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MAR 14 2014

DIVISION OF RECLAMATION  
MINING AND SAFETY

March 12, 2014

Michael Cunningham  
Division of Reclamation Mining & Safety  
1313 Sherman St., Rm 215  
Denver, CO 80203

FEDEX Overnight  
TRK 7981 9384 4672

✓ **RE: Notice of Import of Inert Structural Fill at Cemex Silica Quarry (Permit No. M-1977-361)** TR42

Mr. Cunningham:

This letter serves as the formal notification that Cemex intends to import inert materials into our Silica Quarry near Lyons, CO (Permit No. M-1977-361) for the purpose of reclamation backfill. During the flooding in September 2013 inert sand was displaced from floodplain areas throughout Boulder County. The City of Boulder contacted us to ask if we would be interested in using some of this material for reclamation backfill. They have provided the attached affidavit that the material is inert as defined in Rule 1.1(20). As was discussed during our meeting on February 26, 2014, we think this is a win win situation to accept the material since we could use it for the backfill for the sandstone reclamation and they need a place to put the material. They have provided the attached affidavit that the material is inert as defined in Rule 1.1(20).

Approximately 40,000 cubic yards of this material will be trucked in by a contractor in March of 2014 and placed in the northwest corner of the Silica Quarry pit as shown on the attached map. Any topsoil in area will be stripped and stockpiled for later use prior to the import of this material. This inert material is sandy in texture and will be used in conjunction with on-site material for structural backfill as a part of the final reclamation grading plan for the site. The material will be graded with a bulldozer after placement to ensure a stable stockpile and will remain in this stable stockpile until the site is ready for final reclamation. During final reclamation, this material will be mixed with the on-site blasted rock structural fill and will help to fill voids and improve the stability and reclamation ability of the backfill. This material will be used in the same general location during final reclamation, but will be graded to meet final planned topography.

If you have any questions, please contact me at 713-259-9361.

Sincerely,

A handwritten signature in blue ink that reads "Kimberly Dennis".

Kimberly Dennis  
Director, Environmental

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Mining & Safety

Ecls.\ Drawing – Inert Material Placement Location; Redline Pipeline Certification of Inert Material

**CEMEX  
Silica Quarry  
Imported Inert Material**

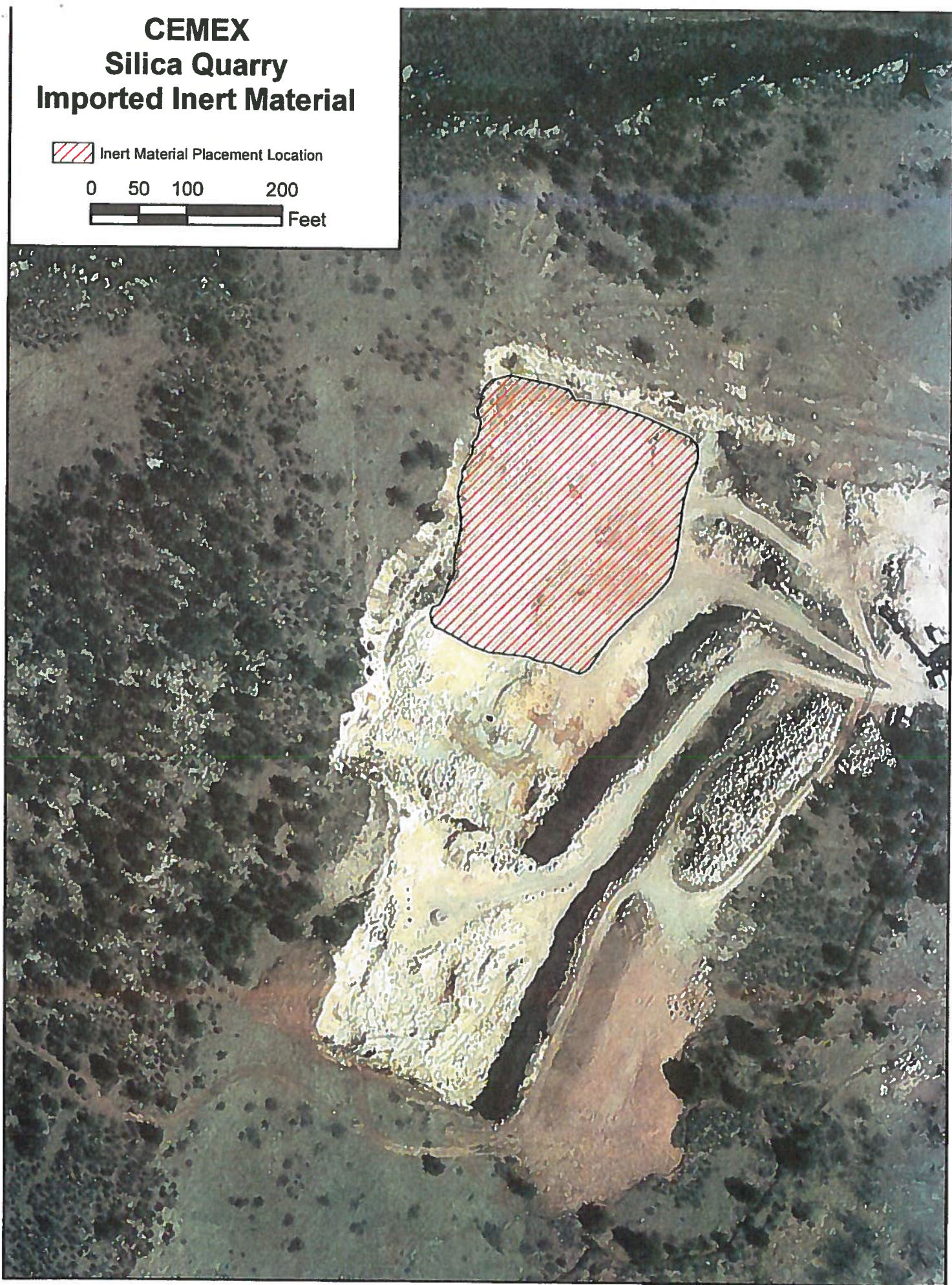


Inert Material Placement Location

0 50 100 200



Feet





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DIVISION OF RECLAMATION  
MINING AND SAFETY

CEMEX  
5134 Ute Road  
Longmont, CO 80503  
C/O Robin Forest Bay  
Habitat Management, Inc.

Redline Pipeline warrants and certifies that all material being hauled to your quarry is inert as defined by DRMS.

Sincerely,



John A. Conley  
President/Manager

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Division of Reclamation  
Mining & Safety

FedEx carbon-neutral  
envelope shipping

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Page 1 of 1

From: (303) 866-3567  
Denise T. Arthur  
Cernex  
5134 Ute Highway  
Lyons, CO 80540

Origin ID: FNLA



J14101 402070326

BILL SENDER

SHIP TO: (303) 866-3567 X 8116  
Michael Cunningham  
DRMS

1313 SHERMAN ST STE 215  
Dept. of Natural Resources  
DENVER, CO 80203

Ship Date: 21 MAR 14  
ActWgt: 10 LB  
CAD: 8905491/NET3490

Delivery Address Bar Code



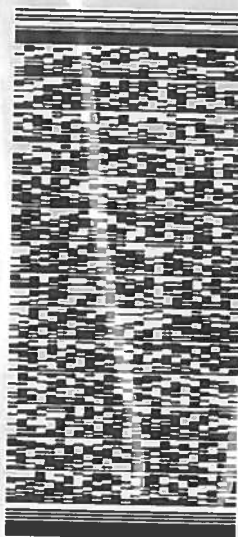
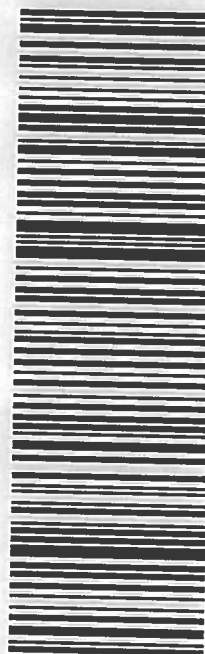
Ref # 2014 TR Fees M1977208361  
Invoice #  
PO #  
Dept #

MON - 24 MAR AA  
STANDARD OVERNIGHT

TRK# 7983 0020 4409  
0201

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4409  
03.24



March 21, 2014

Mr. Michael Cunningham  
Environmental Protection Specialist  
Division of Reclamation, Mining and Safety  
1313 Sherman Street, Room 215  
Denver, Colorado 80203

FEDEX  
TRK 7983 0020 4409

Re: CEMEX Inc. Mine Permit M-1977-208 and CEMEX Inc. Mine Permit M-1977-361  
Payment of Fees for Technical Revision Applications

Dear Mr. Cunningham:

Enclosed are checks that CEMEX issued to the Division for payment of processing/application fees for the following:

1. Mine Permit M-1977-208 Technical Revision 12
2. Mine Permit M-1977-361 Notice to Import Inert Fill (Processed as Technical Revision

Best regards,

A handwritten signature in cursive script, appearing to read "Maribel B. Aguilos".

Maribel B. Aguilos  
Environmental Coordinator  
5134 Ute Hwy PO Box 529  
Lyon, CO 80540  
Maribelb.aguilos@cemex.com

Encls.\ Two Checks for Technical Revision Fees Payment

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MAR 24 2014

Division of Reclamation,  
Mining & Safety

**Division of Reclamation, Mining, and Safety**

**Fee Receipt for M1977361**

CEMEX

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**Receipt #:** 17083

**Date:** 03/25/2014

**Permit:** M1977361

| Payment Method | Revenue Code | Fee Description/Notes                    | Amount   |
|----------------|--------------|--|----------|
| 22786340 msr   | 4300-11      | Minerals Technical Revision<br>M1977-361 | \$216.00 |
| Receipt Total: |              |  | \$216.00 |