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

MEMORANDUM



John W. Hickenlooper Governor

Mike King Executive Director

Loretta Piñeda Director

To: Barbara Coria

From: Tim Cazier, P.E. **H**

Date: December 6, 2013

Re: State Pit – Utilities/Structures Agreements; Permit No. M-1990-112 / SO-03

I have reviewed the November 26, 2013 notarized letter from Black Hill Energy regarding "Fremont Paving & Redi-Mix, Inc. State Pit Gravel Mine, Pueblo County Colorado Agreement to Allow Mining within 50 Feet of Structures Owned by Black Hills Energy" and the November 25, 2013 letter from Colorado Interstate Gas Company, LLC (CIG) regarding "Consent to mine gravel within 200 feet of CIG's natural gas transmission pipeline loop (24B-16") ROW under State Permit No. M-90-112, located in Section 21, NW¼ of Section 22, and N½ of Section 28-21S-63W in Pueblo County, CO".

Both letters reference the proper location, include language to address compensation for damage, and are notarized. These agreements are deemed adequate for the pending succession of operator revision, SO03.

If either you or the applicants have any questions regarding the comments above, please call me at (303) 866-3567, extension 8169.