STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215 Denver, Colorado 80203 Phone: (303) 866-3567 FAX: (303) 832-8106



JUL 2 8 2022

DIVISION OF RECLAMATION, MINING & SAFETY-MINERALS



CONSTRUCTION MATERIALS REGULAR (112) OPERATION RECLAMATION PERMIT APPLICATION FORM

<u>CH</u>	ECK ONE: There is a File Number Already Assigned to this Operation	CN-1 RAR/JLE
	Permit # M - 1985 105 (Please reference the file number currently assigned to this operation)	
	New Application (Rule 1.4.5) Conversion Application (Rule 1.11) Amendment Application (Rule 1.10)	
	Permit # M - 1985 - 105 - (provide for Amendments and Conversions of existing permits)	
form subtapp the	e application for a Construction Materials Regular 112 Operation Reclamation Permit contains three major parts: (1) them; (2) Exhibits A-S, Addendum 1, any sections of Exhibit 6.5 (Geotechnical Stability Exhibit; and (3) the application fermit your application, be sure to include one (1) complete signed and notarized ORIGINAL and one (1) copy of the oblication form, two (2) copies of Exhibits A-S, Addendum 1, appropriate sections of 6.5 (Geotechnical Stability Exhibit, and application fee described under Section (4) below. Exhibits should NOT be bound or in a 3-ring binder; maps should 1"/2" X 11" or 8 1/2" X 14" size. To expedite processing, please provide the information in the format and order described	e. When you se completed and a check for be folded to
	GENERAL OPERATION INFORMATION	
	Type or print clearly, in the space provided, ALL information requested below.	
1.	Applicant/operator or company name (name to be used on permit): Lincoln County 1.1 Type of organization (corporation, partnership, etc.): County Government	
2.	Operation name (pit, mine or site name): Eichman Pit	
3.	Permitted acreage (new or existing site): 9.9 per	mitted acres
	3.1 Change in acreage (+) 9.31 acreage (-)	eres
	3.2 Total acreage in Permit area 19.21 acreage	eres
4.	4.4 Amendment Fee 4.5 Conversion to 112 operation (set by statute) Sand Gravel 4.4 Amendment Fee \$2,229.00 amendr \$2,696.00 conver	ation fee application nent fee sion fee
5.	Primary commoditie(s) to be mined:	
	3.1 Incidental commoditie(3) to be filled. 1. 103/1013/yi. 2. / 103/10	
		ons/yr
	5.2 Anticipated end use of primary commoditie(s) to be mined: County road Maintenance	
	5.3 Anticipated end use of incidental commoditie(s) to be mined: N/A, no incidental commodities anticipa	ted

6.	Name of owner of subsurface rights of affected land: Harold & Shirley Eichman		
_	If 2 or more owners, "refer to Exhibit O". Name of owner of surface of affected land: Harold & Shirley Eichman		
7.	Name of owner of surface of affected land:		
8.	Type of mining operation: Surface Underground		
9.	<u>Location Information</u> : The <u>center</u> of the area where the majority of mining will occur:		
	COUNTY: Lincoln		
	PRINCIPAL MERIDIAN (check one): 6th (Colorado) 10th (New Mexico) Ute		
	SECTION (write number): S 1		
	TOWNSHIP (write number and check direction): T 16 North South		
	RANGE (write number and check direction): R 59 East West		
	QUARTER SECTION (check one):		
	QUARTER/QUARTER SECTION (check one):		
	GENERAL DESCRIPTION: (the number of miles and direction from the nearest town and the approximate elevation):		
	Approximately 13 miles southeast of Rush, .75 miles north of County Road M and County Road 6. Elevation of 5400 ft.		
10.	Primary Mine Entrance Location (report in either Latitude/Longitude OR UTM): Latitude/Longitude: Example: (N) 39° 44′ 12.98″ (W) 104° 59′ 3.87″		
	Latitude (N): deg min sec (2 decimal places)		
	Longitude (W): deg min sec (2 decimal places)		
	OR		
	Example: (N) 39.73691° (W) -104.98449°		
	Latitude (N) 38 .68240 (5 decimal places)		
	Longitude(W) -103 .96122 (5 decimal places)		
	OR		
	Universal Tranverse Mercator (UTM)		
	Example: 201336.3 E NAD27 Zone 13 4398351.2 N		
	UTM Datum (specify NAD27, NAD83 or WGS 84) Nad 83 Zone 13		
	Easting		
	Northing		

11. Correspondence Information:

APPLICANT/OPERATOR	(name, address, and phone of name to be used on permit)	
Contact's Name:	Ty Stogsdill	Title: Land Use Administrator
Company Name:	Lincoln County	
Street/P.O. Box:	103 Third Ave	_ P.O. Box: <u>39</u>
City:	Hugo	
State:	CO 740 0007	Zip Code: 80821
Telephone Number:	∠/19 \ /43-233/	
Fax Number:	(⁷¹⁹) - ⁷⁴³⁻²⁸¹⁵	
PERMITTING CONTACT	(if different from applicant/operator above)	
Contact's Name:	***************************************	Title:
Company Name:		
Street/P.O. Box:	***************************************	P.O. Box:
City:		
State:		Zip Code:
Telephone Number:	()-	
Fax Number:	()-	
INSPECTION CONTACT		
Contact's Name:	Same	Title:
Company Name:		
Street/P.O. Box:		P.O. Box:
City:		
State:		_ Zîp Code:
Telephone Number:	()-	
Fax Number:	()-	
CC: STATE OR FEDERAL	LANDOWNER (if any)	
Agency:		
Street:		
City:		
State:		Zip Code:
Telephone Number:	()-	· · · · · · · · · · · · · · · · · · ·
CC: STATE OR FEDERAL	LANDOWNER (if any)	
Agency:		
Street:		
City:		
State:		_ Zip Code:
Telephone Number:	()-	****

12.	Primary future (Post-mining) land use (check one): ☐ Cropland(CR) ☐ Pastureland(PL) ✓ General Agriculture(GA) ☐ Rangeland(RL) ☐ Forestry(FR) ☐ Wildlife Habitat(WL) ☐ Residential(RS) ☐ Recreation(RC) ☐ Industrial/Commercial(IC) ☐ Developed Water Resources(WR) ☐ Solid Waste Disposal(WD)
13.	Primary present land use (check one): Cropland(CR) Pastureland(PL) General Agriculture(GA) Rangeland(RL) Forestry(FR) Wildlife Habitat(WL) Residential(RS) Recreation(RC) Industrial/Commercial(IC) Developed Water Resources(WR)
14.	Method of Mining: Briefly explain mining method (e.g. truck/shovel): Mining will be done with loaders and other equipment pushing sand and gravel into stockpile, then loaded on trucks and hauled to road repair sites within the county.
15.	On Site Processing: Crushing/Screening 13.1 Briefly explain mining method (e.g. truck/shovel): There will be no processing of materials, other than some occasional mixing with other road base materials brought from off-site. List any designated chemicals or acid-producing materials to be used or stored within permit area: No chemicals will be used.
16.	Description of Amendment or Conversion:
	If you are amending or converting an existing operation, provide a brief narrative describing the proposed change(s).
	Increasing size by 9.31 acres. This will be done by moving north boundary line approximately
	314 ft and north west boundary line approximately 400 ft.

Maps and Exhibits:

Two (2) complete, unbound application packages must be submitted. One complete application package consists of a signed application form and the set of maps and exhibits referenced below as Exhibits A-S, Addendum 1, and the Geotechnical Stability Exhibit. Each exhibit within the application must be presented as a separate section. Begin each exhibit on a new page. Pages should be numbered consecutively for ease of reference. If separate documents are used as appendices, please reference these by name in the exhibit.

With each of the two (2) signed application forms, you must submit a corresponding set of the maps and exhibits as described in the following references to Rule 6.4, 6.5, and 1.6.2(1)(b):

EXHIBIT A	Legal Description
EXHIBIT B	Index Map
EXHIBIT C	Pre-Mining and Mining Plan Map(s) of Affected Lands
EXHIBIT D	Mining Plan
EXHIBIT E	Reclamation Plan
EXHIBIT F	Reclamation Plan Map
EXHIBIT G	Water Information
EXHIBIT H	Wildlife Information
EXHIBIT I	Soils Information
EXHIBIT J	Vegetation Information
EXHIBIT K	Climate Information
EXHIBIT L	Reclamation Costs
EXHIBIT M	Other Permits and Licenses
EXHIBIT N	Source of Legal Right-To-Enter
EXHIBIT O	Owners of Record of Affected Land (Surface Area) and Owners of Substance to be Mined
EXHIBIT P	Municipalities Within Two Miles
EXHIBIT Q	Proof of Mailing of Notices to County Commissioners and Conservation District
EXHIBIT R	Proof of Filing with County Clerk or Recorder
EXHIBIT S	Permanent Man-Made Structures
Rule 1.6.2(1)(b)	ADDENDUM 1 - Notice Requirements (sample enclosed)
Rule 6.5	Geotechnical Stability Exhibit (any required sections)

The instructions for preparing Exhibits A-S, Addendum 1, and Geotechnical Stability Exhibit are specified under Rule 6.4 and 6.5 and Rule 1.6.2(1)(b) of the Rules and Regulations. If you have any questions on preparing the Exhibits or content of the information required, or would like to schedule a pre-application meeting you may contact the Office at 303-866-3567.

Responsibilities as a Permittee:

Upon application approval and permit issuance, this application becomes a legally binding document. Therefore, there are a number of important requirements which you, as a permittee, should fully understand. These requirements are listed below. Please read and initial each requirement, in the space provided, to acknowledge that you understand your obligations. If you do not understand these obligations then please contact this Office for a full explanation.



1. Your obligation to reclaim the site is not limited to the amount of the financial warranty. You assume legal liability for all reasonable expenses which the Board or the Office may incur to reclaim the affected lands associated with your mining operation in the event your permit is revoked and financial warranty is forfeited;

- 2. The Board may suspend or revoke this permit, or assess a civil penalty, upon a finding that the permittee violated the terms or conditions of this permit, the Act, the Mineral Rules and Regulations, or that information contained in the application or your permit misrepresent important material facts;
- 3. If your mining and reclamation operations affect areas beyond the boundaries of an approved permit boundary, substantial civil penalties, to you as permittee can result;
- 4. Any modification to the approved mining and reclamation plan from those described in your approved application requires you to submit a permit modification and obtain approval from the Board or Office;
- 5. It is your responsibility to notify the Office of any changes in your address or phone number;
- 6. Upon permit issuance and prior to beginning on-site mining activity, you must post a sign at the entrance of the mine site, which shall be clearly visible from the access road, with the following information (Rule 3.1.12):
 - a. the name of the operator;
 - b. a statement that a reclamation permit for the operation has been issued by the Colorado Mined Land Reclamation Board; and,
 - c. the permit number.
- 75. The boundaries of the permit boundary area must be marked by monuments or other markers that are clearly visible and adequate to delineate such boundaries prior to site disturbance.
- 8. It is a provision of this permit that the operations will be conducted in accordance with the terms and conditions listed in your application, as well as with the provisions of the Act and the Construction Material Rules and Regulations in effect at the time the permit is issued.
- 9. Annually, on the anniversary date of permit issuance, you must submit an annual fee as specified by Statute, and an annual report which includes a map describing the acreage affected and the acreage reclaimed to date (if there are changes from the previous year), any monitoring required by the Reclamation Plan to be submitted annually on the anniversary date of the permit approval. Annual fees are for the previous year a permit is held. For example, a permit with the anniversary date of July 1, 1995, the annual fee is for the period of July 1, 1994 through June 30, 1995. Failure to submit your annual fee and report by the permit anniversary date may result in a civil penalty, revocation of your permit, and forfeiture of your financial warranty. It is your responsibility, as the permittee, to continue to pay your annual fee to the Office until the Board releases you from your total reclamation responsibility.
- 10. For joint venture/partnership operators: the signing representative is authorized to sign this document and a power of attorney (provided by the partner(s)) authorizing the signature of the representative is attached to this application.

NOTE TO COMMENTORS/OBJECTORS:

It is likely there will be additions, changes, and deletions to this document prior to final decision by the Office. Therefore, if you have any comments or concerns you must contact the applicant or the Office prior to the decision date so that you will know what changes may have been made to the application document.

The Office is not allowed to consider comments, unless they are written, and received prior to the end of the public comment period. You should contact the applicant for the final date of the public comment period.

If you have questions about the Mined Land Reclamation Board and Office's review and decision or appeals process, you may contact the Office at (303) 866-3567.

An example Structure	Agreement which me	ets the requirement	s of the Statutes is	s shown below.
***********	***********	***********	**********	******

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1.	Barbed wire fence located 115' north of pit. Owned by Harold and Shirley Eichman, JT
2.	Ranch road, used as haul road, owned by Harold and Shirley Eichman, JT
3.	
4.	
5.	
	(Please list additional structures on a separate page)

NOTARY FOR STRUCTURE OWNER

ACKNOWLEGED BY:
Structure Owner Harold Eichman Name Narold Eichman
Date
STATE OF)
COUNTY OF) ss.
The foregoing was acknowledged before me this 3 day of Many, 20 19) by Hupo W Eichman as Applicant of Eichman Pit.
Hydrometric C5.04-2026
Notary Public
FORTUNATO GALAVIZ NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20184019275 MY COMMISSION EXPIRES MAY 4, 2026

CERTIFICATION

The Applicant, Lincoln County	(print applicant/company name),
	name), as Land Use Administrator (print
representative's title), does hereby certify that	(structure owner) shall
be compensated for any damage from the proposed min	ning operation to the above listed structure(s)
located on or within 200 feet of the proposed affected a	area described within Exhibit A, of the Reclamation
Permit Application for Eichman Pit	(operation name),
File Number M- 1985 _ 105	
This form has been approved by the Colorado authority under the Colorado Land Reclamation Act the Colorado Mined Land Reclamation Act for Hard Any alteration or modification to this form shall result NOTARY FOR PERS	Rock, Metal, and Designated Mining Operations. It in voiding this form.
ACKNOWLEGED BY:	
Applicant <u>Lincoln</u> County Repre	sentative Name /y 570950111
Date <u>6-8-22</u> Title	Land USE Administrator
STATE OF <u>Colorado</u>) ss. COUNTY OF <u>Lincoln</u>)	
The foregoing was acknowledged before me this Sthe admin	day of June , 20 <u>12</u> , by nishdof Lincoln County.
Notary Partia My Commiss	ion Expires: 11.28.25
BAILEY MARES NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20174048743 MY COMMISSION EXPIRES NOVEMBER 28, 2025	

NOTICE OF FILING APPLICATION FOR COLORADO MINED LAND RECLAMATION PERMIT

FOR REGULAR (112) CONSTRUCTION MATERIALS EXTRACTION OPERATION

NOTICE TO THE BOARD OF COUNTY COMMISSIONERS

	Lincoln	COUNTY	
operations in Lincoln	Land Reclamation Board County d operation. The entire a	Applicant/Operator") has applied for a Regular (112) recl. I (the "Board") to conduct the extraction of construction m. The attached information is being provided to notify you application is on file with the Division of Reclamation, Minorder.	naterials ou of the
the post-mining land use. Accord that, in order to preserve your right	S., the Board may confer will be so the Board would a to a hearing before the E	and to Agriculture use. Pur with the local Board of County Commissioners before approprietate your comments on the proposed operation. Pleasoard on this application, you must submit written commendication of notice pursuant to Section 34-32.5-112(10), County Commendication of Notice pursuant to Section 34-32.5-112(10), County Commissioners before approprietation.	oving of ase note ts on the
		use, or any other issue regarding this application, please con an Street, Room 215, Denver, Colorado 80203, (303) 86	

NOTE TO APPLICANT/OPERATOR: You must attach a copy of the application form to this notice. If this is a notice of a change to a previously filed application you must either attach a copy of the changes, or attach a complete and accurate description of the change.

NOTICE OF FILING APPLICATION FOR COLORADO MINED LAND RECLAMATION PERMIT

FOR REGULAR (112) CONSTRUCTION MATERIALS EXTRACTION OPERATION

NOTICE TO THE BOARD OF SUPERVISORS OF THE LOCAL CONSERVATION DISTRICT

High Plains Conservation DISTRICT

Lincoln County	(the "Applicant/Operator") has a	oplied for a Regular (112) reclamation permit
from the Colorado Mined Land Recin Lincoln	lamation Board (the "Board") to conduct the e	
location and nature of the proposed Safety (the "Division") and the loc	operation. The entire application is on file wi	
Section 34-32.5-116(4)(m), C.R.S post-mining land use. Accordingly in order to preserve your right to a	o reclaim the affected land to Agriculture , the Board may confer with the local Const, the Board would appreciate your comments hearing before the Board on this application s of the date of last publication of notice pursue.	on the proposed operation. Please note that, you must submit written comments on the
•	posed post-mining land use, or any other issue and Safety, 1313 Sherman Street, Room 215,	0 0 11 1
	<u>FOR</u> : You must attach a copy of the application you must either attach a copy of the o	

AN EXAMPLE PUBLIC NOTICE WHICH MEETS THE REQUIREMENTS OF THE STATUTES IS SHOWN BELOW. THE BLANKS WHICH REQUIRE DATES WILL NEED TO BE FILLED IN ACCORDING TO THE FOLLOWING INSTRUCTIONS. PLEASE READ CAREFULLY.

PUBLICATION INSTRUCTIONS:

Date of commencement and date of completion should represent the dates which you feel most accurately describe the life of the operation.

For all Regular (112) types of operations, this notice must be published once a week for four (4) consecutive weeks, starting within ten (10) days of the date the application is considered to be submitted to the Division. The final date for receiving comments is the 20th day after the fourth publication or the next regular business day.

All notices must be published in a newspaper of general circulation in the locality of the proposed mining operation and mailed

to the landowners as set forth in the Colorado Mined Land Reclamation Rules and Regulations. Since the date for consideration of your application may change, <u>DO NOT</u> include it in this notice.
For a complete discussion of the notice procedures and objections, please refer to C.R.S. 34-32.5-112(10), 114 and 115.

PUBLIC NOTICE
(Operator Name) Lincoln County ; (Address and Phone Number) 103-3rd Ave Hugo, CO 80821 , has filed an application for a Regular (112) Construction Materials Operation Reclamation Permit with the Colorado Mined Land Reclamation Board under provisions of the Colorado Land Reclamation Act for the Extraction of Construction Materials. The proposed mine is known as the (Name of the Mine) Eichman Pit, and is located at or near Section 1, Township 16, Range 59, 6th Prime Meridian.
The proposed date of commencement is, and the proposed date of completion is, and Additional information and tentative decision date may be obtained from the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567, or at the (County Name)
Comments must be in writing and must be received by the Division of Reclamation, Mining, and Safety by 4:00 p.m. on (Final Date for Comments)
Please note that under the provisions of C.R.S. 34-32.5-101 <u>et seq</u> . Comments related to noise, truck traffic, hours of

operation, visual impacts, effects on property values and other social or economic concerns are issues not subject to this Office's jurisdiction. These subjects, and similar ones, are typically addressed by your local governments, rather than the Division of Reclamation, Mining, and Safety or the Mined Land Reclamation Board.

proposed mining operation. The following is a sample of the Notice required for Rule 1.6.2(1)(b) that you may wish to use.

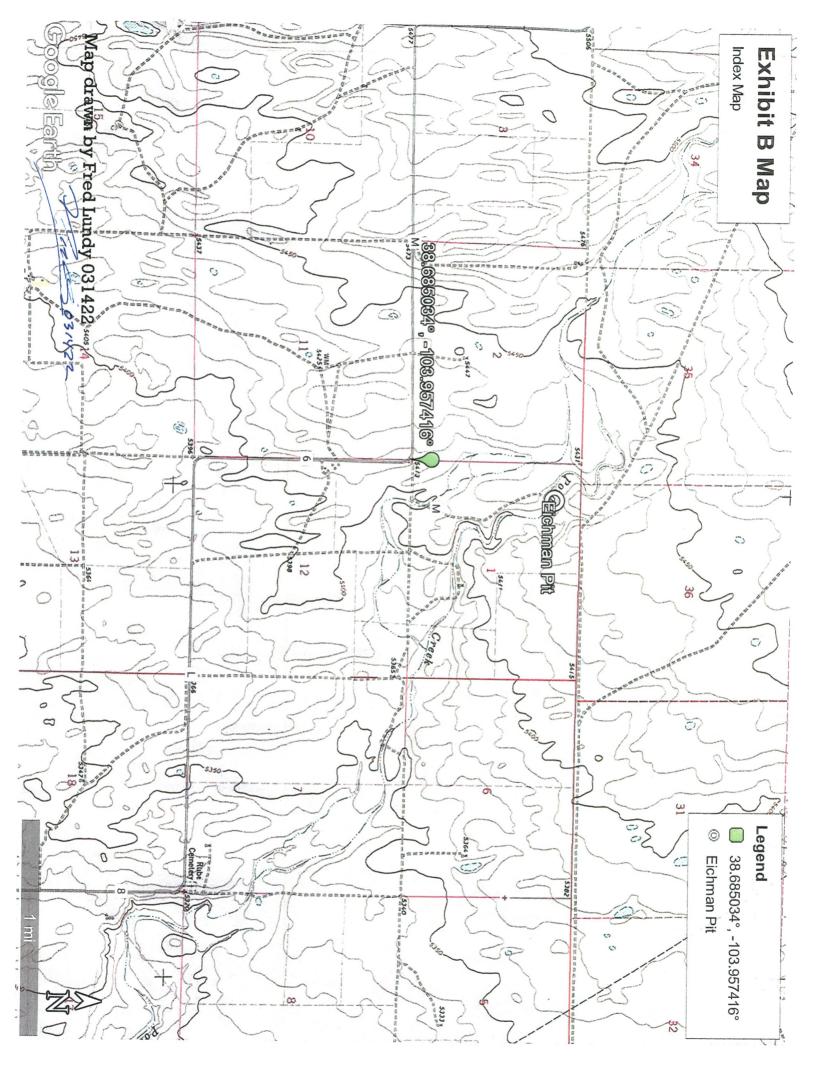
NOTICE

This site is the location of a proposed construction materials operation. (Name of the Applicant/Operator) Lincoln County
whose address and phone number is (Address and Phone Number of the Applicant/Operator) 103-3rd Ave Hugo, CO 80821,
has applied for a Reclamation Permit with the Colorado Mined Land Reclamation Board. Anyone wishing to comment on the application may view the application at the (County Name) Lincoln County Clerk and Recorder's Office, (Clerk and Recorder's Office Address) 103-3rd Ave Hugo, CO 80821, and should send comments prior to the end of the public comment period to the Division of Reclamation, Mining, and Safety, 1313 Sherman St, Room 215, Denver, Colorado 80203.
Certification:
I, Ty Stogsdill , hereby certify that I posted a sign containing the above notice for the proposed permit area known as the (Name of Operation) Eichman Pit , on (Date Posted),
SIGNATURE DATE

Exhibit A-Legal Description

NW1/4 of the NW1/4, Sec. 1, T16S, R59W.

Main entrance is at the intersection of County Road M and County Road 6, or 38.682303°, -103.961265°.



HAROLD EICHMAN PIT (M-1985-105) MINING PLAN MAP 19.21 ACRES SCALE: 1" = 166.6"



EXHIBIT D Harold Eichman Pit M-1985_105 MINING PLAN

A tracked dozer or front-end loader working from west to east or south to north will push the sand and gravel being mined in this operation into a stockpile. A front-end loader will then load the material from the stockpile into haul trucks. Some of the sand and gravel could remain in the stockpile for several weeks. The sand and gravel will be utilized in the maintenance and construction of county roads in District 3 of Lincoln County.

Prior to removal of the sand and gravel 3 to 5 inches of topsoil will be stockpiled for later use in the reclamation of the affected lands. These topsoil stockpiles will be hand seeded to stabilize the piles and prevent erosion (see attached memo from Brian Johnson N.R.C.S. for seed to be used, amounts and seeding seasons.) Any overburden that underlies the topsoil will either be used as binder or stockpiled for later use in the reclamation. These stockpiles will also be hand seeded for stabilization and to prevent erosion. The maximum size area that will be mined at one time would be from 7 to 9 acres.

This operation will be active but will be used les than 180 days per year.

The over burden to be removed is a mix of soil and sand and gravel that gets sandier with increasing depth. The sand and gravel to be mined varies in thickness from 7 to 15 feet. The material that under lays the sand and gravel is a mix of clay and sand that turns to clay a great depth.

The primary commodity being extracted is sand and gravel. No incidental products will be mined. No processing of the material will occur in the pit area. The only water used in the pit area would be for dust abatement.

No explosives are used in either the mining or reclamation.

Exhibit E Harold Eichman Pit M-1905-105

Reclamation Plan

When construction material has been depleted, all areas will be re-graded to form a 3:1 slope that blends in with the undisturbed adjacent ground. The grade will also be sloped on the North and South side of Pond Creek to restore the streambed. Mining of material in the bed has been executed deeper than the original streambed outside of the affected area. Subsequent rain events will cause sediment to be deposited in the streambed of the affected area, eventually leveling the bed to the same grade as the bed in the unaffected area.

Additional imported topsoil material will likely be required to provide quantities sufficient to allow for adequate revegetation of the site. Three to four inches of topsoil will be used to cover the entire reclaimed area (except for the streambed).

Supplementing the plant growth medium with 10-20 tons per acre of organic matter (composed manure) will be part of the reclamation process. As needed, compacted areas will be ripped and disked prior to revegetation.

Measures taken to re-vegetate the site will be in accordance with the seed mix recommended by the NRCS.

HAROLD EICHMAN PIT (M-1985-105) RECLAMATION PLAN MAP 19.21 ACRES SCALE: 1" = 166.6'

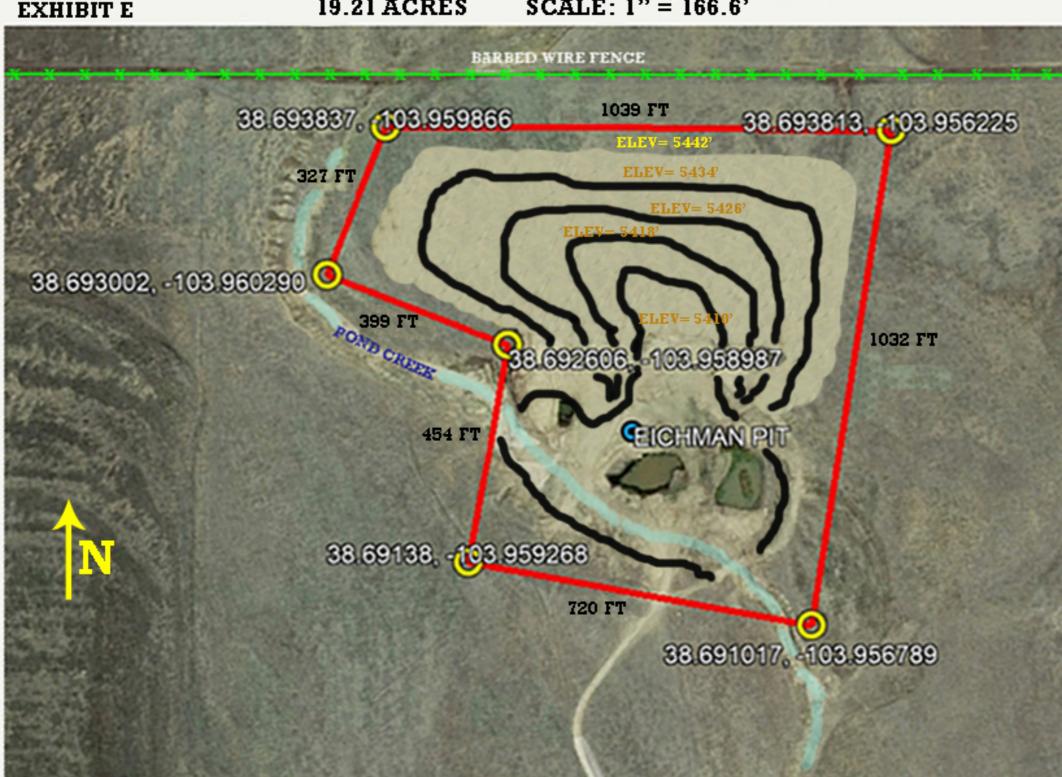


EXHIBIT G

Pine Creek is dry most of the time, there is no running water in it at all unless it rains a good amount. We will not use any of the water from the creek if there is any in it. There will be no dust control for the haul roads or inside the pit.

There will be berms to keep waste water from getting into Pine Creek and stockpiles will be kept at distance to also help with not contaminating the water that will be in the creek.

Pine Creek starts just above of where the new expansion will be located and then runs through part of the existing part of the original pit.

EXHIBIT H

WILDLIFE INFORMATION

MAMMALS: PRONHORN ANTELOPE, MULE DEER, RABBIT, SKUNK, COYOTE, BADGER, SMALL RODENTS.

BIRDS: MEADOW LARK, RED-TAILED & SWAINSON'S HAWK, MOURNING DOVE, HORNED LARK, MOUNTAIN PLOVER, AND VARIOUS SONGBIRDS.

THERE ARE NO ENDANGERED SPECIES INDIGENOUS TO THE HAROLD EICHMAN GRAVEL PIT AREA.

EICHMAN PIT EXHIBIT: I PAGE 1-5 SOIL SURVEY INFORMATION

Lincoln County, Colorado

203-Vonid loamy sand, 1 to 5 percent slopes

Map Unit Setting

- National map unit symbol: 2rgq9
- Elevation: 4,000 to 5,700 feet
- Mean annual precipitation: 10 to 15 inches
- Mean annual air temperature: 48 to 54 degrees F
- Frost-free period: 130 to 175 days
- Farmland classification: Not prime farmland

Map Unit Composition

- Vonid and similar soils: 85 percent
- Minor components: 15 percent
- Estimates are based on observations, descriptions, and transects of the mapunit.

Description of Vonid

Setting

- Landform: Sand sheets
- Landform position (two-dimensional): Backslope
- Landform position (three-dimensional): Side slope
- Down-slope shape: Linear
- Across-slope shape: Linear
- Parent material: Eolian sands

Typical profile

- A 0 to 6 inches: loamy sand
- Bt 6 to 34 inches: sandy loam
- Bk1 34 to 52 inches: sandy loam
- Bk2 52 to 79 inches: sandy loam

Properties and qualities

- Slope: 1 to 5 percent
- Depth to restrictive feature: More than 80 inches
- Drainage class: Somewhat excessively drained
- Capacity of the most limiting layer to transmit water (Ksat): High (2.00 to 6.00 in/hr)
- Depth to water table: More than 80 inches
- Frequency of flooding: None
- Frequency of ponding: None
- Calcium carbonate, maximum content: 15 percent

- Maximum salinity: Nonsaline to very slightly saline (0.5 to 3.0 mmhos/cm)
- Available water supply, 0 to 60 inches: Moderate (about 6.3 inches)

Interpretive groups

- Land capability classification (irrigated): 4e
- Land capability classification (nonirrigated): 6e
- Hydrologic Soil Group: A
- Ecological site: R069XY026CO Sandy Plains LRU's A and B
- Forage suitability group: Loamy, Dry (G019XW019CO)
- Other vegetative classification: Loamy, Dry (G019XW019CO)
- Hydric soil rating: No

Minor Components

Olney

- Percent of map unit: 10 percent
- Landform: Interfluves
- Landform position (two-dimensional): Summit
- Down-slope shape: Linear
- Across-slope shape: Linear
- Ecological site: R069XY026CO Sandy Plains LRU's A and B
- Other vegetative classification: Loamy (G069XW017CO), Sandy Plains (069XY026CO_1)
- Hydric soil rating: No

Valent, dry

- Percent of map unit: 4 percent
- Landform: Sand sheets
- Landform position (two-dimensional): Backslope
- Landform position (three-dimensional): Side slope
- Down-slope shape: Linear, convex
- Across-slope shape: Linear, convex
- Ecological site: R069XY019CO Deep Sand LRU's A and B
- Other vegetative classification: Not Suited (G069XW000CO)
- Hydric soil rating: No

Ustertic haplargids, ponded

- Percent of map unit: 1 percent
- Landform: Closed depressions
- Down-slope shape: Concave
- Across-slope shape: Concave
- Ecological site: R067BY010CO Closed Upland Depression
- Other vegetative classification: Clayey (G069XW001CO)
- Hydric soil rating: No

Lincoln County, Colorado

223—Bankard-Glenberg complex, 0 to 2 percent slopes, occasionally flooded

Map Unit Setting

- National map unit symbol: 2rgs0
- Elevation: 3,690 to 5,940 feet
- Mean annual precipitation: 10 to 14 inches
- Mean annual air temperature: 48 to 54 degrees F
- Frost-free period: 130 to 170 days
- Farmland classification: Not prime farmland

Map Unit Composition

- Bankard, occasionally flooded, and similar soils: 45 percent
- Glenberg, occasionally flooded, and similar soils: 40 percent
- Minor components: 15 percent
- Estimates are based on observations, descriptions, and transects of the mapunit.

Description of Bankard, Occasionally Flooded

Setting

- Landform: Flood plains, flood-plain steps
- Down-slope shape: Linear
- Across-slope shape: Linear
- Parent material: Alluvium

Typical profile

- A 0 to 2 inches: sand
- Bw1 2 to 12 inches: sand
- Bw2 12 to 28 inches: loamy sand
- C 28 to 79 inches: stratified sand to clay loam

Properties and qualities

- Slope: 0 to 2 percent
- Depth to restrictive feature: More than 80 inches
- Drainage class: Excessively drained
- Runoff class: Very low
- Capacity of the most limiting layer to transmit water (Ksat): Moderately high to very high (0.20 to 20.00 in/hr)
- Depth to water table: More than 80 inches
- Frequency of flooding: Occasional
- Frequency of ponding: None
- Calcium carbonate, maximum content: 7 percent
- Gypsum, maximum content: 1 percent
- Maximum salinity: Nonsaline to very slightly saline (0.0 to 2.0 mmhos/cm)
- Sodium adsorption ratio, maximum: 2.0
- Available water supply, 0 to 60 inches: Low (about 3.4 inches)

Interpretive groups

- Land capability classification (irrigated): 4e
- Land capability classification (nonirrigated): 6c
- Hydrologic Soil Group: A
- Ecological site: R069XY031CO Sandy Bottomland LRU's A and B
- Hydric soil rating: No

Description of Glenberg, Occasionally Flooded

Setting

- Landform: Flood plains, flood-plain steps
- Down-slope shape: Linear
- Across-slope shape: Linear
- Parent material: Alluvium

Typical profile

- Ap 0 to 12 inches: fine sandy loam
- C1 12 to 17 inches: very fine sandy loam
- C2 17 to 33 inches: fine sandy loam
- C3 33 to 42 inches: sandy loam
- C4 42 to 49 inches: loamy sand
- C5 49 to 79 inches: coarse sand

Properties and qualities

- Slope: 0 to 2 percent
- Depth to restrictive feature: More than 80 inches
- Drainage class: Somewhat excessively drained
- Runoff class: Very low
- Capacity of the most limiting layer to transmit water (Ksat): High (2.00 to 6.00 in/hr)
- Depth to water table: More than 80 inches
- Frequency of flooding: Occasional
- Frequency of ponding: None
- Calcium carbonate, maximum content: 9 percent
- Gypsum, maximum content: 1 percent
- Maximum salinity: Nonsaline (0.0 to 1.9 mmhos/cm)
- Sodium adsorption ratio, maximum: 2.0
- Available water supply, 0 to 60 inches: Moderate (about 6.1 inches)

Interpretive groups

- Land capability classification (irrigated): 3e
- Land capability classification (nonirrigated): 6c
- Hydrologic Soil Group: A
- Ecological site: R069XY031CO Sandy Bottomland LRU's A and B
- Hydric soil rating: No

Minor Components

Bentfort, occasionally flooded

Percent of map unit: 10 percent

- Landform: Flood plains, flood-plain steps
- Landform position (two-dimensional): Toeslope
- Down-slope shape: Linear
- Across-slope shape: Linear
- Ecological site: R069XY030CO Salt Meadow LRU's A and B
- Hydric soil rating: No

Cheraw, occasionally flooded

- Percent of map unit: 5 percent
- Landform: Flood-plain steps, flood-plain steps
- Down-slope shape: Linear
- Across-slope shape: Concave, linear
- Ecological site: R069XY030CO Salt Meadow LRU's A and B
- Hydric soil rating: No



Exhibit J (Vegetation Information)

With the sandy gravel and lack of topsoil, Graminoids are the most common and obvious vegetation, and are included in the approved seed mix in the reclamation plan. Some Sagebrush and Yucca are present. The vegetation is sparse given the non-habitable growth medium. This sparse vegetation is evident on the imagery map labeled exhibit C.

Exhibit K (Climate)

The climate of the area has characteristic features of low relative humidity, abundant sunshine, infrequent rain and snow, moderate to high wind movement, and a large daily and seasonal range in temperature. Summer daily maximum temperatures are often 95°F or above. Winter extremes are generally between 0 and -15°F.

Average annual precipitation is between ten and twenty inches. Most of this precipitation falls in the form soaking rains in April through early June or as intense bursts from thunderstorms in June through August. Year-to-year precipitation is highly variable and highly dependent on the number of large rain events in late spring and summer. Summer thunderstorms may be severe, with hail being the most common threat.

EXHABIT L

RECLAMATION COSTS

Some topsoil will be imported along with composted materials to help with the reclamation process. The only cost for that will be the trucking as the other is provided by local ranchers and farmers.

We will not do any dust suppression since water is scarce in the area.

We will drill the seed in the slopes of the pit and do hand seeding where it is needed. Seed rates will be around 20 lbs to the acre.

Total cost should be close to 3000 dollars since the equipment is owned by the county and the employees are there also.

Exhibit M- Other Permits and Licenses

No other permits or licenses are expected to be required.

SAND & GRAVEL LEASE & RIGHT TO ENTER

THIS LEASE AGREEMENT, made this \(\frac{1}{2} \) day of \(\frac{\text{NAFCH}}{202} \) By and between \(\frac{\text{Harold and Shirley Eichman}}{2} \) Hereinafter called the Lessor, and \(\frac{\text{LINCOLN COUNTY}}{2} \).

The said Lessor is the owner of the following described real property located in the County of Lincoln, State of Colorado.

N/W 1/4 of the NW 1/4, Section 1 of T16S, R59W, Eichman Pit

- In consideration of the mutual covenants herein contained, the said Lessor does, by these
 presents lease and let for the purpose hereafter mentioned, under all lawful warranties
 unto said Lessee the mineral interest described in paragraph 2 hereof.
- 2. The Lessee shall have the right to mine, extract, remove and take from the above described real property all the SAND AND GRAVEL, (hereinafter called minerals), in and under said real property, with the right to remove the topsoil or overburden above said minerals and also Lessee shall have the right to use necessary space for the construction and maintenance of anything required for the extraction and/or processing of minerals and space for stockpiling such minerals on the premises all without any payment in addition to the royalties and other payments herein specifically provided for.
- 3. The Lessee shall have, during the term of this Lease, the unlimited right of ingress and egress for the removal of said minerals mined, extracted, removed and taken from the premises.
- 4. This lease shall continue in effect from March 14, 2022 to March 31, 2032. At least 30 days prior to the end of the lease term, the Lessee shall provide the Lessor with the Sand and Gravel Pay Schedule which would apply to any renewal of the lease. If agreeable to the parties, a new Sand and Gravel Lease and Right to Enter shall be signed and entered into by the parties prior to the expiration of the current lease.
- 5. The Lessee shall pay the Lessor for all minerals mined and taken form the said premises herein leased according to the adopted schedule.
- 6. The Lessee shall exempt all taxes assessed or that may be assessed against the premises herein leased during the continuances of this Lease.
- 7. Lessee shall have over the aforesaid property only these rights intimately concerned with the mining and removal of said minerals including, without limitation, the right to stockpile said minerals on the above-described real property or other lands adjacent thereto and owned by the Lessor but within the boundary of the leased area.
- 8. Lessee will revegetate all damage to the leased area due to the mining operations and upon completion of the operation all affected areas will be reseeded with a native grass seed mixture recommended by the Natural Resources Conservation Service and will have the right to fence the affected area in after revegetation to allow undisturbed growth if needed.
- 9. The Lessor agrees, upon termination of the <u>Lease Agreement</u> by the Lessee of the property herein above described, to assume full responsibility for the condition of such property, and further agrees to hold harmless from any and all claims by, or liability to, third parties arising after the termination of the Lease Agreement.
- 10. The Lessee is to provide compensation to the Lessor for any damages to permanent manmade structures, which were the result of mining the affected land.
- 11. Upon termination of the lease by either the Lessee or the Lessor, the Lessor shall permit access to the property for the purpose of reclamation of said property in accordance with State guidelines. This access shall be granted until such time as the State approves reclamation of said property and the property is released.

LESSEE Jalisa Marie Newcomb NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20214047215 MY COMMISSION EXPIRES DECEMBER 6, 2025 By Douglas D. Stone The foregoing instrument was acknowledged before me this 23 day of March 200 Daylork. Ste My Commission expires 12-6-25 LESSOR man Divily Eichman Harold & Shirley Eichman By The foregoing instrument was acknowledged before me this 21

2022 By Harold Eicheman day of March Shirley Eichmal

My Commission expires 5-09-2022

athleen Wangua KATHLEEN WANGEROW

NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20064017995
My Commission Expires 05-09-2022

Exhibit O (Owners of Record of Affected Land and Owners of Substance to be Mined)

Lincoln County Property record card is attached.

Property Record Card

Lincoln County Assessor

EICHMAN HAROLD A AND, EICHMAN SHIRLEY J TRUSTEES C/O: HAROLD AND SHIRLEY EICHMAN TRUST

Account: R004922

Tax Area: 503 - Dist #503

Acres: 1414.000

Parcel: 3571-011-00-001

Situs Address:

11490 COUNTY ROAD 6

RUSH, 80833

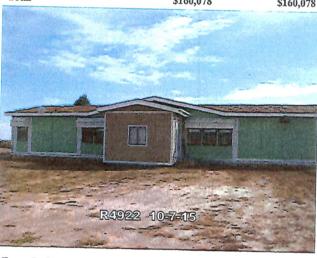
11490 COUNTY ROAD 6 RUSH, CO 80833-0000

Value Summary

Legal Description

-85-105

Override ALL SEC. 1; E2 SEC. 2; ALL SEC. 12 T16S R59W OF THE 6TH P.M., LINCOLN COUNTY, COLORADO 9.9 AC EICHMAN GRAVEL PIT M Value By: Market Land (1) \$22,213 N/A Land (2) \$2,376 N/A Land (3) \$15,781 N/A Residential (1) \$113,239 N/A XFOB (1) \$354 N/A XFOB (2) \$616 N/A Commercial/Ag (1) \$2,340 N/A Commercial/Ag (2) \$3,159 N/A Total \$160,078 \$160,078



Land Occurrence 1

Property (Code
------------	------

4147 - GRAZING LAND-AGRICULTURAL

Measure By

Acres

Acres

1236.1

Value

\$22,213

S	u	b	A	r	e	a	

Actual Effective 1236.1

FinBsmnt

Footprint

Garage

Heated

LiveArea

UnfBsmt

Acres

Total

1,236.10

Rate 17.97

Rate

Rate

Rate Rate Rate

Rate

Rate

Land Occurrence 2

Property Code

4127 - DRY FARM LAND-

Measure By

Acres

Exhibit P- Municipalities Within Two Miles

No Municipalities within two miles of operation.

Exhibit Q (Proof of Mailings)

Attached is the proof of mailing for the Soil Conservation District. This is a county pit operation, therefore, the Board of Commissioners knowledge should be prima facie.

Exhibit R (Proof of Filing with the County Clerk and Recorder)

On June 13th,2022 a copy of this filing was placed with the county clerk for public viewing.

Ty Stogsdill

Land Use Administrator

SEAL

CAROJO

Corning Cherk: Recorder

Exhibit S- Permanent Man-made Structures

Manmade structures include 1 fence line, owned by Harold Eichman. This fence will be on the north side of the new boundary of the pit.

There is also a two track ranch road leading to the pit from the county Road.

The pit entrance is located at the corner of country road M and county road 6

Public Notice

Lincoln County, 103 Third Ave, Hugo, CO 80821, 719-743-2337, has filed an application for a Regular (112) Construction Materials Operation Reclamation Permit with the Colorado Mined Land Reclamation Board under provisions of the Colorado Land Reclamation Act for the Extraction of Construction Materials. The proposed mine is known as the Eichman Pit, Permit number M-1985-105, and is located at or near NE ¼,SE ¼ of Section 1, Township 16, Range 59, 6th Prime Meridian. The proposed date of commencement is, September 1, 2022, and the proposed date of completion is , September 1, 2041. The proposed future use of the land is agriculture. Additional information and tentative decision date may be obtained from the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567, or at the Lincoln County Clerk and Recorder's office; 103 Third Ave, Hugo, CO 80821, or the abovenamed applicant. Comments must be in writing and must be received by the Division of Reclamation, Mining, and Safety by 4:00 p.m. on September 1, 2022. Please note that under the provisions of C.R.S. 34-32.5-101 et seq. Comments related to noise, truck traffic, hours of operation, visual impacts, effects on property values and other social or economic concerns are issues not subject to this Office's jurisdiction. These subjects, and similar ones, are typically addressed by your local governments, rather than the Division of Reclamation, Mining, and Safety or the Mined Land Reclamation Board.





HUGO 422 4TH AVE HUGO, CO 80821-9012 (800)275-8777

HUGO, (80	0 8082: 0)275-8	1-9012 8777	
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Product		Unit Price	Price
First-Class Mail® Large Envelope Rush, CO 80833 Weight: O lb 7. Estimated Deliv Fri 06/17/2	50 oz erv Dat	re	\$2.56
First-Class Mail® Large Envelope Hugo, CO 80821 Weight: O lb 7.3 Estimated Delive Fri 06/17/20	30 oz erv Dat	e	\$2.56
First-Class Mail® Large Envelope Denver, CO 80203 Weight: O 1b 6.9 Estimated Delive Fri 06/17/20	3 90 oz ery Dato 922		\$2.36
Grand Total:			\$7.48
Credit Card Remitted Card Name: VISA Account #: XXXXX Approval #: 3530 Transaction #: 1	 XXXXXXX 1 2		\$7.48

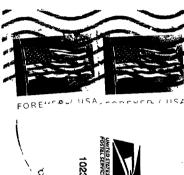
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Land Use

21



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RETURN RECEIPT REQUESTED

RECEIVED

MAR 28 LULL

NIVISION OF RECLAMATION,

Division of Reclamation, Mining and Safety c/o Michael Cunningham 1313 Sherman Street, Room 215 Denver, Colorado

80203



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NO. 44968

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Security features. Details on back.

LINCOLN COUNTY
P.O. BOX 67
HUGO, CO 80821
PH. 719-743-2444

THE FIRST NATIONAL BANK OF THE PRINT NATIONAL TO THE PRINT OF THE PRINT NATIONAL TO THE

DATE

03/08/2022

SHOUMED BY

AMOUNT

2,696.00

PAY --- Two Thousand Six Hundred Ninety Six Dollars and 00/100 Cents---

TO THE

Division of Reclamation, Mining and Safety

1313 Sherman Street, Rm 215 **ORDER**

Denver, CO 80203 OF

Division of Reclamation, Mining, and Safety

Fee Receipt for M1985105

Lincoln County
Fred Lundy
P.O. Box 39

Hugo

CO 808210000

Receipt #: 39284

Date: 06/29/2022

Permit: M1985105

Payment Method	Revenue Code	Fee Description/Note	s	Amount
Check #44968	4300-MCNV	Minerals Conversions		\$2,696.00
		User: AHD CN-1		
			Receipt Total:	\$2,696.00