



# COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 211  
Denver, CO 80203

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SEP 14 2018

DIVISION OF RECLAMATION  
MINING AND SAFETY

SL01

M-1994-093 - SL01  
Complied! 0 prior violations!  
4 prior minor infractions! - JLE, mac

## REQUEST FOR FULL OR PARTIAL RELEASE OF PERMIT AREA/SURETY REDUCTION

Please indicate if you are requesting:

FULL/FINAL RELEASE OF ENTIRE PERMITTED AREA (per Rule 4.17)



ACREAGE REDUCTION (PARTIAL RELEASE per Rule 4.17)



I wish to release \_\_\_\_\_ acres at this time.

You will need to submit with this request: a map showing the acreage to be released from the current permit and updated mining and reclamation plan maps that will accurately depict the new permit boundary if the release is approved.

SURETY (Bond) REDUCTION (per Rule 4.14)



If you are requesting a surety (bond) reduction you will need to include with this request a new estimate of the actual cost to reclaim the site based on what it would cost an independent contractor to complete reclamation, including unit costs for reclamation activities as appropriate to the operation to comply with the provisions of Rule 3.1 and the Permit's approved Reclamation Plan.

File No.: M 1994-093 Site Name: Dahlia North Resources Pit

County: Adams

Permittee: Aggregate Industries-WCR, Inc.

Permittee Address: 1687 Cole Boulevard, Suite 300

(Street Address)

Golden

(City)

CO

(State)

80401

(Zip)



SCANNED

Operator (If Other than Permittee):

Permittee Representative: Joel Bolduc, (719) 239-0974; joel.bolduc@aggregate-us.com

Certified Mail # 7016 0750 0000 7384 4257

In accordance with Rule 4.17.1(2) the Operator shall include the names, addresses and phone numbers of all owners of record to the affected land. Please attach additional sheets for this information if required.

<u>Name</u>	<u>Address</u>	<u>Phone Number</u>
<u>City of Thornton</u>	<u>9500 Civic Center Drive, Denver, CO 80229</u>	<u>303-538-7200</u>
<u>New Dux LLC and Dux Limited Partnership</u>	<u>288 Clayton Street, Suite 204, Denver, CO 80206</u>	<u>Unable to locate</u>
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In accordance with Rule 4.17.1(4), if requesting a partial acreage release the Operator or their agent MUST sign that they have complied with the following statement: "All applicable portions of the Reclamation Plan requirements have been satisfied in accordance with these Rules and all applicable requirements under the Act."

*Cornie N. Davis*      *9-10-18*  
Signature of Permittee, Operator or their authorized agent      Date

*Important: In accordance with Rules 4.14.2(a) and 4.17.1(3) This release request must be submitted to the Division via certified mail and separate from any other correspondence to the Division.*

**CERTIFIED MAIL  
RETURN RECEIPT NO. 7016 0750 0000 7384 4257**

September 10, 2018



Mr. Jared Ebert  
Division of Reclamation Mining and Safety  
1313 Sherman Street, Room 215  
Denver, CO 80203

**Re: Permit Number M-1994-093 – Dahlia North Resources - Request for Full Release**

Dear Jared:

On January 30, 2006, the Division released the 101.34 acre water storage reservoir from Permit M-1994-093, reducing the permit acreage to 89.16 acres. Land surrounding the reservoir was not released at that time as revegetated areas had not established sufficiently and backfilling of the Area 2C 34 acre parcel east of Bull Seep had not been completed. All reclamation activity has since been completed and Aggregate Industries (AI) is requesting a full and final release of the remaining 89.16 acres of Permit M-1994-093.

The Area 2C 34 acre parcel was backfilled and stabilized for future urban development in accordance with the approved reclamation plan. The land was subsequently developed for industrial use and is owned by New Dux LLC and Dux Limited Partnership, whose address is provided on the enclosed Division release request form.

In accordance with Division requirements following an inspection conducted June 2, 2015, AI conducted additional weed control around the reservoir. As noted in AI's corrective action responses to the Division regarding weed control, City of Thornton owns the reservoir and surrounding land and had assumed land maintenance activities following its purchase of the reservoir from AI. Thornton's maintenance activities were limited to mechanical means in accordance with its Public Works requirements relative to water storage reservoirs.

AI resumed additional weed maintenance activity following the 2015 inspection in accordance with TR-04, approved by the Division September 16, 2015. AI's weed control activities included mowing the site once in the fall and once in the summer starting Fall of 2015 and continuing through Summer of 2017. Thornton began to allow some chemical control in areas farther from the reservoir edges and chemical control was used in place of mowing in Fall 2017. During 2018, Thornton allowed additional

**Aggregate Industries**

West Central Region, Inc.  
1687 Cole Boulevard, Suite 300  
Golden, CO 80401

Telephone: 303-985-1070

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chemical applications closer to the reservoir which facilitated more aggressive and effective control in those areas, particularly with regard to tamarisk. It is AI's belief that these control efforts have been successfully sufficient to satisfy remaining reclamation requirements.

AI respectfully requests Division approval of the full and final release of Permit No. M-1994-093. Please note Joel Bolduc as an additional AI contact for scheduling the release inspection. He can be reached at (719) 239-0974 or [joel.bolduc@aggregate-us.com](mailto:joel.bolduc@aggregate-us.com).

Very truly yours,

A handwritten signature in blue ink that reads "Connie N. Davis".

Connie N. Davis  
Land Manager

cc: Emily Hunt, City of Thornton ([Emily.hunt@cityofthornton.net](mailto:Emily.hunt@cityofthornton.net))  
Eduardo Moreno, City of Thornton ([Eduardo.moreno@cityofthornton.net](mailto:Eduardo.moreno@cityofthornton.net))

750 0000 7384 4257

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**AGGREGATE INDUSTRIES**  
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An AGGREGATE INDUSTRIES company

**Mr. Jared Ebert**  
**Division of Reclamation Mining and Safety**  
**1313 Sherman Street, Room 215**  
**Denver, CO 80203**

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