



## Response to Reclamation Permit Application Consideration

DATE: August 13, 2024  
TO: Ursula E. Armstrong  
CC: Division 2 Office; District 67 Water Commissioner  
FROM: Katharine Anderson  
RE: McClave Ranch Pit, File No. M-2024-038  
Operator: Premium Pellets, LLC  
Contact: Ron Peterson, (719) 688-3668  
Sec. 35, Twp. 22S, Rng. 49W, 6<sup>th</sup> P.M., Bent County

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### CONDITIONS FOR APPROVAL

- ☒ The proposed operation does not anticipate exposing groundwater. Therefore, exposure of ground water must not occur during or after mining operations.
- ☒ The applicant must identify the proposed well permit number(s) and/or decreed water source(s) permitting dust suppression as a water use on the parcel of McClave Ranch Pit.
- ☒ If storm water is contained on-site, the applicant should be aware that, unless the storm water detention structures can meet the requirements of a “storm water detention and infiltration facility” as defined in section 37-92-602(8), Colorado Revised Statutes, the structure may be subject to administration by this office. The applicant should review DWR’s *Administrative Statement Regarding the Management of Storm Water Detention Facilities and Post-Wildland Fire Facilities in Colorado* (available at: <https://dnrweblink.state.co.us/dwr/ElectronicFile.aspx?docid=3576581&dbid=0>) to ensure that the notification, construction and operation of the proposed structure meets statutory and administrative requirements. The applicant is encouraged to use *Colorado Stormwater Detention and Infiltration Facility Notification Portal*, located online at: <https://maperture.digitaldataservices.com/gvh/?viewer=cswdif>, to meet the notification requirements.
- ☒ Other: All water used on-site shall be a legal supply of water provided by an appropriate supplier. The applicant shall confirm the legality of any proposed source of water supply with the Division of Water Resources prior to use in the operation.

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**COMMENTS:** DWR office identified the location of the parcel of land for the pit to span across portions of section 34 and 35, which conflicts with the section location claimed on portions of the application.

The local Lead Water Commissioner, Brandy Cole, may be contacted at (719) 688-6711 or [brandy.cole@state.co.us](mailto:brandy.cole@state.co.us) regarding legal water supplies in the area.

