

December 22, 2021

Mr. Patrick Lennberg
Division of Reclamation, Mines, and Safety
1313 Sherman Street, Room 215
Denver, Colorado 80203

RE: Adequacy Review No. 3 Response; M-2004-044

Dear Mr. Lennberg:

This letter serves as the Adequacy Review No. 3 Response for the 112c Construction Materials Amendment Application (AM-2), Permit No. M-2004-044. The Adequacy Review No. 3 was summarized in your letter of December 21, 2021. The italicized items are the current comment and the bold text are the responses:

EXHIBIT L – Reclamation Costs (Rule 6.4.12):

- 1. The Division has conducted a reclamation cost estimate based on the information in Exhibit L. This summary estimate is enclosed for your review. The estimated reclamation liability at the site based on the worst case scenario presented is \$834,000. Please indicate if you concur with the Division's estimate.*

Aggregate Industries-WCR concurs with the Division's Estimate.

Mined Land Reclamation Board Conditions of Approval:

- 2. The Colorado Mined Land Reclamation Board ("Board") conditionally approved the original permit application for the permit number M-2004-044 for the Tucson South Resource site with five conditions. During AM-1 three of the five conditions were complied with. The following are the two conditions were outstanding:*
 - Condition No. 1 – If final specifications for construction of the slurry walls differ from the draft specifications, Aggregate Industries will provide DMG (DRMS) a copy of the final version for review, as a technical revision.*

The Division acknowledges the slurry wall specifications were submitted during AM-2. The Division considers this condition complied with at this time.

Acknowledged.

- *Condition No. 2 – Aggregate Industries' mining operation will not intersect ground water in Phases 2, 3, and 3A (currently known as the East and West Cells) until the DMG (DRMS) has reviewed and accepted the final slurry wall construction report, including quality assurance test results. Please reaffirm a commitment to abiding by this outstanding condition.*

Aggregate Industries-WCR mining operations will not intersect the ground water in the east and west cells. Aggregate Industries-WCR reaffirms the commitment to provide the final slurry wall construction report with the Quality Assurance Tests.

Other:

1. *Pursuant to Rule 1.6.2(2), please demonstrate that the applicant's response to these adequacy issues and the Preliminary Adequacy issues have been placed with the application materials previously placed with the County Clerk or Records Office, and made available for public review*

The documents have been placed at the Weld and Adams County Clerk and Records office. Please see the attached proofs of receipt.

Included in this response is:

- Proofs of receipt from the Weld and Adams County Clerk and Records.

If there are any questions, please do not hesitate to call or email me.

CIVIL RESOURCES, LLC

A handwritten signature in blue ink, appearing to read "Gary Linden".

Gary Linden, P.G.

Encl:

J:\Aggregate Industries-297\Tucson South Permit Support\2021 amendment\DRMS\DRMS Responses\Adequacy Review 3\Adequacy 3 response.doc

December 22, 2021

Adams County Clerk & Recorder
4430 S. Adams County Pkwy
1st Fl. E2400
Brighton, CO 80601

RE: Tucson South Gravel Mine

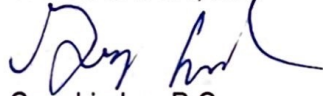
Dear Clerk to the Board:

As a requirement of the Division of Reclamation Mining and Safety (DRMS), the complete Tucson South Gravel Mine application must be on file at the County Clerk's Office and be available for public viewing. A copy of the complete application on behalf of Aggregate Industries is attached. Please sign below to indicate that you have received the above-mentioned information and return this page to us by email at gary@civilresources.com.

As always, thank you for your assistance.

Sincerely,

Civil Resources, LLC



Gary Linden, P.G.
Senior Engineering Geologist



Confirmation of Receipt:

I have received the above reference documents, and will put it on file for public viewing.


County Clerk to the Board

12/22/2021
Date

Clerk to the Board of Weld County Commissioners
1150 O Street
P.O. Box 758
Greeley, CO 80631

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As always, thank you for your assistance.

Sincerely,

Civil Resources, LLC



Gary Linden, P.G.
Senior Engineering Geologist

RECEIVED

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**WELD COUNTY
COMMISSIONERS**

Confirmation of Receipt:

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County Clerk to the Board

Date