



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

September 11, 2023

Mr. H. Bruce Humphries  
Regulatory Permits Management Inc.  
25049 E. Alder Dr.  
Aurora, CO 80016  
(303) 854-7499  
hlhumphries2@comcast.net

**RE: Dill Pit, Permit No. M2009-077, Decision Due Date Extension Request Approval**

Dear Mr. Humphries:

On September 8, 2023 the Division of Reclamation Mining and Safety (Division) received your request to extend the corrective action date for the following problems identified in the Division's June 15, 2023 inspection report:

**INSPECTION TOPIC:** Off-site Damage

**PROBLEM #1:** The Division found that 1.9 acres of land, immediately east of the operation, have been affected outside of the approved permit boundary. Imported silty clay has been stockpiled outside of the permit boundary with the intent to use for reclamation. The stockpiles are stored on property owned by the operator and have not yet been used in reclamation of the mining operation. Using these stockpiles in reclamation of the mining operation would result in a possible violation pursuant to C.R.S. 34-32.5-116(4)(i) for failure to protect areas outside of the affected land from slides or damages occurring during the mining operation.

**CORRECTIVE ACTIONS:** If the operator wishes to use any of the material stored outside of the permit boundary for the mining operation, an Amendment application must be submitted to expand the permit boundary to include the stockpile area. Alternatively, if the operator plans to use the material on their property, and not for reclamation of the mining operation, a written commitment shall be submitted stating as such. Either the above referenced Amendment application or the written commitment must be submitted to our office by the corrective action due date.

**NEW CORRECTIVE ACTION DUE DATE:** September 29, 2023

**INSPECTION TOPIC:** Financial Warranty

**PROBLEM #2:** 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) and Rule 4.2.1(1).

**CORRECTIVE ACTIONS:** The Division has re-evaluated the required financial warranty for reclaiming the site in accordance with the approved reclamation plan (see enclosed bond estimate). Any comments regarding the Division's bond estimate and/or evidence demonstrating reclamation work has been completed shall be submitted by the corrective action due date. If, by the corrective action due date, no comments or additional information has been received, a notice of surety increase will be mailed to the operator for the amount shown in the enclosed bond estimate. The operator will have 60 days from the date on the surety increase notice to post the additional financial warranty.

**NEW CORRECTIVE ACTION DUE DATE:** September 29, 2023

The Division has approved your extension request, giving the new corrective actions due dates listed above. If you require additional information, or have questions or concerns, please feel free to contact me by phone at (303) 866-3567, ext. 8147, or by email at [joel.renfro@state.co.us](mailto:joel.renfro@state.co.us).

Sincerely,

A handwritten signature in blue ink that reads "Joel Renfro".

Joel Renfro  
Environmental Protection Specialist

Cc: Amy Eschberger, DRMS