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January 14, 2019

Nina Ruiz
El Paso County Planning and Community Development Department
2880 International Circle, Suite 110
Colorado Springs, CO 80910

Re: Hale Sand Pit Expansion - Special Use Permit

Dear Ms. Ruiz:

This firm represents the Upper Black Squirrel Creek Ground Water Management District (“the UBS District”), a formed and operating ground water management district with the powers enumerated in the Colorado Ground Water Management Act, C.R.S. § 37-90-101 *et seq.* The UBS District has reviewed S&K No. 1, LLC’s (“Applicant’s”) special use permit application for the Hale Sand Pit Expansion, as well as the materials provided in support of this application. Based upon its understanding of the application and related documentation concerning this project, the UBS District provides the following comments.

Exposure and Impoundment of Designated Ground Water

The Hale Sand Pit is located on a 150-acre tract of land within the UBS District and, as explained in the Applicant’s letter of intent, currently consists of a 9.9 acre sand mining area in the southwest corner of that parcel. The Applicant’s proposed expansion, if approved, will permit an additional 52.5 acres of land for sand mining and excavation in an area that is downgradient of the Blue Springs Subdivision, in which the Ground Water Commission is pursuing ongoing enforcement actions for the illegal storage of designated basin water. The UBS District is concerned that the excavation of additional sand pits on this property will either expose designated ground water or impound precipitation or runoff. Any water that may be contained or stored in the sand pits contributes to the recharge of the alluvial aquifer and, as such, is designated ground water subject to administration by the Ground Water Commission. If, once constructed, the sand pits are discovered to expose or impound designated ground water, then the Applicant must apply for and obtain well permits and a replacement plan to replace depletions to the alluvial aquifer.

The UBS District reserves the right to provide additional comments at a later date founded upon information not readily ascertainable from the above-referenced application.

Sincerely,

A handwritten signature in blue ink that reads "Lisa M. Thompson". The signature is written in a cursive style with a large initial "L" and "T".

Lisa M. Thompson
for
TROUT RALEY

cc: UBSCGWMD Board of Directors
Chris Grimes, chris.grimes@state.co.us