

STATE OF
COLORADO

Eschberger - DNR, Amy <amy.eschberger@state.co.us>

Lyons Quarry / M-1977-141 - Replacement Source of Legal Right to Enter

Whisman, Janis <jwhisman@bouldercounty.org>

Fri, Jul 10, 2020 at 3:17 PM

To: "Eschberger - DNR, Amy" <amy.eschberger@state.co.us>

Cc: "Cunningham - DNR, Michael" <michaela.cunningham@state.co.us>, Jeremy DEUTO <jeremy.deuto@lafargeholcim.com>, Chance ALLEN <chance.allen@lafargeholcim.com>, "Streng, Ernst" <estrange@bouldercounty.org>, "Hirt, David" <dhirt@bouldercounty.org>

Hello Everyone,

I was fortunately able to get our director's notarized signature on the enclosed document today before he leaves on vacation. This Revised Source of Legal Right to Enter has a February 28, 2022 auto-expiration date unless the county extends it in writing. That date matches the county's preference expressed in the letter Ernst Streng and I sent to Jeremy for Aggregate on July 1st, and we are very hopeful that Aggregate can complete reclamation between now and then.

Thank you,

Janis

Janis Whisman | she/her/hers

Real Estate Division Manager
Boulder County Parks & Open Space

5201 St. Vrain Road, Longmont, CO 80501

(303) 678-6263 | jwhisman@bouldercounty.org

Normal Work Schedule: M-F 8-4:30

From: Eschberger - DNR, Amy <amy.eschberger@state.co.us>**Sent:** Thursday, July 09, 2020 1:24 PM**To:** Whisman, Janis <jwhisman@bouldercounty.org>**Cc:** Cunningham - DNR, Michael <michaela.cunningham@state.co.us>; Jeremy DEUTO <jeremy.deuto@lafargeholcim.com>; Chance ALLEN <chance.allen@lafargeholcim.com>; Streng, Ernst <estrange@bouldercounty.org>; Hirt, David <dhirt@bouldercounty.org>**Subject:** Re: Lyons Quarry / M-1977-141 - Replacement Source of Legal Right to Enter

Okay, thanks Janis.

Amy Eschberger

Environmental Protection Specialist

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**Source of Legal Right to Enter (7-10-20, current).pdf**

74K

REVISED SOURCE OF LEGAL RIGHT TO ENTER

This document entirely supersedes and replaces that certain Source of Legal Right to Enter signed by Ronald K. Stewart for the County of Boulder, a body corporate and politic ("Boulder County") on January 14, 2014 and that certain Source of Legal Right to Enter signed by the undersigned on July 8, 2020.

As property owner of that portion of the property included within Division of Reclamation, Mining and Safety Permit No. M-1977-141 – Lyons Quarry, which is a portion of the property described in that certain Special Warranty Deed from Jethro Investment Trust, et al. to Boulder County dated March 30, 2011, and recorded on May 31, 2011, at Reception Number 03141208 in the real estate records of Boulder County, Colorado, made a part hereof by reference, the undersigned hereby grants Aggregate Industries-WCR, Inc. ("Aggregate"), the legal right to enter said property for the sole purpose of reclaiming said property in accordance with the requirements of the permit.

Boulder County does not grant Aggregate a legal right to enter the property for any other purpose, and specifically prohibits Aggregate from mining or removing material from the property except as is reasonably necessary to reclaim the property in accordance with the requirements of its permit.

This legal right to enter automatically expires on February 28, 2022, unless extended by Boulder County in writing.

Property Owner:

County of Boulder, a body corporate and politic



By: Eric Lane, Director

Boulder County Parks & Open Space

Date: July 10, 2020

State of Colorado
County of Boulder

The foregoing instrument was acknowledged before me this 10th day of July, 2020 by Eric Lane, Director of the Boulder County Parks & Open Space Department of the County of Boulder, a body corporate and politic.


(Notary official signature)

May 23, 2023
(Commission expiration)

LISA M. STEELE
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID: 20074020372
MY COMMISSION EXPIRES MAY 23, 2023