

# 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



### CONSTRUCTION MATERIALS REGULAR (112) OPERATION RECLAMATION PERMIT APPLICATION FORM

DIVISION OF RECLAMATION  
MINING AND SAFETY

CHECK ONE: ☐ There is a File Number Already Assigned to this Operation

Permit # M - - - - - (Please reference the file number currently assigned to this operation)



New Application (Rule 1.4.5)



Amendment Application (Rule 1.10)



Conversion Application (Rule 1.11)

Permit # M - - - - - (provide for Amendments and Conversions of existing permits)

The application for a Construction Materials Regular 112 Operation Reclamation Permit contains three major parts: (1) the application form; (2) Exhibits A-S, Addendum 1, any sections of Exhibit 6.5 (Geotechnical Stability Exhibit; and (3) the application fee. When you submit your application, be sure to include one (1) complete signed and notarized ORIGINAL and one (1) copy of the completed application form, two (2) copies of Exhibits A-S, Addendum 1, appropriate sections of 6.5 (Geotechnical Stability Exhibit, and a check for the application fee described under Section (4) below. Exhibits should NOT be bound or in a 3-ring binder; maps should be folded to 8 1/2" X 11" or 8 1/2" X 14" size. To expedite processing, please provide the information in the format and order described in this form.

#### GENERAL OPERATION INFORMATION

Type or print clearly, in the space provided, **ALL** information requested below.

1. **Applicant/operator or company name (name to be used on permit):** Empire Aggregate, Inc.
  - 1.1 Type of organization (corporation, partnership, etc.): Limited Liability Corporation
2. **Operation name (pit, mine or site name):** Douglas Mountain Mine
3. **Permitted acreage (new or existing site):** 91.6 permitted acres
  - 3.1 Change in acreage (+) \_\_\_\_\_ acres
  - 3.2 Total acreage in Permit area \_\_\_\_\_ acres
4. **Fees:**

4.1 New Application	<u>\$2,696.00</u>	application fee
4.2 New Quarry Application	<u>\$3,342.00</u>	quarry application
4.4 Amendment Fee	<u>\$2,229.00</u>	amendment fee
4.5 Conversion to 112 operation (set by statute)	<u>\$2,696.00</u>	conversion fee
5. **Primary commodity(ies) to be mined:** sand gravel
  - 5.1 Incidental commodity(ies) to be mined: 1. \_\_\_\_\_ lbs/Tons/yr 2. \_\_\_\_\_ / \_\_\_\_\_ lbs/Tons/yr  
3. \_\_\_\_\_ / \_\_\_\_\_ lbs/Tons/yr 4. \_\_\_\_\_ / \_\_\_\_\_ lbs/Tons/yr 5. \_\_\_\_\_ / \_\_\_\_\_ lbs/Tons/yr
  - 5.2 Anticipated end use of primary commodity(ies) to be mined: construction materials
  - 5.3 Anticipated end use of incidental commodity(ies) to be mined: \_\_\_\_\_

11. Correspondence Information:

APPLICANT/OPERATOR (name, address, and phone of name to be used on permit)

Contact's Name: Chris Townsend Title: Manager  
Company Name: Empire Aggregate, Inc.  
Street/P.O. Box: 1935 65th Avenue #1 P.O. Box: \_\_\_\_\_  
City: Greeley  
State: CO Zip Code: 80634  
Telephone Number: ( 970 ) - 485-4818  
Fax Number: ( ) -

PERMITTING CONTACT (if different from applicant/operator above)

Contact's Name: Ben Langenfeld Title: Manager  
Company Name: Greg Lewicki and Associates  
Street/P.O. Box: 3375 W Powers Circle P.O. Box: \_\_\_\_\_  
City: Littleton  
State: CO Zip Code: 80123  
Telephone Number: ( 720 ) - 842-5321  
Fax Number: ( ) -

INSPECTION CONTACT

Contact's Name: Chris Townsend Title: Manager  
Company Name: Empire Aggregate, Inc.  
Street/P.O. Box: 1935 65th Avenue #1 P.O. Box: \_\_\_\_\_  
City: Greeley  
State: CO Zip Code: 80634  
Telephone Number: ( 970 ) - 485-4818  
Fax Number: ( ) -

CC: STATE OR FEDERAL LANDOWNER (if any)

Agency: \_\_\_\_\_  
Street: \_\_\_\_\_  
City: \_\_\_\_\_  
State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Telephone Number: ( ) -

CC: STATE OR FEDERAL LANDOWNER (if any)

Agency: \_\_\_\_\_  
Street: \_\_\_\_\_  
City: \_\_\_\_\_  
State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Telephone Number: ( ) -

*Ben Lewicki,  
biz*

**Certification:**

As an authorized representative of the applicant, I hereby certify that the operation described has met the minimum requirements of the following terms and conditions:

1. To the best of my knowledge, all significant, valuable and permanent man-made structure(s) in existence at the time this application is filed, and located within 200 feet of the proposed affected area have been identified in this application (Section 34-32.5-115(4)(e), C.R.S.).
2. No mining operation will be located on lands where such operations are prohibited by law (Section 34-32.5-115(4)(f), C.R.S.;
3. As the applicant/operator, I do not have any extraction/exploration operations in the State of Colorado currently in violation of the provisions of the Colorado Land Reclamation Act for the Extraction of Construction Materials (Section 34-32.5-120, C.R.S.) as determined through a Board finding.
4. I understand that statements in the application are being made under penalty of perjury and that false statements made herein are punishable as a Class 1 misdemeanor pursuant to Section 18-8-503, C.R.S.

*This form has been approved by the Mined Land Reclamation Board pursuant to section 34-32.5-112, C.R.S., of the Colorado Land Reclamation Act for the Extraction of Construction Materials. Any alteration or modification of this form shall result in voiding any permit issued on the altered or modified form and subject the operator to cease and desist orders and civil penalties for operating without a permit pursuant to section 34-32.5-123, C.R.S.*

Signed and dated this 4<sup>th</sup> day of MAY, 2018.

EMPIRE AGGREGATE, INC  
Applicant/Operator or Company Name

If Corporation Attest (Seal)

NO SEAL

Signed: [Signature]

Signed: \_\_\_\_\_

Corporate Secretary or Equivalent

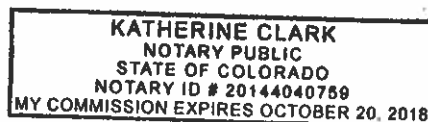
Title: MANAGER

Town/City/County Clerk

State of Colorado )

County of Summit ) ss.

The foregoing instrument was acknowledged before me this 4<sup>th</sup> day of May, 2018, by Christophe Townsend as Manager of Empire Aggregate, Inc.



[Signature]  
Notary Public

My Commission expires: 10/20/2018

**SIGNATURES MUST BE IN BLUE INK**

You must post sufficient Notices at the location of the proposed mine site to clearly identify the site as the location of a

**EXHIBIT R**

**PROOF OF FILING WITH COUNTY CLERK**

I, Sam Orington, have placed the public copy of the Douglas Mountain Ranch Mine application to the Colorado Division of Reclamation, Mining, and Safety on file for public review at the Clear Creek County Clerk and Recorder office.

Sam Orington  
Signature

5-7-18  
Date