



October 29, 2021

Albert R. Frei, Jr.
Albert Frei & Sons, Inc.
35715 Hwy 40, Building B, Suite 120
Evergreen, CO 80439

**Re: Recommendation to Approve the Albert Frei & Sons, Inc. Construction Materials 112
Amendment Application (AM-09) with Objection, Walstrum Quarry,
File No. M-1983-033**

Dear Party and/or Interested Person:

The Division of Reclamation, Mining and Safety (Division/Office/DRMS) hereby issues its recommendation to approve the Albert Frei & Sons, Inc. (Frei) 112c amendment application (AM-09) for the Walstrum Quarry, File No. M-1983-033.

The Division's recommendation to approve is based upon the amendment application meeting the requirements of Section 34-32.5-115(4) of the Colorado Land Reclamation Act for the Extraction of Construction Materials (C.R.S. § 34-32.5-101, *et seq.*). A copy of the Division's rationale for its recommendation to approve the amendment application is enclosed for your review.

The Division's recommendation to approve the Frei amendment application with an objection will be considered by the Colorado Mined Land Reclamation Board (Board) during a formal hearing, scheduled to occur November 17-18, 2021, at 1313 Sherman Street, Room 318, Denver, Colorado, beginning at 9:00 a.m. or as soon thereafter as the matter can be considered. Pursuant to Rule 2.8.1(1) of the Minerals Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials (Rules), any party who does not attend the Board hearing forfeits its party status and all associated rights and privileges.

All parties and interested persons who intend to participate in the Board hearing are strongly encouraged to attend the Pre-hearing Conference. Pursuant to Rule 2.7.3(4), any party who does not attend the Pre-hearing Conference forfeits its party status and all associated rights and privileges, unless such party provides a fully executed proxy authorization form to the Pre-hearing Conference Officer and the party's authorized representative is present.



The Pre-hearing Conference is scheduled for November 4, 2021, at 10:00 a.m. and will end no later than 12:00 p.m. The Pre-hearing Conference will be held virtually. The Division will provide an authorization code to attend the meeting by Zoom prior to the meeting date.

If you have any questions, please contact me at peter.hays@state.co.us or (303) 866-3567 Ext. 8124.

Sincerely,



Peter S. Hays
Environmental Protection Specialist

Enclosure: Rational for Recommendation

Ec: Russ Means; Division of Reclamation, Mining and Safety
Jared Ebert; Division of Reclamation, Mining and Safety
Jason Musick; Division of Reclamation, Mining and Safety
Jeff Fugate; Esq., AGO for Division of Reclamation, Mining and Safety
Charles Kooyman; Esq., AGO for the MLRB



October 29, 2021

Robert Young
Young Ranch East, LLC
2804 Champa Street
Denver, CO 80205

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