

# STATE OF COLORADO

## DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

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John W. Hickenlooper  
Governor

Mike King  
Executive Director

Loretta E. Piñeda  
Director

July 12, 2012

Brian Mason  
Garnet Mesa Investments, LLC  
P.O. Box 784  
Delta, CO 81416

**Re: Warren Pit, File No. M-2012-024, Preliminary Adequacy Review of 112 Construction Materials Reclamation Permit Application Package**

Dear Mr. Mason:

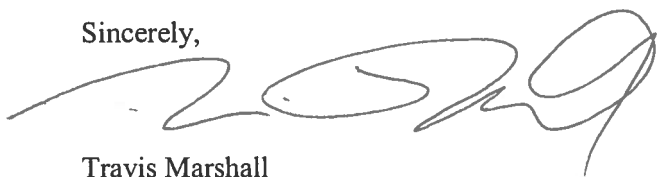
The Division of Reclamation, Mining and Safety has begun the review process for the above referenced 112 Construction Materials Reclamation Permit Application. A review of the application has revealed a few clarifications and issues that need to be addressed.

- 1) In accordance with Rule 6.4.3(c), the maps must portray the existing topography of the area with contour lines of sufficient detail to portray the direction and rate of slope of the affected land. The maps provided with the application do not provide enough detail regarding the slope. Please provide maps that have clear and labeled contour lines.
- 2) The mine plan states that "the existing roads that access the site along with 1800 road will be improved to handle truck traffic." If significant widening of the access roads is proposed to support the mining operation the roads must be incorporated into the affected acreage. Please clarify what improvements are proposed.
- 3) Please provide a signed affidavit that indicates that the operator has consent to discharge water into the proposed water conveying structure located along the northern permit boundary.
- 4) Please provide proof of publication.
- 5) Please provide the required outstanding damage agreements from the following property / structure owners: Delta-Montrose Electric Association, Tri-County Water Conservancy District, Century Link Communications, Delta County and Jared Graff.

This is a preliminary review. Other issues may arise from other agency comments, and as more information is supplied. This application cannot be approved until the issues brought forth are adequately addressed. Please submit a response to the following issues as soon as possible, but no later than August 1, 2012 so the decision due date set for August 16, 2012 can be met. If your response or a written extension request are not received by August, 2012 this application may be denied.

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, telephone no. (970) 241-2042.

Sincerely,

A handwritten signature in black ink, appearing to read 'Travis Marshall', with a stylized, flowing script.

Travis Marshall  
Environmental Protection Specialist

cc: Russ Means, DRMS

Michael Ripp  
MVR Resources, Inc.  
P.O. Box 54  
Delta, CO 81416