




COLORADO DIVISION OF RECLAMATION, MINING AND SAFETY
MINERALS PROGRAM INSPECTION REPORT
PHONE: (303) 866-3567

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

MINE NAME: Ignacio Pit	MINE/PROSPECTING ID#: M-1977-446	MINERAL: Sand and gravel	COUNTY: La Plata
INSPECTION TYPE: Monitoring	INSPECTOR(S): Kate A. Pickford	INSP. DATE: May 16, 2012	INSP. TIME: 14:00
OPERATOR: Hocker Construction, LLP	OPERATOR REPRESENTATIVE: Roy Hocker, Rocky Hocker, & Glenda Hocker	TYPE OF OPERATION: 112c - Construction Regular Operation	

REASON FOR INSPECTION: High Priority	BOND CALCULATION TYPE: None	BOND AMOUNT: \$115,646.00
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None
WEATHER: Clear	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: May 21, 2012

The following inspection topics were identified as having Problems or Possible Violations. OPERATORS SHOULD READ THE FOLLOWING PAGES CAREFULLY IN ORDER TO ASSURE COMPLIANCE WITH THE TERMS OF THE PERMIT AND APPLICABLE RULES AND REGULATIONS. If a Possible Violation is indicated, you will be notified under separate cover as to when the Mined Land Reclamation Board will consider possible enforcement action.

INSPECTION TOPIC: Gen. Compliance With Mine Plan

PROBLEM/POSSIBLE VIOLATION: Problem: The current mine plan needs to be updated and clarified pursuant to C.R.S. 34-32.5-112 (1)(c)(VI). The operator must provide sufficient information to describe or identify how the operator intends to conduct the operation.

CORRECTIVE ACTIONS: The operator shall submit a Technical Revision, with the required \$216 revision fee, to update and clarify the current approved mine plan to reflect existing and proposed activities by the corrective action date. Alternatively, the inadequacies present at the site can be addressed through an amendment to the application adding the parcel to the south of the current permit to the permit. The necessary fee of \$2,229.00 will be required at the time of submittal of the application of this option is taken.

CORRECTIVE ACTION DUE DATE: 7/23/12

OBSERVATIONS

This inspection was conducted in response to an anonymous complaint received by the Division on April 30, 2012. The complainant claims that the operator commenced mining in the southwest corner of the gravel pit and cleared where an old road was located; into the adjacent parcel of land and that the permit indicates that the operator will maintain a 30 foot setback from the permit boundary. The complainant also indicated that Mr. Hocker was operating at the site as early as 7:00 AM; that there is a large stockpile of material at the site as a result of the crushing; and that numerous trucks were hauling material out of the site.

During this inspection, the permit boundary was walked along the south edge of the permit. According to Mr. Hocker, the fence line is not a representation of the property boundary or the permit boundary, but is offset to the north anywhere from 15 to 20 feet. Information in the permit does not conflict with this information. The new mining activity at the site along the southwest boundary is evident and has cut into the access road, but the activity does not appear to be closer than 30 feet of the actual line along any of the southern boundary.

The permit does not limit the amount of material that can be stockpiled at the site.

Complaints regarding hours of operation and truck traffic do not fall under the jurisdiction of the Division of Reclamation, Mining, and Safety (Division) and would be regulated under the county permit.

The Division does not find any possible violations of the active permit held by Hocker Construction, LLP for this site. There is a conflict, however, between information contained in the permit and the activity at the site. The original mining plan indicates that the access road that has been mined into will not be mined. Therefore the operator must revise the permit to indicate that this road will be mined into. If the setbacks are to be changed to less than 30 feet, this too will need to be included as a revision to the permit and adequate geotechnical stability analysis submitted to the Division for review to show that there is no risk of offsite damage due to the abbreviated setbacks. Alternatively, the operator may submit an amendment application to the Division, adding the adjacent parcel to the permit. The operator has mentioned the intention of amending the parcel south of the current permit into this permit on numerous occasions in the past, and is reminded that it will be necessary to do so prior to mining in that parcel, in order to stay in compliance with the permit.

PHOTOGRAPHS



GENERAL INSPECTION TOPICS

The following list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each

(AR) RECORDS----- <u>Y</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>Y</u>
(HB) HYDROLOGIC BALANCE----- <u>N</u>	(BG) BACKFILL & GRADING----- <u>Y</u>	(EX) EXPLOSIVES----- <u>N</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>N</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>PB</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>N</u>
(SM) SIGNS AND MARKERS----- <u>Y</u>	(SP) STORM WATER MGT PLAN--- <u>N</u>	(SB) COMPLETE INSP---- <u>N</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>N</u>	(RS) RECL PLAN/COMP-- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>N</u>	(OD) OFF-SITE DAMAGE----- <u>NA</u>	(ST) STIPULATIONS----- <u>N</u>

Y = Inspected and found in compliance / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

Inspection Contact Address

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CC: Anonymous Complainant