

STATE OF
COLORADO

Michels - DNR, Amber <amber.michels@state.co.us>

PCAP DRMS 2023 Inspection Report and Cost Estimate

Jodi Schreiber <jodi@arycorp.com>

Thu, Aug 31, 2023 at 3:01 PM

To: "Michels - DNR, Amber" <amber.michels@state.co.us>

Amber,

Please see the Inspection response and documentation, as well as a request to recalculate the updated bond.

Thank you,



Jodi Schreiber

839 Mackenzie Ave., Canon City, CO 81212

Office (719) 275-3264 | Mobile (719) 529-0916

jodi@arycorp.com

"Success is not final, failure is not fatal; it is the courage to continue that counts. "

-Winston Churchill

From: Michels - DNR, Amber <amber.michels@state.co.us>**Sent:** Friday, August 18, 2023 8:49 AM**To:** Jodi Schreiber <jodi@arycorp.com>**Subject:** PCAP DRMS 2023 Inspection Report and Cost Estimate

WARNING: The sender of this email could not be validated and may not match the person in the "From" field.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

[Quoted text hidden]

4 attachments

**Updated Bond Calculation Request 8.29.2023.pdf**

333K

**Phase 1 Gas line for Inspection Response 8.29.2023.pdf**

9512K

**Phase 1 Haul Road for Inspection Response 8.29.2023.pdf**

4066K



Inspection Response 8.29.2023.pdf

86K



August 29, 2023

Colorado Division of Reclamation, Mining and Safety
Attn: Amber Michels
1001 E. 62nd Ave.
Denver, CO 80216

RE: Pueblo County Aggregate Project M2016-009 Inspection

Ms. Michels,

Thank you for inspecting the above-referenced site on June 29th. Regarding Inspection Topic #1, General Compliance with Mine Plan, I believe there may be a little confusion regarding Technical Revision 1. TR 1 only changed the phase order. The color coding on the map was used for visual reference only. Since Technical Revisions are used for minor adjustments to a site, and not to update mine plans, the map was not a standard mining map and was only used to reference the phase number changes. All maps submitted previously have not changed except for the internal haul road, and Fremont does not wish to change the mine plan at this time. There have been no changes since Amendment 1 and the previous mining map is still applicable. The updated internal haul road has been added to the mining map. The roads to Phases 2-4 will remain as they were originally designed for now, and will be updated if/when they are realigned during the mining of the phases.

As for Inspection Topic #2, please see the attached documentation of the markers onsite that encompass the CIG gas line. The buffer zone has not changed since Amendment 1.

Fremont does not wish to release any acreage at this time.

Thank you,

Jodi Schreiber

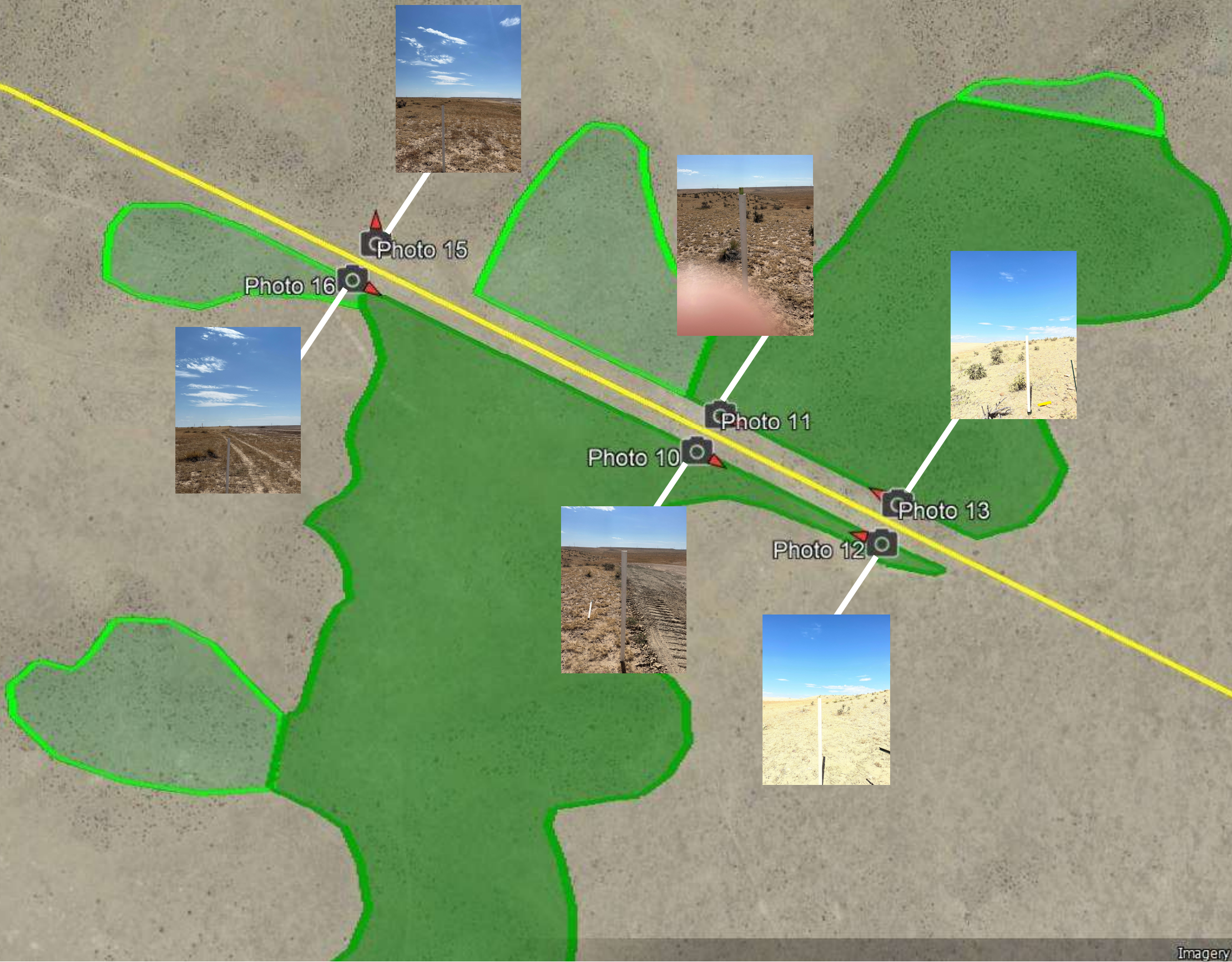
Jodi Schreiber
719-529-0916
jodi@arycorp.com

ARY CORPORATION

A&S Construction Co.
Fremont Paving and Redi-Mix, Inc.
Ary Brothers Trucking, Inc.
All-Rite Paving & Redi-Mix, Inc.
Hard Rock Paving and Redi-Mix, Inc.

839 Mackenzie Ave.
Cañon City, CO 81212
719.275.3264

44th Lane-Gas Line Offset
8/27/23



Asking

AN



4000 ft



August 30, 2023

Colorado Division of Reclamation, Mining and Safety
Attn: Amber Michels
1001 E. 62nd Ave.
Denver, CO 80216

RE: M2016-009 Pueblo County Aggregate Project Bond Calculation

Ms. Michels,

Fremont Paving and Redi Mix, Inc. would like to further discuss the bond calculation that was sent with the inspection report. Fremont has contacted Wagner CAT to get their rental rates and have used those, as well as more appropriately sized equipment to calculate what we believe to be a more accurate bond. Please see below:

PCAP M2016-009									
Original Bond Rates						New Bond Rates			
Activity	Machines	Units	HRS	Unit HR Rate	SUBTOTAL	Total	Machines	Units	HRS
Grading High Wall (Phase 1)	D8T	2.0	53.97	\$ 441.31	\$ 47,635.00	\$ 47,635.00	D6T	2.0	53.97
Rip the Process Area (Phase 1)	D8T	2.0	7.69	\$ 446.90	\$ 6,873.32	\$ 6,873.32	D6T	1.0	8.14
Rip Southwest Haul Road	D8T	2.0	13.19	\$ 446.90	\$ 11,789.22	\$ 11,789.22	D6T	1.0	13.95
Replace Subsoil (Phase 1)					\$ 277,131.13				
	D8T	1.0	78.16	\$ 442.05	\$ 34,550.63		D6T	1.0	78.16
	DBT	1.0	78.16	\$ 443.17	\$ 34,638.17		D6T	1.0	78.16
	637G	4.0	78.16	\$ 590.00	\$ 184,457.60		623G	4.0	78.16
	14M	1.0	78.16	\$ 249.43	\$ 19,495.45		D6T	1.0	78.16
	Water Truck	1.0	78.16	\$ 51.04	\$ 3,989.29		Water Truck	1.0	78.16
Replace Topsoil (Phase 1)					\$ 93,300.09				
	D8T	1.0	26.33	\$ 441.31	\$ 11,619.69		D6T	1.0	26.33
	DBT	1.0	26.33	\$ 441.31	\$ 11,619.69		D6T	1.0	26.33
	637G	4.0	26.33	\$ 590.10	\$ 62,149.33		623G	4.0	26.33
	14M	1.0	26.33	\$ 249.43	\$ 6,567.49		D6T	1.0	26.33
	Water Truck	1.0	26.33	\$ 51.04	\$ 1,343.88		Water Truck	1.0	26.33
Replace topsoil Southwest Haul Road	14M	1.0	34.6	\$ 295.83	\$ 10,235.72	\$ 10,235.72	D6T	1.0	34.60
Reveg. Phase 1			82.5		\$ 173,568.00				
Reveg. the Southwest Haul Road			18		\$ 37,869.00				
Mob			8.26		\$ 27,917.00				
Total					\$ 686,318.49		Total		

These are the rates we received from directly from CAT:

Equipment	Wagner Monthly Rate	Discount	Savings	Adjusted Monthly Rate	HRS per Month	HR Rate	HRS per Month	HR Rate
D7	\$ 20,800.00	15%	\$ 3,120.00	\$ 17,680.00	176	\$ 100.45	200	\$ 88.40
D6	\$ 15,836.00	15%	\$ 2,375.40	\$ 13,460.60	176	\$ 76.48	200	\$ 67.30
623	\$ 25,620.00	15%	\$ 3,843.00	\$ 21,777.00	176	\$ 123.73	200	\$ 108.89
637	\$ 41,670.00	15%	\$ 6,250.50	\$ 35,419.50	176	\$ 201.25	200	\$ 177.10
14M	\$ 16,680.00	15%	\$ 2,502.00	\$ 14,178.00	176	\$ 80.56	200	\$ 70.89
	Fuel Cost Per Gal	Gal. Per HR	Cost Per HR	Wet Rate@176hrs	Wet Rate@200hrs	Man/Fuel/Equip. Rates @176hrs	Man/Fuel/Equip. Rates @200hrs	
	\$ 4.00	8	\$ 32.00	\$ 132.45	\$ 120.40	\$ 172.45	\$ 160.40	
	\$ 4.00	7	\$ 28.00	\$ 104.48	\$ 95.30	\$ 144.48	\$ 135.30	
	\$ 4.00	15	\$ 60.00	\$ 183.73	\$ 168.89	\$ 223.73	\$ 208.89	
	\$ 4.00	25	\$ 100.00	\$ 301.25	\$ 277.10	\$ 341.25	\$ 317.10	
	\$ 4.00	8	\$ 32.00	\$ 112.56	\$ 102.89	\$ 152.56	\$ 142.89	

ARY CORPORATION

A&S Construction Co.
Fremont Paving and Redi-Mix, Inc.
Ary Brothers Trucking, Inc.
All-Rite Paving & Redi-Mix, Inc.
Hard Rock Paving and Redi-Mix, Inc.

839 Mackenzie Ave.
Cañon City, CO 81212
719.275.3264

Additionally, Fremont believes that since the Pueblo County Special Use Permit requires on 15 acres be mined at any one time, this be taken in consideration in the bond calculation. Each time 15 acres is mined; Fremont would then finish all dirt work and seed. At that point, Fremont would be able to move to the next 15-acre section. Using this methodology, the bond should use the 15 acres for the dirt work needed in the active mine area and possibly 15 acres would need reseeding. Finally, there is a notation that 18 inches of subsoil will be moved for reclamation. I could not find that reference in the reclamation plan and only see that waste material would be used reclaim the slopes to 3:1. If that is a correct statement, the calculation for that item should be removed.

Thank you,

Jodi Schreiber

Jodi Schreiber
719-529-0916
jodi@arycorp.com