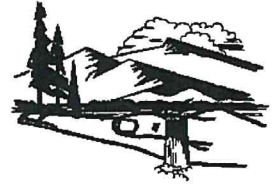




# Department of Environmental Quality

*To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations*



Mark Gordon, Governor

Todd Parfitt, Director

**FILED**

AUG 30 2024

ENVIRONMENTAL QUALITY COUNCIL  
STATE OF WYOMING

Will De Ryk  
Peak Gravel, LLC  
1557 South Street  
Wheatland, WY, 82201

**RE: Approval of Amendment to Limited Mining Operation, Peak Gravel, ET0961, TFN 7  
6/211**

Dear Mr. De Ryk:

The amendment of 5 acres in the SW1/4 SW1/4 Section30, T24N, R68W, in Platte County is approved, for a total of 15 acres. Your bond in the amount of \$30,000 was accepted as the reclamation performance bond under separate cover on November 27, 2023.

This operation is not within Sage Grouse Core Area or a Mule Deer and Antelope Migration Corridor, and has no stipulations related to the Governor's Executive Orders 2019-3 and 2020-1.

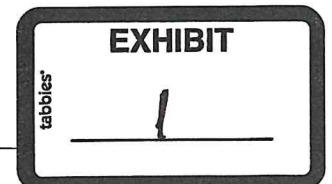
Pursuant to Land Quality Regulations, Chapter 10 Section 4, you are required to post a pit entrance sign clearly showing: 1) Operator Name, address, and telephone number, 2) Operator's local authorized agent, and 3) The assigned Limited Mining Operation number, ET0961.

Please be advised you must maintain Air Quality Division (AQD) and Water Quality Division (WQD) permits. Their contact information is listed below. You must also contact the State Mine Inspector for any compliance requirements: 2451 Foothill Blvd. Suite 101, P.O. Box 1094, Rock Springs, WY 82902 (307) 362-5222. If your operation involves excavation or placement of fill within a drainage or wetland, you must contact the U.S. Army Corps of Engineers for permitting information: 2232 Dell Range Blvd., Suite 210, Cheyenne, WY 82009 (307) 772-2300.

An annual report on your operation will be due on or within thirty (30) days prior to the anniversary date of this Limited Mining Operation. Copies of the Annual Report Form may be obtained by request from one of the LQD offices or you may access it on the LQD website at: <https://deq.wyoming.gov>.

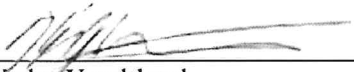
Copies of your accepted LMO Form, and the LQD General Performance Standards for Limited Mining Operations (Standards) are enclosed. You may also access the Standards at: <https://deq.wyoming.gov>.

If you have questions, please contact Blaise Hansen at (307) 777-7064 or [blaise.hansen1@wyo.gov](mailto:blaise.hansen1@wyo.gov).



200 West 17<sup>th</sup> Street – Cheyenne, WY 82002 – <http://deq.wyoming.gov> – Fax (307) 635-1784

Sincerely,



Kyle Wendtland  
Administrator, Land Quality Division

Date: 8/5/24

Enclosure

cc: Robin Jones, Cheyenne DEQ-LQD  
deq-lqd.upload@wyo.gov  
Kristy Kennedy, LQD Administrator's Administrative Assistant  
Heather Kroupa, State Mine Inspector  
Nick Meeker, AQD  
Anita Rehner, WQD

**Limited Mining Operations (LMO) Application Form**

Under the Wyoming Environmental Quality Act W.S. §35-11-101(e)(vi), this form may be used only for mining Sand, Gravel, Scoria, Limestone, Dolomite, Shale, Ballast or Feldspar. The cumulative affected lands may not exceed fifteen (15) acres, excluding roads used to access the mining operation.

**1. Location of lands to be affected by the mining operation.**

- A. Pit, Stockpile and equipment storage areas: enter quarter-quarter or equivalent description (must be no more than 15 acres)  
 \_\_\_\_\_ SWSW, Section 32, T. 24 N., R. 65 W., Acres 15  
 \_\_\_\_\_, Section \_\_\_\_\_, T. \_\_\_\_\_ N., R. \_\_\_\_\_ W., Acres \_\_\_\_\_
- B. Haul and access roads: enter quarter-quarter or equivalent description for bonding purposes only. List those portions of newly constructed or upgraded private roads, which provide access to the limited mining operation.  
 \_\_\_\_\_, Section \_\_\_\_\_, T. \_\_\_\_\_ N., R. \_\_\_\_\_ W., Acres \_\_\_\_\_  
 \_\_\_\_\_, Section \_\_\_\_\_, T. \_\_\_\_\_ N., R. \_\_\_\_\_ W., Acres \_\_\_\_\_
- C. All listed lands are located in PLATTE \_\_\_\_\_ County, WY and the Total Acres are 15.00.

**2. List operator defined in W.S. §35-11-103(e)(ix) as "...any person...engaged in mining, either as a principal who is or becomes the owner of minerals as a result of mining, or who acts as an agent or independent contractor on behalf of such principal in the conduct of mining operations."**

Operator for the Limited Mining Operation:

PEAK GRAVEL (Individual or Company Name)	LLC (Type of Business Entity)
(307) 331-0383 (Phone Number)	(307) 322-2426 (Fax Number)
1557 SOUTH STREET (Mailing Address)	
WHEATLAND WY 82201 (City) (State) (Zip Code)	

**3. Description of affected lands.**


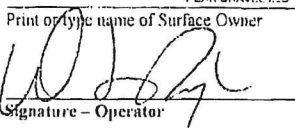
- A. The mineral to be mined is SAND AND GRAVEL and mineral ownership is PRIVATE  
 (Type) (Private, State, Federal)
- B. Premining Land Use: GRAZING AND WILDLIFE Postmining Land Use: GRAZING AND WILDLIFE
- C. The maximum depth of mining will be 25 feet and the estimated depth to groundwater at the pit is 75 feet.
- D. Do the affected lands lie within 300 feet of any existing occupied dwelling, home, public building, school, church, community or institutional building, park or cemetery? NO if yes, attach a copy of the instrument of consent from the landowner(s).

**4. Bond amounts for acres currently bonded (if applicable):**

Number of Acres: _____	Bond Amount/acre (prior to 7/1/1993): <u>200.00</u>	Total Bond Amount: <u>0.00</u>
Number of Acres: _____	Bond Amount/acre (prior to 7/1/2013): <u>1000.00</u>	Total Bond Amount: <u>0.00</u>
Number of Acres: <u>15</u>	Bond Amount/acre (after 7/1/2013): <u>2000.00</u>	Total Bond Amount: <u>30,000.00</u>
		<b>Total Amount: <u>30,000.00</u></b>

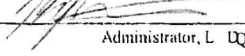
A Reclamation Performance Bond in the amount of \$ 30,000.00 calculated at the rate of \$2,000 per acre or \$3,000 per acre for quarry type operations for the total acres listed in 1 A and B. above, or if acres are being added an existing limited mining operation the bond amount shall be equal to the amount of the previous bond plus \$2,000 per acre or \$3,000 per acre for quarry type operations. The bond is CEX 195537  
 (C.D. No., Surety Bond No., Letter of Credit No.)

5. A copy of this Notification was sent 30 days prior to commencing operations to all surface owners within one mile of the boundaries of the proposed operation on (date) 5-1-2024. Attach a list of all surface owners located within one mile of the operation to whom notice was sent.
6. Under penalties of perjury, we declare that we have examined this Notification and consent and the information contained herein, and to the best of our knowledge it is true, correct and complete, and that the location of the proposed operation is accurately shown in the original U.S.G.S. quadrangle map accompanying this consent, and this LMO will not be used in conjunction with any other adjacent LMO to circumvent the permitting requirements of the Wyoming Environmental Quality Act. Further, it is agreed that the reclamation of the lands affected by the operator shall be in compliance with applicable Land Quality Division (LQD) Rules and Regulations and that the operator has the right to mine the minerals.
7. We, the surface owner and operator, are aware that the LQD may conduct inspections of the operation and by our signatures below we give our consent to the conduct of such inspections.

 Signature - Surface Owner	<u>5-1-2024</u> Date	1557 SOUTH STREET Mailing Address - Surface Owner
PEAK GRAVEL LLC Print or type name of Surface Owner		WHEATLAND WY 82201 (City) (State) (Zip Code)
 Signature - Operator	<u>5-1-2024</u> Date	(307) 331-0383 Phone Number - Surface Owner
PEAK GRAVEL, LLC Print or type name of Operator		

-----MAKE NO ENTRIES BELOW-----FOR LQD USE ONLY-----

TFN 76211  
 LMO No. 0961  
 District 1  
 LMO Application Form - 12/2013

Approved:   
 Administrator, L QD  
 Approval date: 8/5/24