

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

Phone: (303) 866-3567

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May 29, 2012

Louisiana Land and Gravel Company, LLC.

Dr. Michael DeJohn

P.O. Box 8419

Clinton, LA 70722

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

Ward Priestly

Hank Williams, Inc. dba Williams Construction Contractors

P.O. Box 704

Norwood, CO 81423

Re: Angie Pit, Permit No. M-2000-049, Surety Increase, SI-01, Extension of Submission of Financial Warranty.

Dear Mr. DeJohn and Priestly,

The Division of Reclamation, Mining, and Safety (Division) conducted a normal review of the reclamation liability for the above referenced site based on the March 29, 2012 inspection. Staff noted two issues that affect the overall tasks associated with the reclamation liability. The current bond was calculated for 15 acres maximum disturbance in 2000 and 2008. Field observations and review of mine maps note the disturbance to be closer to 28.5. The second factor was past calculations did not take into account the approximately 3000 linear feet of highwall along the south and southeast section of Phase 1 that must be backfilled in order to establish 2.5:1 slopes as per the approved reclamation plans. The estimated reclamation liability is now \$156,330.00 and increase over the \$54,893.00 held.

Hank Williams Construction requested an onsite visit to discuss ways to reduce the liability within 30 days of the increase notice. On May 15, 2012 Division staff and Williams Construction personnel met on site. The visit is documented in the enclosed inspection report. Based on the visit Williams Construction has requested time to address highwall reclamation that runs along the Gurley Ditch and the primary working face of the pit. Staff and the operator agreed that the work should be able to be completed by September 4, 2012 thus reducing the overall liability.

Under normal circumstances the Division does not extend increase submission dates. However, due to the large increase notice staff understands the financial burden placed upon the operator. Therefore, staff will do a one-time extension to September 17th, 2012 to allow time to reduce the overall liability and make adjustments. Division staff will inspect the site the week of the September 4th, 2012 to verify reclamation work has been completed as Williams Construction has committed too. If Williams Construction fails to reclaim the highwalls as outlined in the attached inspection report **completely** by September 4th, 2012 a Reason to Believe a Violation letter will be issued and Williams will be required to appear before the Mined Land Reclamation Board.

If you need additional information please contact me at the Division of Reclamation, Mining and Safety, Grand Junction Field Office, 101 S. 3rd St., Suite 301, Grand Junction, Colorado 81501, by telephone at 970.241.1117, or by e-mail at russ.means@state.co.us.

Sincerely,

A handwritten signature in blue ink, reading "G. Russell Means". The signature is stylized with a large, looped "G" and a cursive "Means".

G. Russell Means
Environmental Protection Specialist II