

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



April 5, 2013

Evan L. Melby, Inc.

P.O. Box 4159

Ventura, CA 93007

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

**RE: Status of Problems from an Inspection Report,
Evan L. Melby, Inc., Pit 1, Permit No. M-1999-073**

Dear Mr. Melby:

On April 5, 2013, the Division received response to the corrective actions identified in the inspection report generated from the inspection conducted on January 18, 2013. The response included ten photos, taken April 2, 2013. The photos indicate substantial advancements in reclamation activity have occurred since the Division's inspection. The photographic evidence provided on April 5, 2013, presents a compelling argument that the existing \$8,500 financial warranty is sufficient to complete reclamation.

On April 5, 2013, the Division withdrew its notice to increase the financial warranty due to advancements towards reclamation completed by the Operator. Therefore, the Operator has complied with the corrective actions identified by the Division in the inspection report generated from the January 18, 2013 site inspection, signed January 28, 2013. Thank you for your timely compliance.

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

Sincerely,

Wallace H. Erickson

Environmental Protection Specialist

ec: Andrea Melby
Russ Means, DRMS GJFO