

# 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

FAX: (303) 832-8106



March 20, 2013

Janice Wheeler  
67269 T Road  
Montrose, CO 81403

John W. Hickenlooper  
Governor

Mike King  
Executive Director

Loretta E. Pineda  
Director

**RE: Email Communications Considered Informal and Not Official Correspondence,  
Uncompahgre Pit, File No. M-2013-007.**

Dear Ms Wheeler:

On March 6, 2013, the Division of Reclamation, Mining and Safety (Division or DRMS) received your written objection to the above referenced application. Your official objection was dated February 25, 2013, provided your mailing address and phone number, and bore your signature. Since that time the Division has received four email communications from you. Copies of the email communications are enclosed for your reference.

Please note the Division considers email communications to be informal in nature and not necessarily part of the official record. If you desire to augment your official objection with additional details, such as those raised in your various emails, please submit your concerns to the Division in a written statement bearing your signature and providing your mailing address and phone number, as required under Construction Materials Rule 1.7.1(2)(a). Copy of the Construction Materials Act and Rules may be accessed through the Division's web site at <http://mining.state.co.us>.

The application for the Uncompahgre Pit may be reviewed at the Montrose County Clerk and Recorder's Office or at the Division's office in Denver or Durango. Additionally, the entire public record for the application may be reviewed through the Division's web site. To access the Division's public records through the web site please follow the following directions:

1. Access the Division's web site home page at <http://mining.state.co.us>.
2. Scroll to the bottom of the home page. At center screen under "News & Notices", select the menu option "Mining Permit Data".
3. The new page is titled "Imaged Document Data". There is some helpful information on this page regarding access to the public records. Select the highlighted box, "click here for imaged document data".
4. The new page is titled "Laserfiche WebLink", with menu options listed vertically on screen left. Insert the permit number in the first window, which, for the Uncompahgre Pit is "m2013007". Please avoid inserting dash symbols or capital letters with the

permit number. The window immediately below the window for the permit number is titled "IBM Index Class Name" and has a drop down menu. On that drop down menu select "Permit File" and then scroll to the bottom of screen left and select "Search".

5. In a moment all documents of the Permit File will be listed by alphabetic order according to the Name of the entries. There appear 13 columns across the top of the window with Name being the first column. As of March 20, 2013, there are 13 entries and the number of entries will increase as the review period advances. If you click on the column heading "Doc Date", all entries will be reordered in chronologic order according to the date of document. If you select "Doc Date" again, the documents will be reordered in reverse chronological order. As indicated in the column heading "Media Type" some of the entries are maps (M) and some are documents (D). The text of the application materials is identified under the column heading "Doc Name" as New 112c Application; the entry is 137 pages in length.
6. To open an entry, select that entry by Name, located in the far left column.
7. After the entry is opened you can convert it to a pdf by selecting that menu option located at the top of the window. After the pdf conversion is complete you can save it to a storage device or print a hard copy.
8. Due to budget considerations there are a limited number of licenses procured for the Laserfiche WebLink. Therefore, if you are denied access please try again at a later time. There is a timeout feature whereby web access will be terminated if activity ceases. If you are timed out you may re-initiate the process.

The public comment period for the Uncompahgre Pit application opened on February 26, 2013, and will close on April 22, 2013, or as otherwise stated in the public notice currently being published in a newspaper of local distribution. Please review the legal notices in a newspaper of local distribution for the public notice of the Uncompahgre Pit application, which will specify the date for the close of the public comment period.

Please contact me at the Division's office in Durango at 691 County Road 233, Suite A-2, Durango, Colorado 81301, phone (970) 247-5469, if you have any questions.

Sincerely,



Wallace H. Erickson  
Environmental Protection Specialist

Enclosure: Email communications

Ec w/enclosure: Janice Wheeler, Pine Cone Catering Company  
Greg Lewicki, Greg Lewicki and Associates  
Russ Means, DRMS GJFO



State  
of  
Colorado

Erickson - Cliff ready to accept - draft on 3/18/13

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**m-2013-007**

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**Janice Wheeler** <janice@pineconeunlimited.com>

Mon, Mar 18, 2013 at 3:20 PM

To: "Erickson - DNR, Wally" <wally.erickson@state.co.us>

Wally--

I see that Luttrell corrected the County name on the public notice. From your letter I understand that our timeframe then changes to 90 days from this correction, March 12?

THANK YOU.

Janice Wheeler

Janice Wheeler

Owner/Chef

Pine Cone Catering Co.

970 249-9767

970 209-9630 cell

[www.pineconeunlimited.com](http://www.pineconeunlimited.com)



State  
of  
Colorado

2013-03-18 - DNR, Wally Erickson, 8:10 AM

## Re: directions for accessing DRMS public record

Janice Wheeler <janice@pineconeunlimited.com>

Mon, Mar 18, 2013 at 1:37 PM

To: "Erickson - DNR, Wally" <wally.erickson@state.co.us>

Hello Wally--

Thanks for the directions, couldn't have gotten there without you. However, the system keeps showing an error and I cannot view the application M-2013-007. Could you take a look at that and let me know how you make out or if I am doing something wrong? Feel free to call me as well, please, I'd love to take a look at what you have. 970 209-9630.

THANK YOU!

Janice Wheeler

----- Original Message -----

From: Erickson - DNR, Wally

To: janice@pineconeunlimited.com

Cc: Russ Means - DNR

Sent: Thursday, March 14, 2013 4:33 PM

Subject: directions for accessing DRMS public record

Janice Wheeler:

Through the DRMS web site you can access the entire public record for any/all permitted mining operations throughout the State. The public record would not include any confidential items. At this time there is no confidential information associated with the application for the Uncompahgre Pit, File No. M-2013-007.

To access DRMS public record:

1. Access DRMS web site home page at <http://mining.state.co.us>
2. Scroll to bottom of home page. At center screen, under "News & Notices" select menu option "Mining Permit Data"
3. New page is titled "Imaged Document Data". There is some helpful information on this page regarding access to the public record. Select the highlighted box, "click here for imaged document data"
4. New page is titled "Laserfiche WebLink", with menu options listed vertically on screen left
5. At this point the program gets fussy. Insert permit number in first window, which for Uncompahgre Pit is "m2013007", no capital letters, no dashes, just m2013007. The next window, immediately below Permit No, is titled IBM Index Class Name and has a drop down menu. On that drop down menu select "Permit File". After inserting permit number and selecting Permit File, scroll to bottom and select "Search".
6. As of March 8, 2013, there are 10 entries shown under Permit File. The number of entries will increase as the review period advances. Across the top of screen you see column headings, select Doc Date and the entries will be ordered in chronological order. If you select Doc Date again the entries will be ordered in reverse chronological order. If you scroll to the far right of screen to the column heading, Media Type, you see some of the entries are maps (M) and some are document (D). The text of the application materials are identified under the column headings as New 112c Application, it is 137 pages.
7. To open an entry, select that entry by Name, in the far left column.

8. After the entry is opened, I recommend you convert it to PDF by selecting that menu option at the top of screen. After the PDF conversion is complete you can save to your computer or print a hard copy.

Feel free to forward this email communication to who ever you see fit.

Wally Erickson  
Division of Reclamation, Mining and Safety  
Durango Field Office  
691 County Road 233, Suite A-2  
Durango, CO 81301  
Phone: (970) 247-5469  
Fax: (970) 247-5104  
Email: [wally.erickson@state.co.us](mailto:wally.erickson@state.co.us)



State  
of  
Colorado

Uncompahgre Pit Montrose County

## 10 Minutes ago at the site of the proposed Uncompahgre Pit Montrose County

**JANICE WHEELER** <janice@pineconeunlimited.com>

Sun, Mar 17, 2013 at 6:15 PM

To: matt.ortega@state.co.us, wally.erickson@state.co.us

Cc: reckert@montrosecounty.net

OK gentlemen, I am not an environmentalist however this is pure proof that this is the wrong location for a huge, long term gravel pit. The Mesa they are mining is behind the deer; the plan indicates that this Mesa would be lowered to far below it's current size. We have enough disruption of our natural resources....this should not be approved.

Enjoy your day.

Janice Wheeler

970 209-9630



IMG\_5200.JPG

State  
of  
Colorado**Raptor Photos at the Uncompahgre Pit Site--Wildlife study in Application stated there weren't any.....**

Pine Cone Catering Co. &lt;info@pineconeunlimited.com&gt;

To: matt.ortega@state.co.us

Cc: wally.erickson@state.co.us, reckert@montrosecounty.net, Albert Stowell &lt;albert.stowell@gmail.com&gt;

Sun, Mar 17, 2013

Good Morning!!

Hope you had a wonderful weekend. This Bald Eagle Photo was taken from my home on T Road last winter. At one point in December of 2012 we had 5 Bald Eagles on a carcass just below area seeking gravel pit approval. This afternoon I took the second photo --our favorite local Redtail Hawk; he is on a fence by T Road with the proposed gravel pit property in the background. I am sure you are aware, the company hired to do the wildlife evaluation declared there were "no raptors in the area". They can be reached here in Montrose, BIO-Logic, 970 240-4374 if you have any questions.

I will forward you the herd of Mule deer from Thursday, March 14, 2013 as well for your file.

All the best,

Janice Wheeler

970 209-9630





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