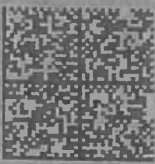


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DIAMOND B. ENTERPRISES, LLC
c/o Anthony Blasi
38043 CR 32.4
Trinidad, CO 81082



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



John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

March 10, 2014

DIAMOND B. ENTERPRISES, LLC

c/o Anthony Blasi

38043 CR 32.4

Trinidad, CO 81082

Re: Findings of Fact, Conclusions of Law and Order, Diamond B. Enterprises, LLC. File No. M-2000-047

On March 10, 2014 the Mined Land Reclamation Board signed the enclosed Board Order for the above captioned operation. We strongly advise that you read this document carefully since it may contain provisions which must be satisfied by specific dates to avoid future Board actions.

Sincerely,

Sitira Pope

Secretary to the Board

Enclosure(s)

CERTIFIED MAIL NO.

7012 3460 000 6384 6655

Cc's

Sarah Stanton

John Roberts

BEFORE THE MINED LAND RECLAMATION BOARD
STATE OF COLORADO

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

IN THE MATTER OF THE REINSTATEMENT OF PERMIT NO. M-2000-047

THIS MATTER came before the Mined Land Reclamation Board ("Board") on February 19, 2014 in Denver, Colorado to consider the request for reinstatement by Diamond B Enterprises, LLC ("Operator"), file number M-2000-047. Anthony Blasi appeared on behalf of the Operator. Tyler O'Donnell appeared on behalf of the Division of Reclamation, Mining and Safety ("Division").

The Board, having considered the parties' presentations, materials presented, and having been otherwise fully informed of the facts in the matter, enters the following:

FINDINGS OF FACT

1. The Operator holds a 110c permit for a 9.99-acre gravel operation. The site, known as the Diamond Rock Pit, is located in Section 4, Township 30 South, Range 67 West, 6th Principal Meridian, in Huerfano County.
2. At its meeting on August 14, 2013, the Board found the Operator in violation of section 34-32.5-116(3)(a), C.R.S. for failure to submit required annual fees and annual reports for 2011, 2012, and 2013. The Board ordered permit number M-2000-047 revoked and the financial warranty for such permit forfeited. The Board issued an order with these terms, effective August 28, 2013.
4. On February 3, 2014, the Operator paid the outstanding annual fees for 2011-2013 and civil penalties. On February 7, 2013, the Division received a written request from the Operator to reinstate permit number M-2000-047.
5. On February 24, 2014, the Operator filed an updated annual report for the site.
6. The Division does not oppose reinstating permit number M-2000-047.

CONCLUSIONS OF LAW

7. The Board has jurisdiction over this matter pursuant to the Colorado Land Reclamation Act for the Extraction of Construction Materials, Article 32.5 of Title 34, C.R.S. (2013) ("Act").

8. Under section 34-32.5-124(6)(b), C.R.S., after the Board revokes an operator's permit, the operator may continue mining operations to bring it into compliance with the permit and, once those operations are completed to the satisfaction of the Board, the Board shall reinstate such permit. The Operator brought the mining operation into satisfactory compliance with permit number M-2000-047.

ORDER

Based on the foregoing findings of fact and conclusions of law, the Board hereby enters the following order:

The Board ORDERS that permit number M-2000-047 is reinstated.

DONE AND ORDERED this 10th day of March 2014.

FOR THE COLORADO MINED LAND
RECLAMATION BOARD


Barbara Green, Chair

NOTICE OF APPEAL RIGHTS

This order becomes effective and final upon mailing. Any party adversely affected or aggrieved by agency action may commence an action for judicial review by filing a notice of appeal with the district court within thirty-five (35) days after the effective date of this order, pursuant to section 24-4-106, C.R.S. (2013). In the event that an appeal is filed, designations of record made in accordance with section 24-4-106(6), C.R.S. should be served on the Board at: 1313 Sherman Street, Room 215, Denver, CO 80203, Attention: Irene Stanton.

CERTIFICATE OF SERVICE

This is to certify that I have duly served the within FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND ORDER upon all parties herein by depositing copies
of same in the United States mail, first-class postage prepaid, at Denver, Colorado,
this 10th day of March 2014 addressed as follows:

DIAMOND B. ENTERPRISES, LLC
c/o Anthony Blasi
38043 CR 32.4
Trinidad, CO 81082

By inter-office or electronic mail to:

Sarah Stanton
Division of Reclamation, Mining & Safety
1313 Sherman Street
Denver, Colorado 80203

By intra-office or electronic mail to:

John Roberts
Senior Assistant Attorney General
Office of the Attorney General
1300 Broadway, 8th Floor
Denver, CO 80203

