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October 7, 2021

Amy Yeldell
Environmental Protection Specialist
Colorado Division of Reclamation, Mining and Safety
Amy.yeldell@state.co.us

RE: IHC Scott, Inc. Application No. M-2021-052 for Rifle Pit #1

Dear Amy:

This firm represents Island Park LLC (“Island Park”) and Colorado River Ranch, LLC (“River Ranch”). We have reviewed the Construction Materials Regular (112) Operation Reclamation Permit Application submitted by IHC Scott, Inc. (“Scott”) for the Rifle Pit #1 (the “Project”) and object to the proposed Project. Island Park owns property to the west of the Scott property and River Ranch owns property to the north. We understand that Scott will be completely revising its mining plan as it indicated during the Garfield County Planning Commission meeting on September 8, 2021. As you know, that would constitute an amendment to the Application and would require Scott to re-publish public notice, re-starting the comment period.

If Scott does not amend its application, development of the Project as it is currently postured will result in injurious impacts to the Island Park and River Ranch properties and will run afoul of the U.S. Army Corps of Engineers’ processes. *See Exhibits A and B.* In light of the material deficiencies in the Application, granting a permit to Scott would be arbitrary, capricious and an abuse of discretion by DRMS. As such, DRMS must deny the permit Application. Please notify me of the time and place of any hearing on this Application as our clients will be represented.

Very truly yours,

KARP NEU HANLON, P.C.



Michael J. Sawyer

MJS:ds