



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

March 5, 2025

Andrew Nygaard  
Phillips County  
221 S. Interocean Ave.  
Holyoke, CO 80734

**Re: Biesemeier Pit, Permit No. M-2021-029, Approval of Corrective Action Date Extension**

Dear Mr. Nygaard:

On March 4, 2025, the Division of Reclamation Mining and Safety (Division) received your request to extend the corrective action date for the following problems identified in the Division's December 17, 2024 inspection report:

**INSPECTION TOPIC:** Hydrologic Balance

**PROBLEM/POSSIBLE VIOLATION:** Problem: The Division has no evidence that the operator has a valid well permit, substitute water supply plan, or approved water augmentation plan for the exposed groundwater at the site. This is a problem related to C.R.S. 34-32.5-116(4)(h) of the Colorado Revised Statutes and Rule 3.1.6(1)(a) of the Construction Materials Rules and Regulations governing injury to existing water rights.

**CORRECTIVE ACTIONS:** The operator shall demonstrate that the operation is in compliance with the Office of the State Engineer, show evidence that the operator is taking measures to bring the site into compliance with the SEO, or backfill the pits to at least two feet above the groundwater surface by the corrective action date specified.

**NEW CORRECTIVE ACTION DUE DATE:** 5/15/25

The Division has approved your extension request, giving the new corrective actions due date listed above. If you require additional information, or have questions or concerns, please feel free to contact me by phone at (720) 812-2002, or by email at [joel.renfro@state.co.us](mailto:joel.renfro@state.co.us).

Sincerely,

Joel Renfro  
Environmental Protection Specialist

Cc:  
Amy Eschberger, DRMS

