



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

April 26, 2024

Tom Andersen  
Yuma County  
1310 Blake  
Wray, CO 80758

**RE: Adequacy Review, 110c Construction Materials Application, Ritchey Sand Pit  
Reclamation, File No. M-2023-027**

Dear Mr. Andersen:

The Division of Reclamation, Mining and Safety (Division) is in the process of reviewing the above referenced application to ensure that it adequately satisfies the requirements of Rules 1, 3, 6.1, 6.2, and 6.3 of the Minerals Rules and Regulations of the Colorado Mined Land Reclamation Board for Extraction of Construction Materials.

During review of the material submitted, the Division determined that the following issues of concern shall be adequately addressed before the application can be considered for approval. **The Division is required to make an approval or denial decision no later than May 15, 2024; therefore, a response to the following adequacy review concerns should be submitted to the Division as soon as possible.**

General Application Procedures

1. As required by Rule 1.6.2(1)(g), please submit proof of publication of a public notice in a newspaper of general circulation in the locality of the proposed mining operation.
2. As required by Rule 1.6.2(1)(g), please submit proof that the public notice was provided to all owners of record of surface and mineral rights of the affected land and to the owners of record of all land surface within 200 feet of the boundary of the affected land. Proof of notice may be return receipts of a certified mailing or by proof of personal service.

Reclamation Plan

3. During the pre-operation inspection, the Division and Operator discussed the proposed revegetation plan and seed mix. Due to the sandy soils and possibility for wind and water erosion, the Division recommends that you contact the Yuma County Conservation District for assistance with a recommended reclamation seed mixture and any other recommendations (soil amendments and site preparation) to ensure the greatest possibility of success in plant establishment and vegetation



development at this site. Please submit the Conservation District's recommendations to the Division in your response.

This concludes the Division's adequacy review of this application. Please be advised the permit application may be deemed inadequate, and the application may be denied on May 15, 2024, unless the above adequacy review items are addressed to the satisfaction of the Division. If more time is needed to complete the reply, the Division can grant an extension to the decision date. This will be done upon receipt of a written waiver of the Applicant's right to a decision by May 15, 2024, and the request for additional time. This request must be received no later than the decision deadline date.

The Division will continue to review your application and will contact you if additional information is needed.

If you require additional information, or have questions or concerns, please feel free to contact me at the Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at 303-866-3567 x 8126, or by email at [nikie.gagnon@state.co.us](mailto:nikie.gagnon@state.co.us).

Sincerely,



**Nikie Gagnon**

Environmental Protection Specialist

Cc: Jared Ebert, Senior EPS, DRMS