



March 10, 2023

**Via Electronic Mail**

Tim Cazier  
Division of Reclamation, Mining & Safety  
1313 Sherman Street, Room 215  
Denver, Colorado 80203

**Subject: Request for extension to corrective action period  
Midway Pit – Permit M-1988-018**

Dear Mr. Cazier:

Midway Aggregates, RLLP (Midway), is requesting an extension to the corrective action due dates for the items listed in your Midway Pit inspection report dated January 24, 2023.

1. Cited problem #1 - The Division requires the Operator file for Temporary Cessation by the Corrective Action Due Date. The start date of the initial 5 year Temporary Cessation period is retroactive to the last date the pit was active (August 10, 2018).
  - Midway is requesting a corrective action date of March 31, 2023.
2. Cited problem #2 - The site is utilizing off-site fill without prior approval by the Division per 3.1.5(9) of the Rule.
  - Midway is requesting a corrective action date of March 31, 2023 to acquire the appropriate notarized affidavit confirming the fill dirt.
3. Cited problem #3 - The current mine plan needs to be updated and clarified pursuant to C.R.S. 34-32.5-112 (1)(c)(VI). The operator must provide sufficient information to describe or identify how the operator intends to conduct the operation.
  - Midway is requesting a corrective action date of March 31, 2023 to submit the Technical Revision and associated fee to clarify the approved mine plan to reflect existing and proposed activities.

Midway will continue to work on implementing the weed control methods for the Tamarisks observed onsite during the inspection report as well.

To: Tim Cazier, DMRS

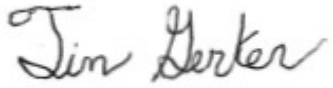
Date: 3/10/2023

Page 2

Thank you for your time in the matter.

Sincerely,

***Telesto Solutions, Inc.***

A handwritten signature in dark ink that reads "Tim Gerken". The signature is written in a cursive, flowing style.

Tim J. Gerken

Project Geologist

TG: tjg

cc: Kirkland Construction