



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

September XX, 2025

Todd Bean
Ogilvy River Farm, LLC
1695 Colorado Parkway
Eaton, CO 80615

**Re: Adequacy Review No. 2, Technical Revision No. 1 (TR-1) Update Water Monitoring Plan,
Ogilvy River Farm Pit, Permit No. M-2024-006**

Mr. Bean:

On September 10, 2025, the Division of Reclamation, Mining and Safety (Division/DRMS) received your responses to the Division's letter dated August 11, 2025 received for Technical Revision No. 1 (TR-1) to revise the water quality monitoring plan for the Ogilvy River Farm Pit, File No. M-2024-006. The following items need to be addressed to the Division's satisfaction.

1. Please provide a reason why Nitrate and Nitrite were analyzed in 1Q2024 but not the following quarters.
2. A review of the quarterly tables, of sample results, indicates there are some inconsistencies with the results provided and those reported in laboratory analytical reports. Please review and update the quarterly tables to be consistent with the reported analytical results. For example, lithium in MW-1 and 4 do not match the concentrations reported by the lab. The results for MW-2 do not match the concentrations reported for 2Q2024.
3. It appears the 3Q2025 samples were analyzed by a different laboratory and the new laboratory used different methods for several analytes, like uranium, which has resulted in differing concentrations than have previously been reported. Please provide a discussion regarding why different analytical methods would result in vastly different concentrations.
4. Depending on the discussion provided above, the Division will likely require continued quarterly sampling for all analytes at least until the laboratory discrepancies can be explained, and future sample results are consistent with previously sampled quarters. Continued sampling will also allow for five consecutive quarters of sampling.

This concludes the Division's adequacy review of your application. The Division reserves the right to further supplement this document with additional adequacy items and/or details as necessary.



The due date for your application is set for **October 6, 2025**. If additional time is needed to respond, an extension request must be received by our Office by the decision date. If on the decision date, outstanding adequacy items remain, and no extension request has been received, your revision may be denied and the file terminated.

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

Sincerely,

A handwritten signature in blue ink, appearing to read "Patrick Lennberg". The signature is stylized with a large, looped "L" and a cursive "B".

Patrick Lennberg
Environmental Protection Specialist

cc: Jared Ebert, DRMS

ec: JC York, JT Consulting, jcyork@j-tconsulting.com