




MINERALS PROGRAM INSPECTION REPORT

PHONE: (303) 866-3567

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

MINE NAME: Stage Stop Pit	MINE/PROSPECTING ID#: M-1984-025	MINERAL: Sand and gravel	COUNTY: Saguache
INSPECTION TYPE: Surety Release Inspection	WEATHER: Clear	INSP. DATE: October 24, 2023	INSP. TIME: 13:00
OPERATOR: Southway Construction Company, Inc.	OPERATOR REPRESENTATIVE: Paul Bottini	TYPE OF OPERATION: 112c - Construction Regular Operation	
REASON FOR INSPECTION: Surety Release Requested	BOND CALCULATION TYPE: None	BOND AMOUNT: \$55,081.00	
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None	
INSPECTOR(S): Todd Jesse	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: October 31, 2023	

GENERAL INSPECTION TOPICS

This list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each. No problems or possible violations were noted during the inspection. The mine operation was found to be in full compliance with Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials and/or for Hard Rock, Metal and Designated Mining Operations. Any person engaged in any mining operation shall notify the office of any failure or imminent failure, as soon as reasonably practicable after such person has knowledge of such condition or of any impoundment, embankment, or slope that poses a reasonable potential for danger to any persons or property or to the environment; or any environmental protection facility designed to contain or control chemicals or waste which are acid or toxic-forming, as identified in the permit.

(AR) RECORDS----- <u>N</u>	(FN) FINANCIAL WARRANTY----- <u>N</u>	(RD) ROADS----- <u>N</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>Y</u>	(EX) EXPLOSIVES----- <u>N</u>
(PW) PROCESSING WASTE/TAILING---- <u>N</u>	(SF) PROCESSING FACILITIES----- <u>N</u>	(TS) TOPSOIL----- <u>Y</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>Y</u>	(FW) FISH & WILDLIFE----- <u>N</u>	(RV) REVEGETATION---- <u>Y</u>
(SM) SIGNS AND MARKERS----- <u>Y</u>	(SP) STORM WATER MGT PLAN---- <u>N</u>	(RS) RECL PLAN/COMP-- <u>Y</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>N</u>	(SC) EROSION/SEDIMENTATION--- <u>N</u>	(ST) STIPULATIONS----- <u>N</u>
(AT) ACID OR TOXIC MATERIALS----- <u>N</u>	(OD) OFF-SITE DAMAGE----- <u>N</u>	

Y = Inspected / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited

OBSERVATIONS

This inspection report was conducted as part of the Surety Release requested by Southway Construction Company at the Stage Stop Pit. The Stage Stop Pit is a 112c Operation operated by Southway Construction Company, Inc. The site is located 12 miles West of Saguache, CO at an elevation of 8,200 feet. Public access is controlled by a gate off County Rd CC 36. Paul Bottini of Southway Construction Company, Inc. was present during the inspection. Based on observations made during the inspection, the Division determined that the Operator has not successfully complied with the requirements of the Act, Rules and Regulations, nor the approved Reclamation Plan, and that the site is still active.

CDOT crews were actively taking stockpiled material from the permit boundary for a road project on Hwy 114 adjacent to the pit during the inspection. The permit cannot be released while material is being actively removed from the property. During the inspection the company representative stated that the stockpile was not inside the Permit Boundary, which was incorrect. The Mining Map that was submitted by Southway Construction when they assumed the permit in 1999 clearly shows this stockpile within the boundary. A copy of the Mine Plan Map is attached to this report for the operator's reference. Also attached is the Reclamation Map. As shown on the Reclamation Map, the approved Reclamation Plan calls for stockpiles to be removed from site or graded into slopes before release. Currently there are still three major stockpiles in the permit boundary – a product stockpile that CDOT crews were pulling from, an asphalt stockpile in the center of the pit and topsoil stockpile along the western side of the pit. These stockpiles will need to be removed from site or graded before release per Rule 3.1.5

There are still two remaining highwalls on the property. The highwall along the western edge of the pit is approximately 6-8 feet tall and 300 feet long. There is also a highwall that is roughly 6 feet tall and 30 feet long located in the northeast corner of the Pit. Per Rule 3.1.5 highwalls must be eliminated or stabilized. The highwall is not stable and is sluffing as seen in Photo 3.

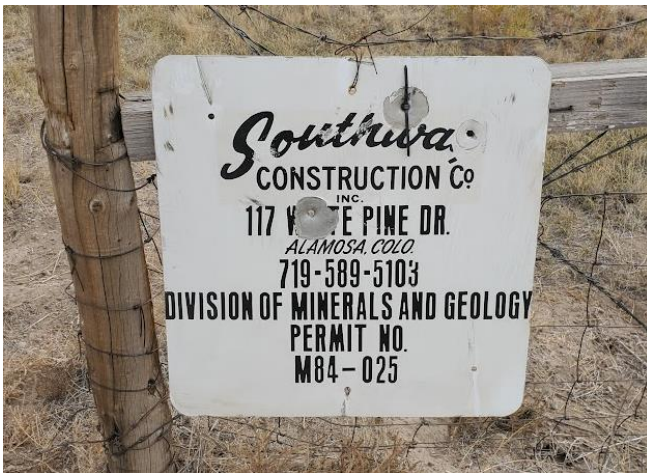
Additionally, once the highwalls and stockpiles are removed those areas will need to be revegetated in accordance with the Reclamation Plan requirements.

Through conversations with the Operator, the Division understands that it is the intention of the landowner to sell the property. To facilitate the release of the Mining Permit a letter was submitted to the Division from the landowner stating that they accept the condition of the land without reclamation – that letter is attached. While the Division can deviate from the Reclamation Plan during release if a landowner requests a change, it cannot deviate from the Act, Rules and Regulations. The material stockpiled within the permit boundary will need to be removed from site and highwalls will need to be eliminated before the permit can be released.

Photos that show the conditions observed during the inspection are included at the end of this report.

All responses to this report should be directed to Todd Jesse with the Division's Active Mines Program at DRMS, Room 215, 1001 E 62nd Ave. Denver, CO 80216. Direct contact can be made at the Division's Grand Junction Field Office, by phone at 720-688-0626 or by email at todd.jesse@state.co.us.

PHOTOGRAPHS



View to the south showing proper Mine ID signage posted at the entrance to the site.



View to the west showing CDOT crews pulling material from onsite stockpile.



View to the southwest of highwall with signs of sluffing circled in red.



View to the southwest showing asphalt stockpile on site.



View to the east showing smaller highwall.



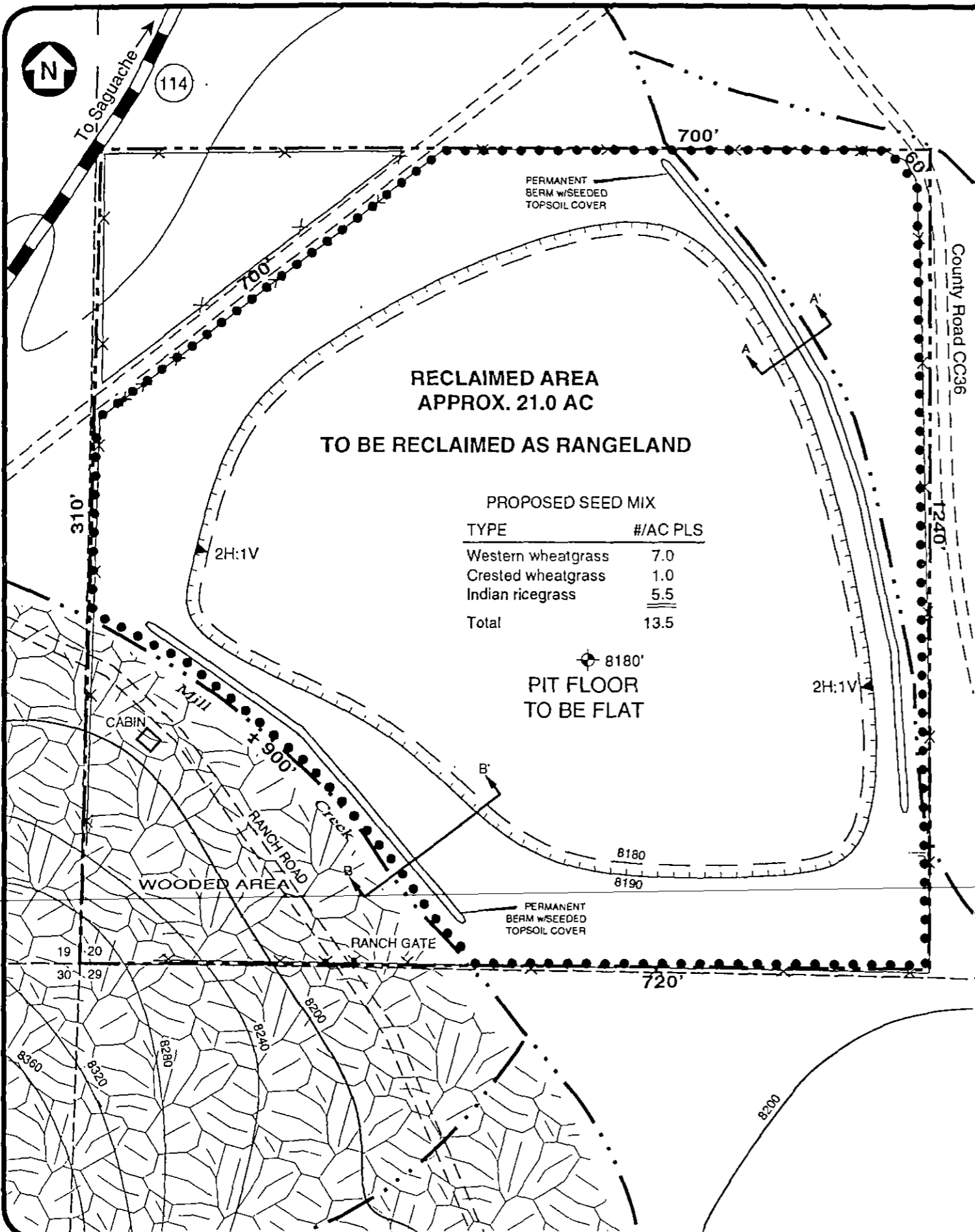
View to the south showing product stockpile in the permit boundary.

Inspection Contact Address

Paul Bottini
Southway Construction Company, Inc.
117 White Pine Dr
Alamosa, CO 81101

Enclosure:
Mining Map
Reclamation Map
Notarized Letter from Landowner

CC: Travis Marshall, DRMS



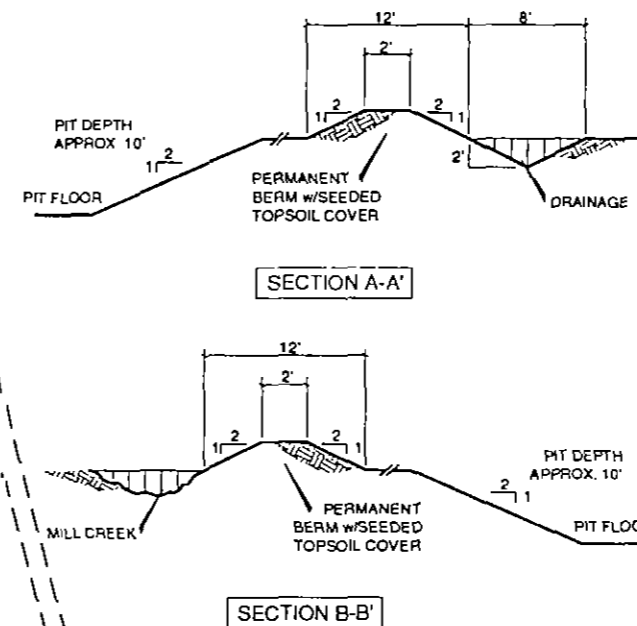
DESCRIPTION OF AFFECTED AREA

Beginning at a point that is 425 feet S 00° E of the NW corner of the SW1/4 SW1/4 of Sec. 20, T45N, R6E, NM P.M.; thence S 00° E a distance of 310 feet; thence, Southeasterly along the north bank of Mill Creek a distance of approx. 900 feet; thence, S 90° E a distance of 720 feet; thence, N 00° E a distance of 1240 feet; thence, N 45° W a distance of 60 feet; thence, N 90° W a distance of 700 feet; thence, S 52° W a distance of 700 feet back to the P.O.B.

LEGAL DESCRIPTION OF PERMIT BOUNDARY

All of the SW1/4 SW1/4 of Sec. 20, T45N, R6E, NM P.M.
Approximately 40 acres

Received
OCT 07 1999
Durango Field Office
Division of Minerals & Geology

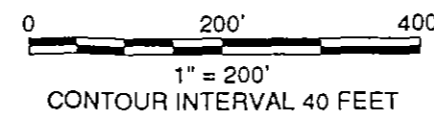


MAP LEGEND

- × × × × × GATE
- × × × × × RANCH FENCE
- DRAINAGE
- 112 PERMIT BOUNDARY
- ● ● ● ● AFFECTED AREA
- UNIMPROVED ROAD
- IMPROVED ROAD
- STOCKPILE
- TOPSOIL STOCKPILE
- EXCAVATED AREA

APPROXIMATE COORDINATES

38° 08' 03" N LAT
106° 20' 29" W LON
UTM ZONE 13
382440 mE
4221355 mN



10/01/99	<div>cross-sections mining area</div>	<div>STAGE STOP PIT</div>	<div>112 PERMIT RECLAMATION MAP</div>	
	CLIENT: SO. WAY CO.			
	CONSULTANT: LLOYD V. "BUCK" BARNHART			
	DRAWN BY: J.P. GAGLIANO		DATE: 6/29/99	
REVISIONS				

Southway Construction Co., Inc.

Office: (719) 589-5103

117 WHITE PINE DRIVE
ALAMOSA, COLORADO 81101

"AN EQUAL OPPORTUNITY EMPLOYER"

Fax: (719) 589-5522

October 25, 2023

State of Colorado
Division of Reclamation, Mining & Safety
Room 215
1001 E. 62nd Avenue
Denver, CO 80216

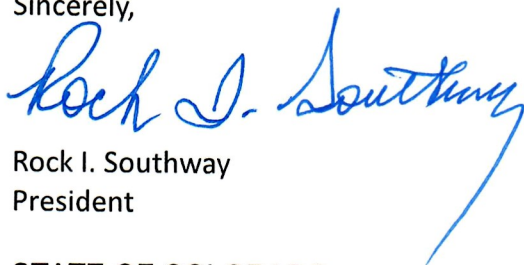
Re: Stage Stop Pit, Permit No. M1984-025

Dear Sir or Madam:

As property owner of Parcel Number 4333-203-00-025 located in Saguache County. The legal description is as follows: 9.7 acres in SW1/4SW1/4, 20-45-6. Furthermore, current condition of the property is accepted without any further need for reclamation.

If you have any further questions, please contact me at (719) 589-5103.

Sincerely,



Rock I. Southway
President

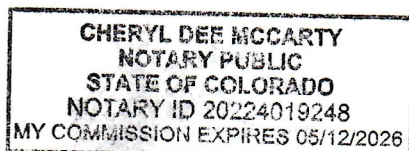
STATE OF COLORADO


COUNTY OF ALAMOSA

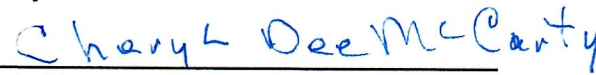
The foregoing instrument was acknowledged before me this 25th day of October, 2023 by Rock I. Southway, as President of Southway Construction Co., Inc.

Given under my hand and seal of office this 25th day of October, 2023.

(SEAL)




Notary Public


Printed Name of Notary Public

My commission expires: 05/12/26

Account: R003042

<-Prev 2 of 2 Results

Location	Owner Information	Assessment History
Parcel Number 4333-203-00-025	Owner Name SOUTHWAY CONSTRUCTION CO	Actual (2022) \$7,421
Tax Area 10C - 10C	INC	Primary Taxable \$2,152
Situs Address	Owner Address 117 WHITE PINE DR	Tax Area: 10C Mill Levy:
Legal Summary 9.7 A IN SW1/4SW1/4 20-45-6	ALAMOSA, CO 81101-2738	80.915000
Subdivision: 1 W/SFPD		Type Actual Assessed Acres
		Land \$7,421 \$2,152 9.700

Transfers
Sale Date
01/27/2021
Sale Price
Doc Description
STATEMENT OF AUTHORITY

Tax History	Images
Tax Year	Taxes
2022	\$174.12
2021	\$174.04