



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

November 17, 2023

Richard Murphy
The Denver Brick Company
210 Acme St
Denton, TX 76205

Re: Bijou Clay Mine, Permit No. M-1997-007, Approval of Corrective Action Date Extension

Dear Mr. Murphy:

On November 15, 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 August 3, 2023 inspection report:

INSPECTION TOPIC: Erosion/Sedimentation

PROBLEM #1: Erosion gullies and rills were observed on-site. Gullies were found north west of the phase 4 pit and also east of the phase 3 pit. Rill erosion was observed throughout the site on bare slopes, which may form into gullies if left untouched. 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) and Rule 3.1.6(3).

CORRECTIVE ACTIONS: The operator shall provide photo documentation to the Division verifying erosion gullies have been repaired, rills are being controlled, and that the site has been reconstructed and stabilized to prevent further erosion damage by the corrective action date.

NEW CORRECTIVE ACTION DUE DATE: December 17, 2023

INSPECTION TOPIC: Revegetation/ Noxious Weeds

PROBLEM #2: There are state-listed noxious weeds present on site. This is a problem for failure to employ weed control methods for state listed noxious weed species within the permitted area, and to reduce the spread of weeds to nearby areas as required by Rule 3.1.10(6).

CORRECTIVE ACTIONS: The operator shall submit evidence (invoice for service, receipt of chemical purchase, and/or images of sprayed plants) to the Division of implementation of the approved weed control plan by the corrective action due date.

NEW CORRECTIVE ACTION DUE DATE: May 15, 2024

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.

Sincerely,



A handwritten signature in blue ink that reads "Joel Renfro". The signature is written in a cursive style with a large, stylized 'J' and 'R'.

Joel Renfro
Environmental Protection Specialist

Cc:
Amy Eschberger, DRMS