



DEPARTMENT OF NATURAL RESOURCES

DIVISION OF WATER RESOURCES

John W. Hickenlooper  
Governor

Mike King  
Executive Director

Dick Wolfe, P.E.  
Director/State Engineer

Response to Reclamation Permit Application Consideration

DATE: April 16, 2012  
TO: Bob Oswald, Environmental Protection Specialist  
CC: Division 3 Office; District 20 Water Commissioner  
FROM: Caleb Foy, E.I.T. CRF  
RE: O'Rourke Pit, File No. M-2012-007  
Operator: O'Rourke Excavating  
Contact: Thomas O'Rourke, (719) 580-9602  
Sec. 21, Twp. 40N, Rng. 6E, N.M.P.M., Rio Grande County

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**CONDITIONS FOR APPROVAL**

- ☒ The proposed operation does not anticipate exposing groundwater. Therefore, exposure of ground water must not occur during or after mining operations. If stormwater is contained on-site, it must infiltrate into the ground or be released to the natural stream system within 72 hours, or all work must cease until a substitute water supply plan, or augmentation plan approved by water court, is obtained. Reclamation plans must ensure water will not be retained onsite for more than 72 hours unless an augmentation plan approved by water court is obtained.

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**COMMENTS:** According to the application, there will be no generation of, nor consumption of, onsite water. The 10<sup>th</sup> Prime Meridian as referred to in the Notice is also known as the N.M.P.M.

Office of the State Engineer

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