

Ms. Nikie Gagnon Environmental Protection Specialist *Physical Address:* 1313 Sherman Street, Room 215 Denver, CO 80203 *Mailing Address:* Division of Reclamation, Mining and Safety, Room 215 1001 East 62nd Avenue Denver, CO 80216

RE: W.W. Clyde & Co. – Derr Pit – Technical Revision No. 9 Request File No. M-2008-017

Dear Ms. Gagnon,

W.W. Clyde & Co. (WW Clyde) requests a revision to their existing permit to address the following items:

1. <u>Monitoring frequency for on-site monitor wells and off-site property owner wells:</u> Revision of the existing permit to reflect a change from monthly monitoring of on-site monitor wells and off-site property owner wells to quarterly monitoring.

A detailed description of the revision is below:

<u>Monitoring frequency for on-site monitor wells and off-site property owner wells:</u> Revision of the existing permit to reflect a change from monthly monitoring of on-site monitor wells and off-site property owner wells to quarterly monitoring.

The approved permit has a requirement to monitor on-site monitor wells and off-site property wells monthly. After reviewing the past 5 years of data we believe it is no longer necessary to monitor the onsite monitor wells and the off-site property owner wells as frequently. The data shows that since the slurry walls were installed at the Loloff Pit (now released from the DRMS and owned by Ogilvy Land and Irrigation Co.) and the Derr Pit that water levels in the off-site wells have rebounded and are maintaining seasonal levels based on the historic trend line data when compared to the individual monthly readings. The quarterly measurements will start this month September 2024, then December 2024, March 2025, June 2025, and so on.

WW Clyde appreciates your consideration of this revision request and looks forward to your response.

Please feel free to contact me with any questions or comments.

Sincerely,

J.C. York, P.E. J&T Consulting, Inc.

CC: WW Clyde File