



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 Conversion Application Consideration

DATE: May 9, 2012  
TO: Bob Oswald, Environmental Protection Specialist  
CC: Division 3 Office; District 20 Water Commissioner  
FROM: Caleb Foy, E.I.T. **CRF**  
RE: Burton Pit, File No. M-1987-013  
Operator: Southway Construction Company, Inc.  
Contact: Ralph Martinez, (719) 589-5105  
Sec. 19, 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.
- ☒ Other: The water hauled from offsite for dust control shall be a legal supply of water provided by an appropriate supplier.
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**COMMENTS:** The local Water Commissioners, Steve Baer and Joe McCann, may be contacted regarding legal supplies of water in the area. Steve Baer may be contacted at (719) 588-3704 or [Steve.Baer@state.co.us](mailto:Steve.Baer@state.co.us) and Joe McCann may be contacted at (719) 852-4351 or [Joe.Mccann@state.co.us](mailto:Joe.Mccann@state.co.us).

Office of the State Engineer

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