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From: **Courtney Roseberry** <Courtney.Roseberry@co.laplata.co.us>

Date: Thu, Feb 13, 2014 at 6:07 PM

Subject: Crossfire hydrovac dump near La Boca

To: "Joyner, Ryan" <rjoyner@blm.gov>, "joe.maclaren@state.co.us" <joe.maclaren@state.co.us>, "Johnson, Tom" <tojohns@southernute-nsn.gov>

Cc: Damian Peduto <Damian.Peduto@co.laplata.co.us>, Todd Weaver <weaver@lpcattorney.org>, Marianna Spishock <Marianna.Spishock@co.laplata.co.us>, "steve.labowskie@state.co.us" <steve.labowskie@state.co.us>, Alex Fischer <Alex.Fischer@state.co.us>

Hello Ryan, Joe, and Tom,

This evening myself, the County Manager, County Attorney, and Deputy County Attorney called Crossfire regarding the dumping occurring off of La Boca Canyon Road.

Here are some key points that were stated during our phone conversation:

- 1) Crossfire stated that they have a County Land Use Permit and DRMS permit for a gravel pit in this area. The land use permit and DRMS permit covers the parcel that is currently receiving hydrovac spoils, asphalt, and concrete, and allows for this import because this area is eventually going to be mined for gravel (it is covered under their mine plan). The concrete is crushed, the asphalt is recycled and batched, and the hydrovac spoils are dried and used for topsoil reclamation.
- 2) Crossfire stated that the permittee on the Land Use Permit and DRMS permit is actually the landowner, Todd Fisher, and that he is aware of what is going on onsite.
- 3) Crossfire stated that the hydrovac spoils that are being stored onsite have not been impacted by E&P waste. They stated that if soils are impacted, that soil is transferred to the Envirotech landfarm south of Bloomfield or another land disposal site on Crouch Mesa.

I am out of the office tomorrow, but on Monday I am going to Crossfire's Office in Oxford to review their DRMS permit and mine plan. I will then review their land use permit with our staff internally to determine if they are in compliance with their Land Use Permit for the gravel pit.

We will let you know what our determination is on this matter and whether the activities that are occurring onsite are in compliance with the referenced land use permit. If you have any questions please feel free to contact myself or Marianna Spishock ([970-382-6253](tel:970-382-6253)). Joe if you need any of the information that has been provided to us tomorrow, please feel free to contact Marianna, as she has all of the same emails that I have.

All of this taken into consideration, we encourage that COGCC review the location to determine if there is evidence that E&P Waste impacts onsite, since this is a concern of the Southern Ute Indian Tribe, BLM, and adjacent landowner, and we would also like to be kept in the loop on this as well.

Thank you,

Courtney Roseberry

La Plata County Natural Resources Planner

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