

STATE OF
COLORADO

Cazier - DNR, Tim <tim.cazier@state.co.us>

Re: FMIC DRMS Complaint Aggregate Industries

1 message

GARY STEEN <glsteen@comcast.net>

Wed, Nov 4, 2020 at 12:28 PM

To: Steve Monson <stm@cowaterlaw.com>, "tim.cazier@state.co.us" <tim.cazier@state.co.us>

Cc: Mark Watson <TypeacBear@aol.com>

Steve & Tim:

I have done a quick research of my files and discussed with FMIC's Ditch Manager and found that the first time FMIC had an issue with side slope issues along our canal was back in late May or early June 2016. The affected area was larger than the area in 2019 and located slightly to the east of the pictures submitted by Mr. Monson. Transit Mix did respond to repair this washout area along the canal side slopes that was due to excessive rains in this area.

Thanks, Gary

On 11/04/2020 10:53 AM Steve Monson <stm@cowaterlaw.com> wrote:

Tim,

Attached are the two letters that are referenced in my October 27, 2020 complaint letter.

The most recent time that Transit Mix deposited fill material to the side slope was in August of 2019 just after the pictures that I attached to the complaint letter. Gary Steen is researching the date for the first fill to the side slope.

Gary Steen would like to join in your site visit tomorrow and will meet you at the site tomorrow about 12:45. Please let me know if you need any additional information. Thank you for your attention to this matter.

Steven T. Monson

Steven T. Monson

MONSON, CUMMINS & SHOHET, LLC

13511 Northgate Estates Drive

Suite 250

Colorado Springs, Colorado 80921

(719) 471-1212

stm@cowaterlaw.com



E-MAIL NOTICE: This e-mail message (and any attachments) may contain information belonging to the sender which may be confidential and legally privileged. If you are not the intended recipient, you are hereby notified that any disclosure, copying or distribution of this information, or any action taken in reliance on the information within this e-mail, is strictly prohibited. If you have received this e-mail message in error, please notify the sender and then delete the message (and any attachments) from your computer and/or network. Thank you.