27°25'19" E a distance of 100.06', thence

S 11°33'52" W a distance of 60.18', thence

N 69°33'28" W a distance of 1235.75', thence

S 0°17'31" E a distance of 560.71', thence

N 80°35'28" W a distance of 681.52', thence

N 86°37'28" W a distance of 634.51', thence

S 0°22'28" W a distance of 1178.17', thence

S 2°29'51" E a distance of 12.35', thence

S 86°47'20" W a distance of 707.55', thence

N 89°41'45" W a distance of 60.07', thence

N 0°32'24" W a distance of 59.76', thence

N 0°22'28" E a distance of 1801.25', thence

N 86°35'28" W a distance of 624.45', thence

N 0°24'31" E a distance of 361.81', thence

N 86°33'28" W a distance of 1041.79', thence

N 0°14'37" W a distance of 300.02', thence

S 89°33'28" E a distance of 1045.21', thence

N 0°25'28" E a distance of 320.02', thence

S 89°33'28" W a distance of 1350', thence

N 13°32'41" E a distance of 1350', thence

PARCEL B:

S 7°30'33" W a distance of 6385' to the second P.O.B., thence

PARCEL C:

S 0°32'24" E a distance of 617.42', thence

S 23°24' E a distance of 198.52', thence

S 0°32'24" E a distance of 2111.46', thence

S 44°27'09" W a distance of 288.31', thence

S 0°32'24" E a distance of 380.02', thence

S 11°33'52" W a distance of 400.10', thence

N 80°35'28" W a distance of 681.52', thence

N 86°37'28" W a distance of 634.51', thence

N 0°22'28" W a distance of 1178.17', thence

N 11°33'20" W a distance of 70.17', thence

N 0°32'24" W a distance of 350.25', thence

N 44°27'09" W a distance of 288.31', thence

N 0°32'24" E a distance of 198.52', thence

N 0°32'24" W a distance of 604.55', thence

N 0°32'24" W a distance of 60.07', thence

N 89°45'22" W a distance of 60.01', back to the second P.O.B.

TOTAL PERMIT AREA IS 174.8 ACRES

MINING TIMETABLE	
Excavate and construct Water Storage Reservoir	(6 months) January 2010 to July 2010
Processing and sales of materials	(30 years) July 2010 to July 2040

CONTOUR INTERVAL: 10 FEET
(USGS CONTOURS BASED ON WILEY & LAMAR WEST 7.5 QUADRANGLE MAPS)
BASEMAP SOURCE: SURVEY COMPLETED BY BRINKMAN LAND SURVEYING, INC. DATED NOVEMBER 6, 2007

APPROXIMATE COORDINATES OF NORTH ENTRY GATE

N 87° 42' 52" N, L 101° 43' 25" W
UTM ZONE 13, WAD83
4,222,512 M

APPROX. CENTER OF MINING OPERATION
SECTION 18, T22S, R47W, 9th P.M.
PROMERS COUNTY, CO.

CLIENT	WILEY PIT (M-1977-223)
DESIGN	J.V. Development
DATE	10/22/08



COLORADO DIVISION OF RECLAMATION, MINING AND SAFETY

1313 Sherman Street, Room 215, Denver, Colorado 80203 ph(303) 866-3567

REQUEST FOR TECHNICAL REVISION (TR) COVER SHEET

File No.: M- _____ Site Name: _____

County _____ TR# _____ (DRMS Use only)

Permittee: _____

Operator (If Other than Permittee): _____

Permittee Representative: _____

Please provide a brief description of the proposed revision: _____

As defined by the Minerals Rules, a Technical Revision (TR) is: “a change in the permit or application which does not have more than a minor effect upon the approved or proposed Reclamation or Environmental Protection Plan.” The Division is charged with determining if the revision as submitted meets this definition. If the Division determines that the proposed revision is beyond the scope of a TR, the Division may require the submittal of a permit amendment to make the required or desired changes to the permit.

The request for a TR is not considered “filed for review” until the appropriate fee is received by the Division (as listed below by permit type). Please submit the appropriate fee with your request to expedite the review process. After the TR is submitted with the appropriate fee, the Division will determine if it is approvable within 30 days. If the Division requires additional information to approve a TR, you will be notified of specific deficiencies that will need to be addressed. If at the end of the 30 day review period there are still outstanding deficiencies, the Division must deny the TR unless the permittee requests additional time, in writing, to provide the required information.

There is no pre-defined format for the submittal of a TR; however, it is up to the permittee to provide sufficient information to the Division to approve the TR request, including updated mining and reclamation plan maps that accurately depict the changes proposed in the requested TR.

Required Fees for Technical Revision by Permit Type - Please mark the correct fee and submit it with your request for a Technical Revision.

<u>Permit Type</u>	<u>Required TR Fee</u>	<u>Submitted</u> (mark only one)
110c, 111, 112 construction materials, and 112 quarries	\$216	<input type="checkbox"/>
112 hard rock (not DMO)	\$175	<input type="checkbox"/>
110d, 112d(1, 2 or 3)	\$1006	<input type="checkbox"/>