



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

September 27, 2024

Jenny Johnson
480 Washington
Nunn, CO 80648

**RE: Response to Citizen Complaint; Abundant Resources Colorado, LLC;
Permit File No. M-2024-047**

Dear Ms. Johnson,

On September 12, 2024, the Division of Reclamation, Mining and Safety (Division/DRMS) received your complaint regarding excavation activities at 10745 Weld County Road 100 (WCR 100) near Nunn, CO.

On September 23, 2024, the Division conducted an inspection of the site, see attached inspection report, and determined that current activities at the site do not constitute a mining operation. In addition, the Division contacted Weld County regarding excavations adjacent to WCR 100.

If you need additional information or have any questions, please contact me by email at patrick.lennberg@state.co.us.

Sincerely,

Patrick Lennberg
Environmental Protection Specialist

Attachment: Inspection Report

cc: Jared Ebert, DRMS

ec: Jenny Johnson




Attachments



MINERALS PROGRAM INSPECTION REPORT
PHONE: (303) 866-3567

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

MINE NAME: Abundant Resource Site	MINE/PROSPECTING ID#: M-2024-047	MINERAL: Unknown	COUNTY: Weld
INSPECTION TYPE: Possible Illegal, Unpermitted Operation	WEATHER: Clear	INSP. DATE: September 23, 2024	INSP. TIME: 09:30 a.m.
OPERATOR: Abundant Resources Colorado, LLC	OPERATOR REPRESENTATIVE: Louise Knowles	TYPE OF OPERATION: ILL – Illegal (Possible)	
REASON FOR INSPECTION: Citizen Complaint	BOND CALCULATION TYPE: None	BOND AMOUNT: N/A	
DATE OF COMPLAINT: 9/12/2024	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None	
INSPECTOR(S): Patrick Lennberg	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: September 27, 2024	

GENERAL INSPECTION TOPICS

This list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each. No problems or possible violations were noted during the inspection. Any person engaged in any mining operation shall notify the office of any failure or imminent failure, as soon as reasonably practicable after such person has knowledge of such condition or of any impoundment, embankment, or slope that poses a reasonable potential for danger to any persons or property or to the environment; or any environmental protection facility designed to contain or control chemicals or waste which are acid or toxic-forming, as identified in the permit.

(AR) RECORDS----- <u>N</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>Y</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>Y</u>	(EX) EXPLOSIVES----- <u>N</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>N</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>N</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>N</u>
(SM) SIGNS AND MARKERS----- <u>N</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>N</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>Y</u>	(ST) STIPULATIONS----- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>Y</u>	(OD) OFF-SITE DAMAGE----- <u>Y</u>	

Y = Inspected / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

OBSERVATIONS

This inspection, conducted by Patrick Lennberg, was prompted by a complaint received by the Division of Reclamation, Mining and Safety (Division/DRMS) indicating that excavation activities at the site were being done in a manner consistent with a possible mining operation and there is no active mining permit for the site. The inspection was conducted with Louise Knowles who lives at the site and is the person responsible for the excavating activities. Ms. Knowles is the daughter of the owners of Abundant Resources Colorado, LLC.

The site is located at 10745 Weld County Road 100, Nunn, CO, which is 3.9 miles west of Nunn, CO in Weld County. No excavation activity was occurring at the time of the inspection. The weather was clear.

The site is approximately 43.4 acres in size and has four buildings, including the main house, on it. The Division noted that the site has many excavated pits and trenches dug throughout the property. According to Ms. Knowles, the excavations have been advanced by her to determine what subsurface features exist on the property. The excavated pits and trenches range in depth from 0.5 feet to approximately 10 feet. The material being excavated consist of clays, silts, sandstone and topsoil/loam. All material excavated is stockpiled immediately adjacent from where it was removed, and no material excavated is transported off-site.

Since the material being excavated is not being used for the production of non-metallic construction products, the material does not meet the definition of a Construction Material, pursuant to Rule 1.1(13) and C.R.S. 34-32.5-103(3). Additionally, since the material is not being transported (on or off-site) or processed on-site it does not meet the definition of a Mining Operation, pursuant to Rule 1.1(30) and C.R.S. 34-32.5-103(13).

The Division did not observe any tunnels or ducts where material or water was being transported off-site. Nor did the Division observe any indication of land subsidence.

Based on these findings the Division has determined that current activities do not constitute a mining operation. At this time the Division considers these complaints resolved.

Photographs taken during the inspection are attached.

Please contact Patrick Lennberg by email at patrick.lennberg@state.co.us if you have any questions regarding this report.

Inspection Contact Address

Louise Knowles
10745 Weld County Road 100
Nunn, CO 80648

cc: Jared Ebert, DRMS
Scott Schultz, AGO

ec: Louise Knowles
Brett Chardavoyne, Howard O. Bernstein, PC Attorneys at Law, brett@bernsteinattorney.com

PHOTOGRAPHS



Photo 1: Typical pit dug at the site, clay with sandstone



Photo 2: Another pit dug at the site, topsoil loam to weathered bedrock (sandstone)



Photo 3: Typical weathered bedrock (sandstone)



Photo 4: Looking NE from the midpoint of the westside of property



Photo 5: Looking East from the midpoint of the westside of property



Photo 6: Looking SE from the midpoint of the westside of property



Photo 7: Looking South from the midpoint of the westside of property



Photo 8: Looking Southwest from near midpoint of the northeast quadrant of the property



Photo 9: Looking North from near midpoint of the northeast quadrant of the property



Photo 10: Pit near midpoint of the northeast quadrant of the property