



COLORADO

Division of Reclamation,
Mining and Safety


Department of Natural Resources

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: Carr Gravel Resource	MINE/PROSPECTING ID#: M-1988-048	MINERAL: Sand and gravel	COUNTY: Weld
INSPECTION TYPE: Surety-Related Inspection	WEATHER: Clear	INSP. DATE: August 10, 2023	INSP. TIME: 10:00
OPERATOR: L. G. Everist, Incorporated	OPERATOR REPRESENTATIVE: Lynn Mayer-Shults	TYPE OF OPERATION: 112c - Construction Regular Operation	

REASON FOR INSPECTION: Surety Related	BOND CALCULATION TYPE: Partial Bond	BOND AMOUNT: \$77,400.00
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None
INSPECTOR(S): Eric Scott	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: August 11, 2023

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: Financial Warranty

PROBLEM/POSSIBLE VIOLATION: Problem: The financial warranty is not adequate to reclaim the site in accordance with the approved reclamation plan. This is a failure to maintain the proper financial warranty amount to complete reclamation of the affected lands pursuant to C.R.S. 34-32.5-117(4)(b) of the Act.

CORRECTIVE ACTIONS: The operator shall submit adequate financial warranty, as determined by the Division. The Division will be sending a separate surety increase notice to the operator regarding the increase of the financial warranty. The operator will have 60 days from the date on the surety increase notice to post the additional financial warranty.

CORRECTIVE ACTION DUE DATE: 10/10/23

OBSERVATIONS

This was surety-related inspection for the 112c Carr Gravel Resource site. The inspection was conducted by Eric Scott of DRMS. DRMS met with Lynn Mayer-Shults of L.G. Everist at approximately 10:00. The site entrance is located on the south side of Weld County 126 RD approximately 500 feet east of the Union Pacific railroad tracks on the east side of the Town of Carr. The required postings were present at the site entrance.

This site is currently an active 521 acre 112c sand and gravel operation. The operator submitted a request to DRMS to put the site into its first period of Temporary Cessation (TC1) on July 18, 2023. The required notices were sent out to all parties by DRMS on July 27, 2023. To date, no objections or comments to the proposed temporary cessation have been received by the Division. Prior to placing the request for Temporary Cessation on the MLRB agenda, the Division must conduct an inspection of the site to verify that there are no outstanding issues that would prevent the site from being placed into temporary cessation, and to verify the adequacy of the financial warranty for the site.

Although no other issues were observed during the inspection, as noted on the first page of this report, the current financial warranty is no longer adequate to complete the required reclamation of the site. The required bond was recalculated using the DRMS CIRCES software, and it has been determined that a bond increase of \$40,950.00 is required. The CIRCES summary report was provided by email for review by the operator.

As stated on the first page of this report, a surety increase notice will be issued concurrently with this inspection report. The required bond increase is due no later than 60 days from the date on that notice. As soon as the surety increase is received and approved by DRMS, and assuming no objections to the request for TC are received, the request for TC will be placed on the next available MLRB agenda for approval.

Representative photos of the current site conditions are attached to this report. At this time, only approximately 35 acres of the permitted are affected which would require reclamation earthwork and revegetation. Several topsoil and product stockpiles are present, and a small 3-6 foot scarp exists at the edge of the excavated area.

Please note that if/when the request to place the site into Temporary Cessation is approved, the operator is still required to conduct site maintenance activities as appropriate, and submit the annual fee, report, and map.

Efforts to control weed species within the permit area including thistle, Russian thistle, cheat-grass and bindweed should continue. These efforts will be beneficial for the remaining permit area when reclamation vegetation is established. No other issues or problems were noted during the inspection. This concluded the inspection and DRMS left the site at approximately 11:00.

Inspection Contact Address

Lynn Mayer-Shults
L. G. Everist, Incorporated
7321 E 88th Avenue, Suite 200
Henderson, CO 80640

PHOTOGRAPHS



Photo 1 – Site identification sign posted at site entrance as required.



Photo 2 – Existing topsoil and product stockpiles on site.



Photo 3 – Topsoil will need to be replaced and scarp at edge of existing excavation graded.



Photo 4 – Existing product stockpiles on site. Standing water due to recent heavy rainfall.

GENERAL INSPECTION TOPICS

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

(AR) RECORDS----- <u>Y</u>	(FN) FINANCIAL WARRANTY----- PB	(RD) ROADS----- <u>Y</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>Y</u>	(EX) EXPLOSIVES----- <u>NA</u>
(PW) PROCESSING WASTE/TAILING---- <u>NA</u>	(SF) PROCESSING FACILITIES----- <u>Y</u>	(TS) TOPSOIL----- <u>Y</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>Y</u>	(FW) FISH & WILDLIFE----- <u>NA</u>	(RV) REVEGETATION---- <u>Y</u>
(SM) SIGNS AND MARKERS----- <u>Y</u>	(SP) STORM WATER MGT PLAN---- <u>NA</u>	(RS) RECL PLAN/COMP-- <u>Y</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>NA</u>	(SC) EROSION/SEDIMENTATION-- <u>NA</u>	(ST) STIPULATIONS----- <u>NA</u>
(AT) ACID OR TOXIC MATERIALS----- <u>NA</u>	(OD) OFF-SITE DAMAGE----- <u>NA</u>	

Y = Inspected / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited