

February 18, 2020

Ms. Jodi Schreiber
Fremont Paving and Redi Mix, Inc.
839 MacKenzie Avenue
Canon City, CO 81212

RE: Preliminary Adequacy Review; Technical Revision (TR-03); State Pit, Permit No. M-1990-112

Dear Ms. Schreiber,

On February 13, 2020, the Division of Reclamation, Mining and Safety (Division) received a request for Technical Revision (TR-03) to increase the disturbed acreage from 200 acres to 300 acres at any given time and to allow for the importation of inert materials at the State Pit, Permit No. M-1990-112. Please be advised that on March 16, 2020, the application for TR-03 may be deemed inadequate and denied unless the following adequacy items are addressed to the Division's satisfaction. Subsequent to receipt and review of the Operator's response to these items. Please respond to the adequacy items with a letter summarizing each response, to the numbered items below, in a cover letter titled "Preliminary Adequacy Review Response TR-03, M-1990-112".

1. There were no maps included with the TR-03. Please provide updated Mining Plan and Reclamation Plan maps (at minimum) that accurately depict what is proposed by increasing the disturbed acreage from 200 to 300 acres. Note all maps must meet the minimum requirements of Rules 6.2.1(2), 6.4.3, 6.4.4, and 6.4.6.
2. Please clarify if the Operator intends to conduct the mining operation in a phased bonding approach. If the Operator proposes to have a phased mining/bonding operation, please commit to contacting the Division for approval prior to advancing into an un-bonded phase. The request will include the estimated reclamation costs that would be required for opening the additional phase. The Division will review and calculate a new final warranty amount, issuing a Surety Increase revision if necessary. Once the additional amount is posted the Operator will be approved for the new phase. Please note, the Operator may submit a Surety Reduction request for specific reclamation tasks completed in previous or an Acreage Reduction request for portions of the affected lands where final reclamation has been achieved. Released amounts of financial warranty from these requests could be used to help off-set reclamation costs associated with the new phase.
3. Please provide a statement that the inert structural fill imported to the site will meet all the requirements of Rule 3.1.5(9) and in accordance with Rule 3.1.5(9)(c) please submit an affidavit, signed by the Operator now, ensuring that any materials imported to the site for backfilling will be clean and inert.
4. If the Applicant proposes to import concrete rubble to be placed in the mined out sections for backfill material. Please describe how rebar within the rubble will be handled.



This concludes the Division's preliminary adequacy review of your application. The Division reserves the right to further supplement this document with additional adequacy items and/or details as necessary.

The decision date for your application is set for March 16, 2020. However, please allow the Division sufficient time to complete its review by submitting your response no later than five (5) working days prior to the decision date. If additional time is needed to respond, an extension request must be received by our Office by the decision date. If on the decision date, outstanding adequacy items remain, and no extension request has been received, your revision may be denied and the file terminated.

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 x8114**, or by email at patrick.lennberg@state.co.us.

Sincerely,



Patrick Lennberg
Environmental Protection Specialist

cc: Jared Ebert; Division of Reclamation, Mining & Safety