



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

November 13, 2015

Mr. Leonard Read
Midway Aggregates, RLLP
P.O. Box 580
Rye, CO 81069

**Re: Midway Pit, Permit M-1988-018;
Corrective Action Due Date Extension Approval**

Dear Mr. Read,

On November 9, 2015 the Division received your request for a six month extension to the Division's three corrective actions resulting from our Midway Pit inspection report sent mailed on November 13, 2015. The Division hereby approves your request for an extension. The corrective actions and due dates are summarized below:

INSPECTION TOPIC: Availability Of Records

PROBLEM No. 1/POSSIBLE VIOLATION: Problem: The current mine and reclamation plans, as well as the affected area mine and reclamation plan maps do not reflect the observed disturbances (i.e., affected area limits) and necessary reclamation (e.g., pond reclamation and seed mix).

CORRECTIVE ACTIONS: Within 60 days of this report the Operator must submit a Technical Revision (TR) to update the mining and reclamation plans, and the Mine Plan Map and Reclamation Plan Map.

CORRECTIVE ACTION DUE DATE: 5/9/16

INSPECTION TOPIC: Availability Of Records

PROBLEM No. 2/POSSIBLE VIOLATION: Problem: No utility structures agreement for the transmission powerline on the north side of the existing pit.

CORRECTIVE ACTIONS: Within 30 days of this report the Operator must submit a notarized letter or agreement in accordance with Rule 6.4.19 addressing the potential for damage to the powerline.

CORRECTIVE ACTION DUE DATE: 5/9/16

INSPECTION TOPIC: Financial Warranty

PROBLEM No. 3/POSSIBLE VIOLATION: Problem: The financial warranty is not adequate to reclaim the site in accordance with the approved reclamation plan. This is a failure to maintain the proper financial warranty amount to complete reclamation of the affected lands pursuant to C.R.S. 34-32.5-117(4)(b) of the Act.

CORRECTIVE ACTIONS: The operator shall submit adequate financial warranty, as determined by the Division. The operator will have 60 days from the date on this report to post the additional financial warranty.

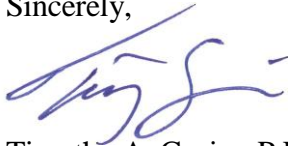
CORRECTIVE ACTION DUE DATE: 5/9/16



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If you have any questions, please contact me at (303) 866-3567, ext 8169.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Tim Cazier', with a stylized flourish at the end.

Timothy A. Cazier, P.E.
Environmental Protection Specialist

ec: Wally Erickson, DRMS
DRMS file

