



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman St. Room 215
Denver, CO 80203

October 17, 2023

Chris Oestreich
BURNCO Colorado LLC
10100 Dallas St
Henderson CO 80640

RE: File M2018-037; Inouye Gravel Mine; Technical Revision 2 (TR2) – Adequacy Review 1

Mr. Oestreich:

The Division of Reclamation, Mining and Safety received Technical Revision 2 (TR2) for the above listed permit on October 16, 2023. The decision date for this revision has been set for November 16, 2023. DRMS has completed the initial adequacy review of TR2, and as with most revisions, there are several items that will require clarification of the existing information or submittal of additional information.

Please be advised that if you are unable to satisfactorily address any concerns identified in this review before the decision date, it will be your responsibility to request an extension of the review period. If there are outstanding issues that have not been adequately addressed prior to the end of the review period, and no extension has been requested, the Division must deny this revision.

The TR as submitted proposes modifications to the existing approved mining plan and reclamation bond amount as identified in the TR2 submittal and outlined below.

- 1) Mine pit limit changes and reduction of setbacks based on P&A of gas/oil wells listed, and installation of conveyor route between Phase 2A and 2B as detailed in TR2 submittal.
- 2) Removal of Concrete and Asphalt Plants from site mining plan.
- 3) Change in overburden stockpile locations as detailed in TR2 submittal.
- 4) Change in location of aggregate plant and product stockpile locations from NW corner of Phase 1 to include area inside the slurry wall in SW corner of Phase 2A as detailed in TR2 submittal.



- 5) Addition of a conveyor route from Phase 3 to the processing area.
- 6) TR2 as submitted also requested a reduction/modification to the required reclamation bond amount for the site based on the SEO approval of the Phase 3 slurry wall liner. (The bonding task spreadsheet referred to in the submittal attachment list was not provided as part of the TR2 submittal)

Please provide the requested information for the following items:

- 1) Please submit as-built specifications and total installation costs for the Phase 3 slurry wall as installed. DRMS will adjust the bond for the site to include 20% of the total installation cost for slurry walls that have been provisionally approved by SEO, and 100% of the installation cost for any slurry walls that have not been provisionally approved by SEO. Costs for remaining reclamation tasks as identified in AM1 will be recalculated based on current CIRCES rates.
- 2) Please provide updated costs and backup documentation for installation of spillway structures as identified in the TR2 reclamation plan map for all phases.
- 3) Please update the provided Mining Plan map for TR2 to also include the new proposed locations and volumes of the overburden stockpiles as described in item #3 above, and the location of the conveyor route from Phase 3 to the processing area as described in item #5 above.

This letter shall not be construed to mean that there are no other technical issues in the submittal. Other issues may arise during the review process, or as additional information is supplied.

If you have any questions, please contact me at (303) 229-9414.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric Scott".

Eric Scott
Environmental Protection Specialist