



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

August 16, 2023

Rick Ensminger  
PO Box 276  
Haxtun, CO 80731

**Re: Extension Request Approval, Corrective Actions, Ensminger Pit, Permit File No. M-2002-068**

Dear Mr. Ensminger,

On August 16, 2023, the Division of Reclamation, Mining and Safety (DRMS/Division) received your request, per phone conversation, to extend the deadline for the following corrective actions cited in the May 2023 inspection report for the Ensminger Pit:

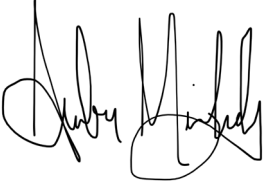
- **PROBLEM:** The current reclamation plan needs to be updated and clarified pursuant to C.R.S. 34-32.5-110(1)(a)(VII) and (IX) and C.R.S. 34-32.5-116 (1). The operator must provide sufficient information to describe or identify how the operator intends to conduct reclamation.  
**CORRECTIVE ACTIONS:** The operator shall submit a Technical Revision, with the required \$216 revision fee, to update and clarify the current approved reclamation plan to reflect existing and proposed activities by the corrective action date.
- **PROBLEM:** An erosion gully was observed on-site. This is a problem at this time for failure to protect the affected land from erosion pursuant to C.R.S. 34-32.5-116(4)(j).  
**CORRECTIVE ACTIONS:** The Operator shall provide photo documentation to the Division verifying erosion the gully has been repaired, and that the site has have been reconstructed and stabilized to prevent erosion damage by the corrective action date.
- **PROBLEM:** The affected area boundary markers are missing or incorrectly placed. This is a problem for failure to maintain boundary markers around the affected area as required by Section 3.1.12(2) of the rule.  
**CORRECTIVE ACTIONS:** The Operator shall conduct a survey and replace the boundary markers in the correct location(s). The Operator shall provide proof to the Division that this has been done by the corrective action date.

The extension requested to move the due date 30 days from its current August 16, 2023 due date to September 15, 2023. **The Division hereby approves the extension request. The new due date for these problems is set for September 15, 2023.**

If you need additional information or have any questions, please contact me by telephone at (303) 866-3567 x8137, (720) 836-0967, or by email at [amber.michels@state.co.us](mailto:amber.michels@state.co.us).

Sincerely,



A handwritten signature in black ink, appearing to read 'Amber Michels', with a large, stylized initial 'A'.

Amber Michels  
Environmental Protection Specialist

cc: Jared Ebert, DRMS