



**COLORADO**  
**Division of Reclamation,  
Mining and Safety**  
Department of Natural Resources  
1313 Sherman Street, Room 215  
Denver, Colorado 80203

March 10, 2021

Ben Langenfeld  
Greg Lewicki and Associates  
3375 W Powers Circle  
Littleton, CO 80123

**RE: Peak Ranch Resource, DRMS File M2020-041, Request for Acknowledgment of Permit Condition/Stipulation**

Mr. Langenfeld:

Please acknowledge the following condition which will become an enforceable component of the Reclamation Permit for M2020-041 if it is approved by the Mined Land Reclamation Board at the April 2021 MLRB Hearing.

1. Prior to the commencement of mining operations, Peak Materials shall obtain a Conditional Use Permit (CUP) from Summit County for the Peak Ranch Resource operation and shall obtain a CUP for the Maryland Creek Ranch operation, File M1996-049, to allow for the importation and processing of material from the Peak Ranch Resource mine. In the event the CUP for the Maryland Creek Ranch operation is not approved to allow for importation of material from Peak Ranch, Peak Materials shall notify the Division, and shall submit a revision for the Peak Ranch permit to account for material processing at an alternate location.

Pursuant to Rule 1.4.1(12), a condition or limitation to approve the application, unless consented by the Applicant, shall be treated as a denial. Therefore, if the Applicant rejects the condition of approval, or portions of a condition, the Division's recommendation, by operation of Rule, automatically becomes a recommendation for denial of the application.

If you have any questions, please contact me by telephone at 303-229-9414, or by email at [eric.scott@state.co.us](mailto:eric.scott@state.co.us).

Sincerely,

Eric Scott  
Environmental Protection Specialist

Cc: Michael Cunningham, DRMS

