



## COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources

August 29, 2024

Oakley Kelly  
Double RL Company  
5180 Highway 62  
Ridgway, CO 81432

**RE: Need for State Reclamation Permit, Double RL Company, File No. M-2024-036**

Dear Mr. Kelly:

On July 2, 2024 the Division of Reclamation, Mining and Safety (Division) received your correspondence responding to the Division's inquiry, RE: "Is It Mining". The Division has assigned file number M-2024-036 to this project. Please display the file number on any correspondence regarding this specific project.

The information you provided along with observations made during the Division's inspection on July 10, 2024 indicates you propose to use material generated from excavation and processing for road maintenance and erosion control on the Double RL Ranch. Approximately 1,500 cubic yards has been generated, processed, and is proposed be used on the same parcel the excavation is taking place. No material is proposed to leave the parcel. The equipment used for the project consists of a crusher, stacker, excavator, dozer and a loader. All material excavated and processed will be used on site for ranch infrastructure maintenance.

There is also a dam construction site on the property that is permitted with the Colorado Division of Water Resources. The dam is a new construction feature that will be employed to create a reservoir. All material required to construct the dam is generated on site and no importation of material is required.

Based on the information contained in the correspondence it is the Division's opinion that no reclamation permit will be required from this agency for either project at this time. However, other local, state, or federal permits may be required and it is recommended that you contact those agencies for further clarifications if you have questions. Please be advised that this opinion is being offered based on the information provided in your response. **Any significant deviation from the described activity, including removal for sale or trade of any excavated materials from its natural state could result in a review and possible reversal of this opinion.**

Please consider the following: if the Division receives different information or a written complaint regarding the proposed activities it is required by law to further investigate. If the investigation shows a possible violation of the Construction Materials Act and Rules an enforcement action would be initiated which could include civil penalties, a cease and desist order and obtaining a permit for the activities.

If you have any questions please contact me at (970) 433-8281.



Oakley Kelly  
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August 28, 2024

Sincerely,

A handwritten signature in blue ink, appearing to read "T. Marshall", with a stylized, cursive script.

Travis Marshall  
Senior Environmental Protection Specialist

cc: Russ Means, DRMS  
Lucas West, DRMS