



9/20/2023

Patrick Lennberg
Environmental Protection Specialist
Colorado Division of Reclamation Mining & Safety
1313 Sherman Street, Room 215
Denver, CO 80203

Re: Response to Corrective Actions Identified in the August 7, 2023 Inspection Report, Kirtright Pit M-1986-123

Patrick,

On behalf of Coulson Excavating Co., Inc. (CEC), I have prepared the following responses to the Inspection Report Corrective Actions resulting from your June 27, 2023 Site Inspection.

1. Inspection Topic: Off-site Damage.

CEC will abide the Order of the MLRB resulting from the hearing earlier today (9/20/2023).

2. Inspection Topic: Right of Entry.

CEC will continue negotiations with Linda O'Brien for the purpose of obtaining her signature for the Legal Right of Entry. It is understood that this will be required as part of the board ordered amendment application. CEC therefore requests an extension until the amendment application is made to secure the signature.

3. Inspection Topic: Markers

On 9/19/2023, t-stakes painted survey orange were placed at the SW, NW and NE corners of the Permit Boundary. The SE corner is marked by an existing corner fence post. That fence runs along the south and east boundaries. Two additional posts were placed along the South Boundary where the Permit Boundary intersects with Linda Obrien's Property Lines. The stakes were positioned utilizing a High Precision Survey Grade RTK GPS calibrated to state plane coordinates for Section 15, T5N, R 68W corner pins provided by Mike Dedecker PLS. Photos of the stakes are given in Plates 1-6.



Plate 1. SW corner near the toe of the roadway embankment looking from the West.



Plate 2. NW Corner at the CDOT ROW Fenceline looking from the East.

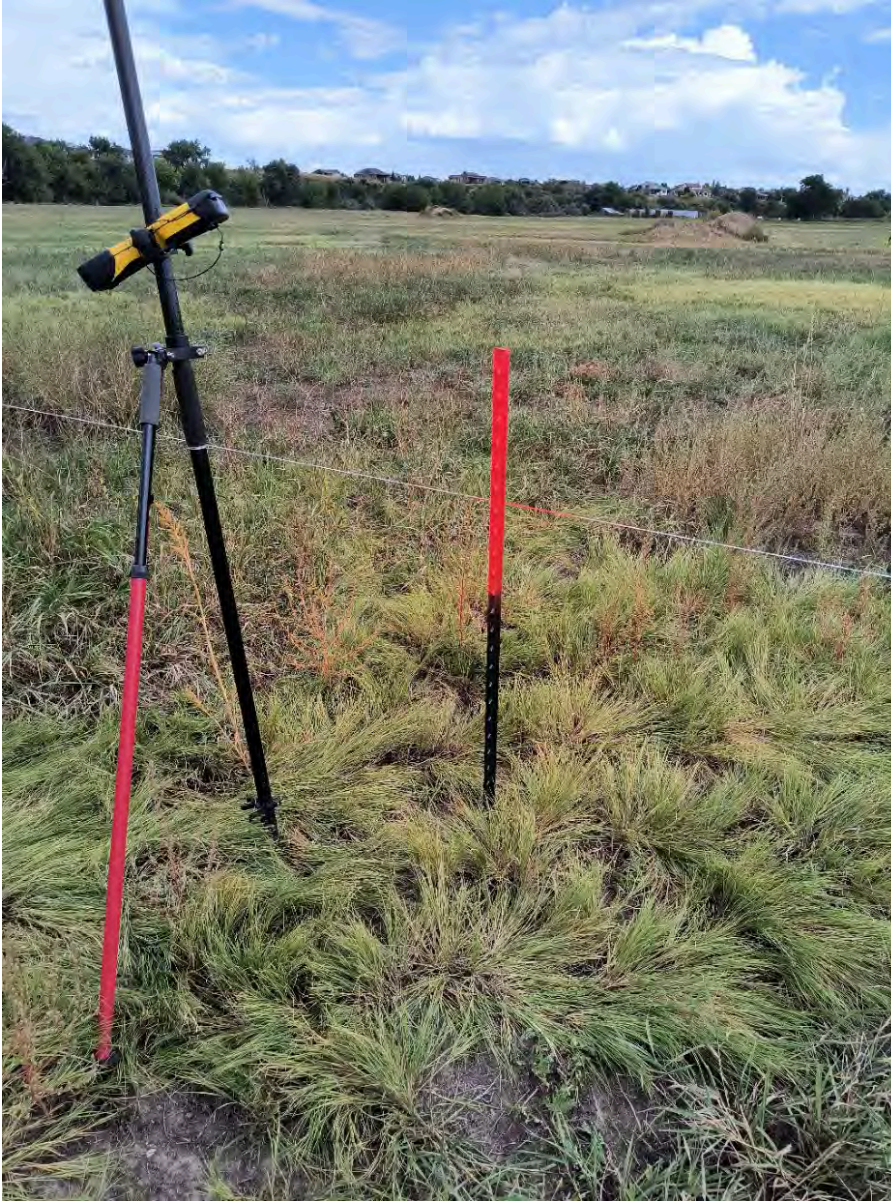


Plate 3. South Line stake where the Permit Boundary Intersects Linda O'brien's West Property Line looking from the West.



Plate 4. South Line stake where the Permit Boundary Intersects Linda O'brien's East Property Line looking from the East.



Plate 5. SE Corner looking from the East

Peter Wayland

Peter Wayland
President