



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources
1313 Sherman Street, Room 215
Denver, Colorado 80203

January 19, 2018

John P. Ary
Fremont Paving & Redi-Mix, Inc.
839 MacKenzie Avenue
Cañon City, CO 81212

RE: Technical Revision Approval (TR-04), Pueblo East Pit, Permit File No. M-2000-041

Dear Mr. Ary,

On January 19, 2018 the Division of Reclamation, Mining and Safety approved the Technical Revision application (TR-04) submitted to the Division on August 16, 2017, addressing the following:

Change the approved liner system for Phase I Parcel 4 from a compacted clay-slurry wall hybrid liner to a slurry wall.

The terms of the TR-04 approved by the Division are hereby incorporated into Permit No. M-2000-041. All other conditions and requirements of Permit No. M-2000-041 remain in full force and effect.

The Division has accepted the reclamation cost estimate provided in TR-04 and has applied the required additional five percent to this value in accordance with C.R.S. 34-32.5-117(4)(b)(I). As TR-04 replaces the task to construct the AM-01 hybrid liner, the performance bond posted for the hybrid liner is applied to the required performance bond for TR-04.

The estimated liability amount of \$3,274,361 for M-2000-041 exceeds the \$2,095,000 performance bond currently held. **In accordance with Rule 4.2.1(2), the permittee shall post the additional financial warranty of \$1,179,361 within 60 days, due on or before March 20, 2018.** The revision will not be final and construction for the slurry wall cannot commence until the bond is approved by the Division.

If you need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **303-866-3567 x8132**, or by email at elliott.russell@state.co.us.

Sincerely,

Elliott R. Russell
Environmental Protection Specialist

CC: Wally Erickson, Division of Reclamation, Mining & Safety

