



STATE OF
COLORADO

Cazier - DNR, Tim <tim.cazier@state.co.us>

FW: URGENT Third Adequacy Letter

1 message

Annette Ortega <annette.ortega@fremontco.com>

Thu, Oct 17, 2013 at 6:28 AM

To: "tim.cazier@state.co.us" <tim.cazier@state.co.us>

Cc: Tony Adamic <tony.adamic@fremontco.com>, Curtis Stone <curtis.stone@fremontco.com>

Good morning!

Attached are the latest revisions to the maps from your email yesterday. Let me know if this will work so that I can let our surveyor know whether or not to print the large maps.

Thanks!

Annette Ortega

FCDOT Office Manager

Phone: 719-275-2047

Fax: 719-275-2120

annette.ortega@fremontco.com

"I am personally convinced that one person can be a change catalyst, a transporter, in any situation, any organization. Such an individual is yeast that can leaven an entire loaf. It requires vision, initiative, patience, respect, persistence, courage, and faith to be a transforming leader".....Stephen R. Covey

From: Matt Koch [cssurveying@bresnan.net]

Sent: Thursday, October 17, 2013 5:13 AM

To: Annette Ortega

Subject: Re: URGENT Third Adequacy Letter

Hey Annette, latest and greatest maps attached...

Matt

On Wed, 16 Oct 2013 17:16:12 -0600

Annette Ortega <annette.ortega@fremontco.com> wrote:

> Matt,

>

> Please see attached letter from Tim Cazier. Specific instructions are
> listed as to the changes required on the maps. Please make the changes as
> soon as possible and email them to me. This should take care of all issues,
> and hopefully we will be done after these revisions.

>

> Thanks!

>

> Annette Ortega

> FCDOT Office Manager

> Phone: 719-275-2047

> Fax: 719-275-2120

> annette.ortega@fremontco.com<<mailto:annette.ortega@fremontco.com>>

>

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> transporter, in any situation, any organization. Such an individual is yeast
> that can leaven an entire loaf. It requires vision, initiative, patience,
> respect, persistence, courage, and faith to be a transforming
> leader".....Stephen R. Covey

>

>

> From: Cazier - DNR, Tim [tim.cazier@state.co.us]

> Sent: Wednesday, October 16, 2013 5:04 PM

> To: Annette Ortega

> Subject: Third Adequacy Letter

>

> Annette,

>

> I'll send a hard copy of the attached letter via regular mail to Tony
> tomorrow. Let me know if you or Curtis have questions.

>

> Tim Cazier, P.E.

> Environmental Protection Specialist

> Colorado Division of Reclamation, Mining and Safety

> 1313 Sherman Street, Room 215

> Denver, CO 80203

> ph: 303-866-3567 x8169

> NEW cell: 303-328-5229

> fax: 303-832-8106

> tim.cazier@state.co.us<<mailto:tim.cazier@state.co.us>>

CORNERSTONE LAND SURVEYING

1117 MAIN STREET

CANON CITY, CO. 81212

719-275-8881 TELE

719-275-1602 FAX

3 attachments



RECMAP10-16.pdf

1836K



MININGPL10-16.pdf

1854K



NEIGH10-16.pdf

2110K

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



CONSTRUCTION MATERIALS LIMITED IMPACT (110) OPERATION RECLAMATION PERMIT APPLICATION FORM

CHECK ONE: ☒ There is a File Number Already Assigned to this Operation
Permit # 99 033 - (Please reference the file number currently assigned to this operation)
☐ New Application (Rule 1.4.5) ☒ Amendment Application (Rule 1.10)
☐ Conversion Application (Rule 1.11)
Permit # M - 99 - 033 - (provide for Amendments and Conversions of existing permits)

The application for a Construction Materials Limited Impact (110) Operation Reclamation Permit contains three major parts: (1) the application form; (2) Exhibits A-J, Exhibit L, Addendum 1, any sections of Exhibit 6.5 and Geotechnical Stability Exhibit, as required by the Office, and outlined in Rules 6.1, 6.2, 6.3, 6.5, and 1.6.2(1)(b); and (3) the application fee. When you submit your application, be sure to include one (1) complete signed and notarized ORIGINAL and one (1) copy of the completed application form, two (2) copies of Exhibits A-J, Exhibit L, Addendum 1, and appropriate sections of 6.5 (Geotechnical Stability Exhibit), as required, and a check for the application fee described under (4) below. Exhibits should **NOT** be bound or in a 3-ring binder; maps should be folded to 8 1/2" X 11" or 8 1/2" X 14" size. To expedite processing, please provide the information in the format and order described in this form.

GENERAL OPERATION INFORMATION

Type or print clearly, in the space provided, **ALL** information described below.

1. **Applicant/operator or company name (name to be used on permit):** Fremont County Board of Commissioners
 - 1.1 Type of organization (corporation, partnership, etc.): Government Entity
2. **Operation name (pit, mine or site name):** Howard Creek Pit #1 & #2
3. **Permitted acreage (new or existing site):**

3.1 Change in acreage (+)	9.0 permitted acres
3.2 Total Acreage in Permit Area	.8 +/- acres
	9.8 +/- acres
4. **Fees:**

4.1 New Application:	\$ application fee
Amendment Fee (C.R.S. 34-32.5-125(II)):	\$827.00 application fee
5. **Primary commodity(ies) to be mined:** Road Material Gravel
 - 5.1 Incidental commodity(ies) to be mined: 1. 20,000 / lbs/Tons/yr 2. / lbs/Tons/yr 3. / lbs/Tons/yr
4. / lbs/Tons/yr 5. / lbs/Tons/yr
 - 5.2 Anticipated end use of primary commodity(ies) to be mined: Road Material
Anticipated end use of incidental commodity(ies) to be mined: N/A

EXHIBIT A – LEGAL DESCRIPTION

Beginning at a point on the east line of Section 6, Township 48 North, Range 10 East of the N.M.P.M., from whence the southeast corner bears S 00°09'07" E, 43.68'; Township 48 North, Range 10 East of the N.M.P.M.; Thence N 90°00'00" W, 112.00'; Thence S 55°00'00" W, 100.00'; Thence S 70°00'00" W, 135.00'; Thence N 20°00'00" W, 100.00'; Thence N 23°00'00" E, 123.00'; Thence N 53°07'16" W, 351.01; Thence N 88°00'00" W, 44.00'; Thence S 59°00'00" W, 87.50'; Thence S 80°00'00" W, 294.00'; Thence N 70°00'00" W, 164.00'; Thence N 09°00'00" E, 274.00'; Thence N 81°00'00" E, 80.00'; Thence S 70°00'00" E, 116.00'; Thence N 74°00'00" E, 177.00'; Thence S 49°23'36" E, 187.96'; Thence S 55°00'00" E, 115.00'; Thence N 81°00'00" E, 520.00'; to a point on the east line of said Section 6; Thence S 00°09'07" E, 461.12' to the point of beginning.

Land Acreage 8.092 acres +/-

Along With;

Beginning at a point on the east line of Section 6, Township 48 North, Range 10 East of the N.M.P.M, from whence the southeast corner bears S 00°09'07" E, 43.68'; Township 48 North, Range 10 East of the N.M.P.M.; Thence N 00°09'07" E, 461.12 feet; Thence S 47°00'00" E, 223.00 feet; Thence S 28°00'00" W, 350.00 feet to the point of beginning.

Containing 9.821 acres more or less



Fremont County

Department of Transportation

1170 Red Canyon Road • Cañon City, Colorado 81212
Phone: 719-275-2047 • Fax: 719-275-2120

10.16.13

Mr. Timothy A. Cazier, P.E.
DRMS
Department of Natural Resources
1313 Sherman St., Room 215
Denver, CO 80203

RE: Howard (Creek) Pit #1 & #2, Permit No. M-1999-033
Second Adequacy Review

Dear Mr. Cazier,

In response to deficiencies on our amendment application with regard to reclamation in land belonging to Avenger Productions: we are currently in discussion with the landowner about reclamation on the property. We have been informed that we are not to go onto the land for any other operations of the gravel pit, so we have not gone into the property since then.

Portions of the aforementioned land have already been reclaimed, and has seeded itself. This portion is fenced out of the active pit area and a 4' berm separates the area, as well.

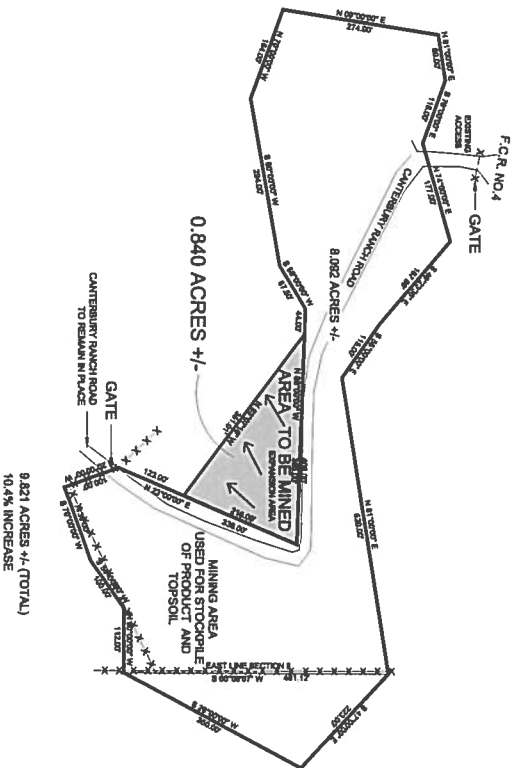
We will pursue an agreement with the landowner at a later date in an effort to release the land in question and will forward any information to your office as it occurs.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Annette Ortega", with a stylized flourish at the end.

Annette Ortega
FCDOT Office Manager
Annette.ortega@fremontco.com

LOCATED IN SECTION 6, TOWNSHIP 48 SOUTH, RANGE 10 WEST OF THEN.M.P.M.
FREMONT COUNTY, COLORADO



NOTES:

1.) DIMENSIONS SHOWN ARE BASED UPON PREVIOUS LEGAL INFORMATION AND SURVEY WORK PROVIDED BY PREVIOUS APPLICANT. LEGAL DESCRIPTION DERIVED FROM INFORMATION PROVIDED.

THIS MAP AND INFORMATION SHOWN HEREON WAS PREPARED FOR AND ON BEHALF OF THE COUNTY OF FREMONT, BY CORNERSTONE LAND SURVEYING, LLC., ALL INFORMATION SHOWN WAS PROVIDED BY FREMONT COUNTY AND DERIVED FROM INFORMATION IN THEIR RECORDS OF THE FREMONT COUNTY PLANNING AND ZONING OFFICE.

MATTHEW J. KOCH CPLS 37807

DATE _____



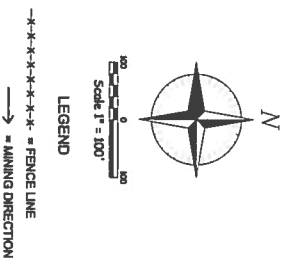
NEW PERMIT BOUNDARY LEGAL DESCRIPTION:

[illegible]

ALONG WITH:

BEGINNING AT A POINT ON THE EAST LINE OF SECTION 6, TOWNSHIP 48 NORTH, RANGE 10 EAST OF THE N.M.P.M., 43.985'. TOWNSHIP 48 NORTH, SOUTHEAST CORNER BEARS S 00°00'00" E, 43.985'. TOWNSHIP 48 NORTH, RANGE 10 EAST OF THE N.M.P.M., THENCE N 00°19'00" E, 461.12 FEET; THENCE S 47°00'00" E, 223.00 FEET; THENCE S 28°00'00" W, 350.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 9.821 ACRES MORE OR LESS



CORNERSTONE
LAND SURVIVING, L.L.C.

1022 E 1st AVE.
CANON CITY, COLORADO 81212

JOB NO 13-056

7-3-2013
REV 10-16-2013

HOWARD CREEK PIT #1 & #2

NEIGHBORING LANDOWNERS

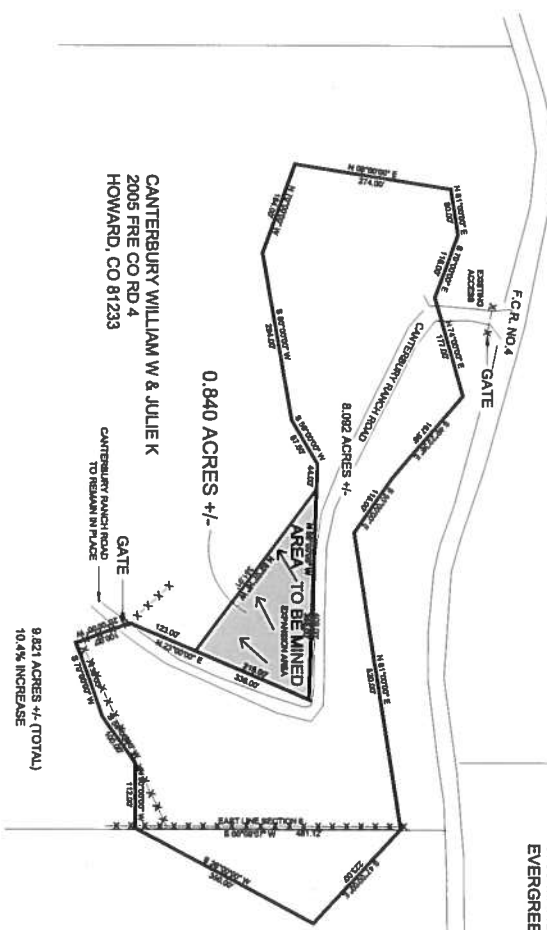
LOCATED IN SECTION 6, TOWNSHIP 48 SOUTH, RANGE 10 WEST OF THEN.M.P.M. FREMONT COUNTY, COLORADO

FOWLER JOHN E & MARY J
7204 ISLAND GREEN DR
BOULDER, CO 80301-3773

COOPER CARL V & SUSAN K
P O BOX 145
HOWARD, CO 81233

LEFFORD WAYNE A & MARSHALL R
8755 MARSHMERRY LANE
EVERGREEN, CO 80439-5434

CAVALLO MARY JANE
BELDEN KATHERINE H
6827 4TH ST N W #316
WASHINGTON, DC
20012-0000



AVENGER PRODUCTIONS INC
8300 FRITZEN AVE
LAS VEGAS, NV 89131-4808

NEW PERMIT BOUNDARY LEGAL DESCRIPTION:

BEGINNING AT A POINT ON THE EAST LINE OF SECTION 6, TOWNSHIP 48 NORTH, RANGE 10 EAST OF THE N.M.P.M., FROM WHENCE THE SOUTHEAST CORNER BEARS S 00°00'00" E, 43.68', TOWNSHIP 48 NORTH, RANGE 10 EAST OF THE N.M.P.M.; THENCE S 90°00'00" W, 112.00'; THENCE S 59°00'00" W, 100.00'; THENCE S 70°00'00" W, 135.00'; THENCE N 20°00'00" W, 100.00'; THENCE N 23°00'00" E, 123.00'; THENCE N 53°07'16" W, 351.01'; THENCE N 89°00'00" W, 44.00'; THENCE S 59°00'00" W, 87.58'; THENCE S 80°00'00" W, 284.00'; THENCE N 70°00'00" W, 164.00'; THENCE N 09°00'00" E, 274.00 FEET; THENCE N 81°00'00" E, 80.00'; THENCE S 70°00'00" E, 118.00'; THENCE N 74°00'00" E, 177.00'; THENCE S 49°23'36" E, 187.58'; THENCE S 55°00'00" E, 115.00'; THENCE N 81°00'00" E, 520.00' TO A POINT ON THE EAST LINE OF SAID SECTION 6, THENCE S 00°00'00" E, 461.12' TO THE POINT OF BEGINNING.

ALONG WITH:

BEGINNING AT A POINT ON THE EAST LINE OF SECTION 6, TOWNSHIP 48 NORTH, RANGE 10 EAST OF THE N.M.P.M., FROM WHENCE THE SOUTHEAST CORNER BEARS S 00°00'00" E, 43.68', TOWNSHIP 48 NORTH, RANGE 10 EAST OF THE N.M.P.M.; THENCE N 00°00'00" E, 461.12 FEET; THENCE S 47°00'00" E, 223.00 FEET; THENCE S 25°00'00" W, 350.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 9.821 ACRES MORE OR LESS

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MATTHEW J. KOCH C.R.S. 37807 DATE 11/15/2013

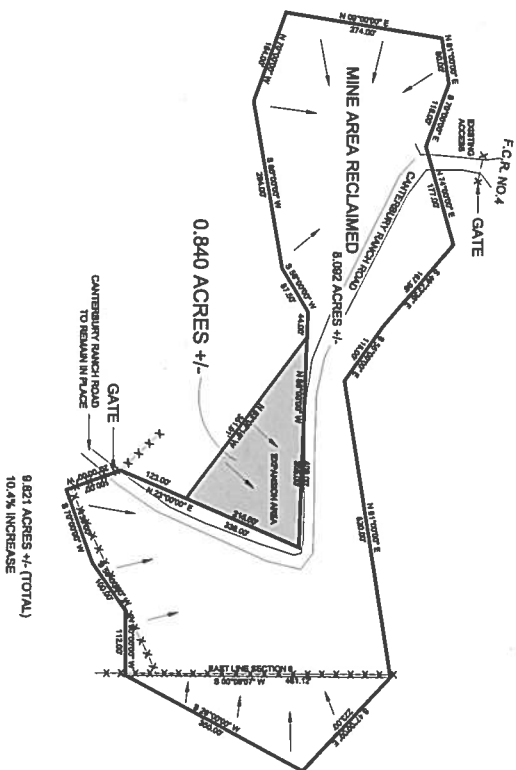


NOTICE: ACCORDING TO C.R.S. 1-3-501, YOU MUST COMPLY WITH LOCAL, COUNTY AND STATE LAWS, RULES AND ORDINANCES. YOU MAY NOT ACT OR BE ACTED UPON BY ANY OTHER PERSON OR ENTITY IN THIS SURVEY OR CONVEYANCE. YOU MUST COMPLY WITH THE LAWS OF THE STATE OF COLORADO.

CORNERSTONE
LAND SURVEYING, L.L.C.
1022 PHAY AVE.
CANYON CITY, COLORADO 81212
719-275-8881
7-3-2013
REV 10-16-2013

HOWARD CREEK PIT #1 & #2 RECLAMATION MAP

LOCATED IN SECTION 6, TOWNSHIP 48 SOUTH, RANGE 10 WEST OF THEN.M.P.M. FREMONT COUNTY, COLORADO



LEGEND
 -x-x-x-x-x-x-x-x- FENCE LINE
 — RECLAIMED GRADIENT
 20% to 40%

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ALONG WITH:

BEGINNING AT A POINT ON THE EAST LINE OF SECTION 6, TOWNSHIP 48 NORTH, RANGE 10 EAST OF THE N.M.P.M. FROM WHENCE THE SOUTHEAST CORNER BEARS S 00°00'00" E, 43.85'; TOWNSHIP 48 NORTH, RANGE 10 EAST OF THE N.M.P.M.; THENCE N 00°00'00" E, 461.12 FEET; THENCE S 47°00'00" E, 223.00 FEET; THENCE S 50°00'00" W, 350.00 FEET TO THE POINT OF BEGINNING.

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MATTHEW J. KOCH C.P.L.S. 37807 DATE



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 CANON CITY, COLORADO 81212
 719-275-8881