



January 22, 2025

Julie Welte
Summit Brick & Tile Co.
P.O. Box 533
Pueblo, CO 81002

Re: Patton Clay Mine, Permit No. M-1998-067, Acreage Reduction Request, Adequacy Review

Dear Ms. Welte,

On December 2, 2024, the Division of Reclamation, Mining, and Safety (Division/DRMS) filed the Acreage Reduction Request application (AR-1) of 80.0 acres for the Patton Clay Mine, Permit No. M-1998-067, located in Fremont County. A review of the AR-1 application and an inspection performed by the Division have been completed. The following are items identified that require further clarification and/or supplementation prior to the Division issuing a decision.

Application

1. In the map included with the application, there is a portion of the area that is being requested for release that is categorized as “RECLAIMED AREA” located on the lands owned by Michael A. Diehm. Please update the map and provide the size (in acres) of this reclaimed area on the map.

Inspection

2. An inspection was completed by the Division on October 9, 2024, before the AR-1 request was filed with the Division. According to the inspection report, the purpose of that inspection was to determine the state of reclamation prior to new landowners starting a building project on the lands. During that inspection, the state of reclamation of Area F, located on the land owned by Michael A. Diehm, appeared adequate. During the inspection conducted for the purpose of the AR-1 request, performed on January 9, 2025, there was additional disturbance observed just south of the reclaimed area. There appeared to have been an excavated area for the purposes of a foundation on the property. Please provide a signed letter from the landowner stating that these disturbances were not caused by mining related activities.

This concludes the Division’s adequacy review #1 of the AR-1 application. The decision date for the AR-1 request is **February 8, 2025**. Please provide a response for the above items no later than five (5) days prior to the decision date, **February 3, 2025**, to allow time for the Division to



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review the items for adequacy. If more time is needed to address the above items, a written request for an extension of the decision date should be submitted to the Division prior to the decision date.

If you have any questions or concerns, please contact by email at Jocelyn.carter@state.co.us or by phone at (720) 666-1065.

Sincerely,



Jocelyn Carter
Environmental Protection Specialist

Ec: Amy Eschberger, DRMS
Matt Welte, Summit Brick & Tile Co.