

# Prowers Aggregate LOC Bond

JC York <jcyork@j-tconsulting.com>

Tue, Aug 16, 2016 at 10:50 AM

To: "Coria - DNR, Barbara" <barbara.coria@state.co.us>

Cc: Wally Erickson - DNR < Wally.Erickson@state.co.us>, Amy Eschberger - DNR < amy.eschberger@state.co.us>, Amy Heckenlively <Amy@cacompanies.com>, Todd Lambert <todd@cacompanies.com>

Barbara -

Attached are the scanned agreements that we have received back to date, as well as the letters certified mail receipts. We hand delivered the Centurytel (Century Link) letter and they had someone sign for receiving it which is also attached. Let me know if you have any questions.

Regards,

J.C.

J.C. York, P.E.

J&T Consulting, Inc.

305 Denver Avenue, Suite D

Fort Lupton, CO 80621

Office: (303) 857-6222

Mobile: (970) 222-9530

FAX: (303) 857-6224

From: JC York [mailto:jcyork@j-tconsulting.com] Sent: Friday, July 15, 2016 1:26 PM To: 'Todd Lambert'; 'Coria - DNR, Barbara' Cc: 'Wally Erickson - DNR'; 'Amy Eschberger - DNR'; 'Amy Heckenlively' Subject: RE: Prowers Aggregate LOC Bond

Todd / Barbara -

Attached are the scanned letters with the certified mail receipts from the post office. We will send you the signed receipts we receive back from the post office when we get them.

Regards,

J.C.

J.C. York, P.E.

J&T Consulting, Inc.

305 Denver Avenue, Suite D

Fort Lupton, CO 80621

Office: (303) 857-6222

Mobile: (970) 222-9530

FAX: (303) 857-6224

From: Todd Lambert [mailto:todd@cacompanies.com]
Sent: Wednesday, July 13, 2016 12:36 PM
To: Coria - DNR, Barbara
Cc: Wally Erickson - DNR; Amy Eschberger - DNR; JC York; Amy Heckenlively
Subject: Re: Prowers Aggregate LOC Bond

Thank You Barbara! JC has incorporated all the changes into the notices.

Sent from my iPhone

[Quoted text hidden]

# 11 attachments Image: Spitz Cattle.pdf Image: Spitz Cattle.pdf

- Arr Light and Power.pdf
- Milford Daniel Quinton Rasmussen.pdf
- Prowers County.pdf 1591K
- Centurytel Letter Copy of Recieved Signature.pdf
- Bpitz Cattle Reciept.pdf
- Atmos Energy.pdf

Atmos Energy 209 Sage Street Lamar, CO 81052

July 12, 2016

Re: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

To Whom It May Concern:

Prowers Aggregate Operators, LLC has a State of Colorado Division of Reclamation, Mining, and Safety (DRMS) Reclamation Permit M2008-078 to allow sand and gravel mining on property within 200 feet of structures located on your property. The Colorado Mined Land Reclamation Act provides protection for your property, and specific protection for your structures located within 200 feet of the mining activities. The gas utility line in County Road HH.5 is the structure that is within 200 feet of the mining activities. Prowers Aggregate Operators, LLC is the new operator but the same people/employees will be working for us.

DRMS Permit approval requires a notarized agreement between the applicant and owners of structures within 200 feet of the mining activities, providing compensation for any damage to the structure; or preparation of an engineering evaluation acceptable to the DRMS, demonstrating that such structure(s) shall not be damaged by the mining activities if an agreement cannot be reached.

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Prowers Aggregate Operators, LLC

Atmos Energy RE: Agreement for Compensation for Damage to Structures within 200 feet of mining activities - 2 -

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Karl Nyquist, Manager

Prowers Aggregate Operators, LLC

Atmos Energy

12/16

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The foregoing instrument was acknowledged b	efore me th	is 12 day of Ju	ly . 2016 by,
Karl Ny Suist	, as	Manager	Q
		Notary Public	Heckenlively
AMY HECKENLIVELY NOTARY PUBLIC STATE OF COLORADO		My Commission Ex	xpires: 10-27-1)
NOTARY ID 20054041976 MY COMMISSION EXPIRES OCT. 27, 2017			

# NOTARY FOR STRUCTURE OWNER

9.14 9.

ACKNOWLEGED BY:	
Structure Owner Atmos Energy Name Christa Mayhew	
Structure Owner Atmos Energy Name Christa Mayhew Date 7/29/16 Title Operations Supervisor	<u>.</u>
STATE OF Colorado)	
COUNTY OF Trowers) ss.	
The foregoing was acknowledged before me this 29 day of July, 2016, by Chisk Mayhew as Operations Spervisor of Atmost theray	:
Notary Public My Commission Expires: 03/00/17	A COUELYN MILLING
	NOTAPL R
	PUBLIC
	COLORAD



Re: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

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Prowers Aggregate Operators, LLC

Atmos Energy RE: Agreement for Compensation for Damage to Structures within 200 feet of mining activities - 2 -

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Karl Nyquist, Manager Prowers Aggregate Operators, LLC

7/12/16

Atmos Energy

Date

The foregoing instrument was acknowledged before	re me thi	s 12 day of Ju	ly . 2016 by,
Karl Ny Suist	, as	Manager	0
AMY HECKENLIVELY		Notary Public	Hellenlively
NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20054041976 MY COMMISSION EXPIRES OCT 27, 2017		My Commission Ex	xpires: <u>10-27-1</u> )



Received By on T-Z7-16

Centurytel P.O. Box 482 Lamar, CO 81052

July 12, 2016



Re: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

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Prowers Aggregate Operators, LLC

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City of Lamar	0001 1687 63	For delivery information, visit our website LANAR, CO 81052 C A L Certified Mail Fee \$3.30 \$ 270 Extra Services & Fees (check box, add fee st apbopriate) Peturn Receipt (hardcopy) \$ 20.00 Certified Mail Restricted Delivery \$ \$0.00 Certified Mail Restricted Delivery \$ \$0.00 Adult Signature Restricted Delivery \$ Adult Signature Restricted Delivery \$ Adult Signature Restricted Delivery \$ Adult Signature Restricted Delivery \$ Control Section 200 Certified Mail Restricted Delivery \$ Certified Mail Section 200 Certified Mail Restricted Delivery \$ Certified Mail Section 200 Certified Mail Restricted Delivery \$ Certified Mail Section 200 Certified Mail Section 200 Certified Mail Section 200 Certified Mail Section 200 Certified Mail Restricted Delivery \$ Certified Mail Section 200 Certified 200 Certified Mail Section 200 Certified 200 Certified Mail Section 200 Certified 200 Certified 200 Certified Mail 200 Certified 200 Ce	USE 0392 03 Postmark Here
102 E Parmenter Street Lamar, CO 81052	1	s \$1.15 Total Postage and Fees \$ \$7.15 Sent To.	07/13/2016
July 12, 2016	1	Street and Abt. No., or POBONNO. City, State 219-48 City, State 219-48 AMAR, CO 8	R STREET
Po: Agreement for Componen	ation	PS Form 3800, April 2015 PSN 7530-02-000-9047	See Reverse for Instructions

Re: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

To Whom It May Concern:

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City of Lamar RE: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

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Karl Nyquist, Manager

Prowers Aggregate Operators, LLC

7/12/16 Date

City of Lamar

Date

 AMY HECKENLIVELY
 as
 Manager

 NOTARY PUBLIC
 Notary Public
 My Commission Expires: 10-27-17

 My COMMISSION EXPIRES OCT 27, 2017
 My Commission Expires: 10-27-17

Prowers Aggregate Operators, LLC

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON	DELIVERY
<ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	A. Signature X GMMM B. Received by (Printed Name) ERIA DNLS	C. Date of Delivery
1. Article Addressed to: City of Lamar 102 E Parmenter Street Lamar, CO 81052	D. Is delivery address different from If YES, enter delivery address I	

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	-0	U.S. Postal Service <sup>™</sup> CERTIFIED MAIL <sup>®</sup> REC Domestic Mail Only	EIPT
David D. and Robin L. Rasmussen 9626 County Road HH.5 Lamar, CO 81052 July 12, 2016	7016 0750 0001 1687 623	For delivery information, visit our website LAMARY CD \$1052 C I A L Certified Mail Fee \$3.30 \$ \$2.70 Extra Services & Fees (check box, add fee \$300000000000000000000000000000000000	eat www.usps.com®. USE 0392 03 Postmark Here 07/13/2016
		PS Form 3800, April 2015 PSN 7530-02-000-9047	See Reverse for Instructions

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Prowers Aggregate Operators, LLC

David D. and Robin L. Rasmussen RE: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

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Karl Nyquist, Manager <sup>3</sup> Prowers Aggregate Operators, LLC

7/12/16

David D. and Robin L. Rasmussen

Date

The foregoing instrument was acknowledged bet	fore me this 12 day of July , 2016 by
Karl Wy guist	as Manager
AMY HECKENLIVELY NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20054041976 MY COMMISSION EXPIRES OCT 27, 2017	My Commission Expires: 10-27-17

Prowers Aggregate Operators, LLC



	17	U.S. Postal Service <sup>™</sup> CERTIFIED MAIL <sup>®</sup> REC Domestic Mail Only	EIPT
	-87 b.1	For delivery information, visit our website LAMAN CP SH 052 C A L Certified Mail Fee \$3.30 S S S Certified Mail Fee \$3.30 S S Return Receipt (hardcopy) Return Receipt (electronic) Certified Mail Restricted Delivery Adult Signature Required Adult Signature Required S S Certified Mail Restricted Delivery S C	e at www.usps.com <sup>®</sup> . 0392 03 Postmark Here
Lamar Light and Power 100 North Second Lamar, CO 81052		Postage \$1.15 \$ Total Postage and Fees \$7.15 \$	07/13/2016
July 12. 2016	7076	Sept To LIAMAR LIGHT & POW Street and Apt. No., or POBox No. (OD NOFTH SECONIC City, State, ZIP+45 DAMAR, CO & IDS PS Form 3800, April 2015 PSN /530-02-000-9047	See Reverse for Instructions

Re: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

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Prowers Aggregate Operators, LLC

Lamar Light and Power RE Agreement for Compensation for Damage to Structures within 200 feet of mining activities - 2 -

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Karl Nyquist, Manager Prowers Aggregate Operators, LLC

7/12/16

Lamar Light and Power

Date

re me this 12 day of July . 2016 by. as Manager
Notary Public Hrelen lively
My Commission Expires 10-77-17
1.

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> <li>1. Article Addressed to:</li> <li>Lamar Light and Power 100 North Second Lamar, CO 81052</li> </ul>	A. Signature
9590 9402 1776 6074 2470 52	3. Service Type       □ Priority Mail Express®         □ Adult Signature       □ Registered Mail™         □ Adult Signature Restricted Delivery       □ Registered Mail™         □ Certified Mail®       □ Return Receipt for         □ Certified Mail Restricted Delivery       □ Return Receipt for         □ Collect on Delivery Restricted Delivery       □ Signature Confirmation™
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Re: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

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Prowers Aggregate Operators, LLC

Milford Q., Daniel D., and Milford Quinton Rasmussen RE: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

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Karl Nyquist, Manager

Prowers Aggregate Operators, LLC

7/12/16 Date

Milford Q., Daniel D., and Milford Quinton Rasmussen Date

The foregoing instrument was acknowledged before me this 12 day of July . 2016 by, Kart Wygnist , as <u>Manager</u> AMY HECKENLIVELY NOTARY PUBLIC STATE OF COLORADO NOTARY 1D 20054041976 MY COMMUSSION EXPIRES OCT 27, 2017 MY COMMUSSION EXPIRES OCT 27, 2017

Prowers Aggregate Operators, LLC





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Prowers County RE: Agreement for Compensation for Damage to Structures within 200 feet of mining activities - 2 -

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Karl Nyquist, Manager Prowers Aggregate Operators, LLC

7/12/14

**Prowers County** 

Date

The foregoing instrument was acknow	ledged before me this 12 day of July 2016 by
Karl Nyquist	as Manacer
	Notary Public My Commission Expires. 10-27-17

and the second sec		
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION OF	DELIVERY
<ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> <li>Article Addressed to:</li> </ul>	A. Signature X. Lullun Me B. Received by (Printed Name) <u>Huely n Mestro</u> D. is delivery address different from If YES, enter delivery address	
301 South Main Lamar, CO 81052		
9590 9402 1776 6074 2470 07	3. Service Type Adult Signature Adult Signature Restricted Delivery Certified Mail® Certified Mail® Collect on Delivery Delivery Restricted Delivery all	<ul> <li>□ Priority Mail Express®</li> <li>□ Registered Mail™</li> <li>□ Registered Mail Restricted Delivery</li> <li>□ Return Receipt for Merchandise</li> <li>□ Signature Confirmation™</li> <li>□ Signature Confirmation</li> </ul>
	over \$500)	Restricted Delivery
PS Form 3811, July 2015 PSN 7530-02-000-9053	L.	Domestic Return Receipt

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	U.S. Postal Service <sup>™</sup> CERTIFIED MAIL <sup>®</sup> RECEIPT Domestic Mail Only	
Spitz Cattle Company 9122 County Road HH.5 Lamar, CO 81052	For delivery information, visit our website at www.usps.com <sup>o</sup> .         LAMARY CD 81052CIAL USE         Certified Mail Fee \$3.30         Certified Mail Fee \$3.30         S         S         Certified Mail Fee \$3.30         S         S         S         Postage         Postage         \$         S         S         S         S         Postage         \$         \$         \$         \$         Postage and Fees         \$         \$         \$         \$         \$	

Re: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

To Whom It May Concern:

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Prowers Aggregate Operators, LLC

Spitz Cattle Company RE: Agreement for Compensation for Damage to Structures within 200 feet of mining activities - 2 -

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Karl Nyquist, Manager

Prowers Aggregate Operators, LLC

7/12/16 Date

Spitz Cattle Company

Date

The foregoing instrument was acknowledged before me th	is 12 day of Tuly	, Zolh by,
Karl My guist 25_	Manare er Any Her Notary Public	haliy
AMY HECKENLIVELY NOTARY PUBLIC STATE OF COLORADO NOTARY (DELESTICIE'S MY COMMENDIAL DELESTICE) MY COMMENDIAL DELESTIC	My Commission Expires: _	10-27-17

Prowers Aggregate Operators, LLC

COMPLETE THIS SECTION ON DELIVERY **SENDER:** COMPLETE THIS SECTION A. Signature Complete items 1, 2, and 3. □ Agent Print your name and address on the reverse X Addressee so that we can return the card to you. C. Date of Delivery B. Received by (Printed Name) Attach this card to the back of the mailpiece, 16-16 or on the front if space permits. 7-I Yes 1. Article Addressed to: D. Is delivery address different from item 1? If YES, enter delivery address below: D No Spitz Cattle Company 9122 CR. HH.S Rumar, 10 81052 3. Service Type Priority Mail Express® □ Friotry Mail Expression
 □ Registered Mail™
 □ Registered Mail Restricted Delivery
 □ Return Receipt for Merchandise
 □ Signature Confirmation™ Adult Signature Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery 9590 9402 1776 6074 2469 70 Collect on Delivery Restricted Delivery 2 Article Number (Transfer from service label) Signature Confirmation Restricted Delivery ail ail Restricted Delivery J) 7016 0750 0001 1687 6146 Domestic Return Receipt PS Form 3811, July 2015 PSN 7530-02-000-9053

Spitz Cattle Company 9122 County Road HH.5 Lamar, CO 81052

July 12, 2016

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Karl Nyguist, Manager

Prowers Aggregate Operators, LLC

Cattle Comp Spitz

Date

The foregoing instrument was acknowledged t	pefore me this	12 day of July	. 2016 by.
Karl Ny Suist	, as	Manarcer	
		Notary Public	Hally
AMY HECKENLIVELY NOTARY PUBLIC STATE OF COLORADO		My Commission Expires:	10-27-11

Prowers Aggregate Operators, LLC

### NOTARY FOR STRUCTURE OWNER

			UTICOTO	ALL OTTINE	<u>/ 8 %</u>	
CKNOWLEGED B	Y:					
Structure Owner	New York (1997)		Name			
Date						
STATE OF	)					Ť
COUNTY OF	) ss.					
The foregoing was acl	knowledged be	fore me this	day of		, 20 , 1	ov
	as			of	, .	
		My Co	mmission Fr	nires		8
Notary Public		ing co	11111331011 127			
20						

	U.S. Postal Service CERTIFIED MAIL (Domestic Mail Only; No Insurance Coverage Pro	ovided)
	LAMAR CO 81052 C A L U.S	com®
Daniel Gonzalez and Irene Aragon 9718 County Road HH.5 Lamar, CO 81052 July 12, 2016	Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Sent To Sent To DANIEL WD LUTZ GONZAUEZ Street, Apt. No.; or PO Box No. 9830 COUNTY ROAD HH. 5 City, State, ZIP+4 LAMAR LO 81052	Reark Pres

Re: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

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Prowers Aggregate Operators, LLC

Daniel Gonzalez and Irene Aragon RE: Agreement for Compensation for Damage to Structures within 200 feet of mining activities - 2 -

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Karl Nyquist, Manager Prowers Aggregate Operators, LLC

7/12/16

Daniel Gonzalez and Irene Aragon

MY COMMISSION EXPIRES OCT. 27, 2017

Date

The foregoing instrument was acknowledge	d before me this 12 day of July , 2016 by
Korl Wyguist	, as Manager
	any the Mentwely
AMY HECKENLIVELY	Notary Public
NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20054041976	My Commission Expires: 10-77-17

# NOTARY FOR STRUCTURE OWNER

Structure Owner	Name	
Date	Title	
STATE OF		
COUNTY OF	) ss)	
The foregoing was acknown	owledged before me this day of as of	, 20, by



115 GP Ranches LLC - Lamar/Drawings/Mining PlanUT-Mining.dwg, Layourti, 7/12/2016 1.2



Re: Agreement for Compensation for Damage to Structures within 200 feet of mining activities

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Karl Nyquist, Manager Prowers Aggregate Operators, LLC

7/12/16

Duit

Luiz Gonzalez

Date

1	The foregoing instrument was acknowledged be	fore me t	this 12 day of July	. Zolle by,
	Karl Ny Suist	, as	Manager	
	···		Any Heellenlive Notary Public	by
	AMY HECKENLIVELY			
	STATE OF COLORADO		My Commission Expires: 10-	27-17
	NOTARY ID 20054041976 MY COMMISSION EXPIRES OCT. 27, 2017			

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Structure Owner	Name	
Date	Title	
STATE OF		
COUNTY OF	) ss)	
The foregoing was acknown	owledged before me this day of as of	, 20, by



115 GP Ranches LLC - Lamar/Drawings/Mining PlanUT-Mining.dwg, Layourti, 7/12/2016 1.2