



COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

November 9, 2023

Raul Vasquez
Blue Mountain Stone, Inc.
4168 Ute Hwy.
Longmont, CO 80503

**Re: Adequacy Review No. 5, Conversion Application (CN-1),
Phillips Stone Company, Permit No. M-1981-075**

Mr. Vasquez:

On November 3, 2023, the Division of Reclamation, Mining and Safety (Division/DRMS) received your responses to items in the Division's Adequacy No. 4 letter dated November 1, 2023. In that response you provided the Division with the coordinates of the permit boundary corners. On that same day, November 3, the Division reviewed those coordinates and determined that the area defined by those coordinates did not encompass all of the land that had been disturbed during mining. The Division verbally corresponded with you regarding this matter and it was agreed that the proposed permit boundary needed to be adjusted to incorporate all the disturbed area, please see Attachment 1. On November 8 you provided the Division with updated coordinates of the permit boundary corners, Attachment 2.

After review of your November 8 submission the Division has identified additional items that need to be addressed.

EXHIBIT C – Pre-Mining and Mining Plan Map(s) of Affected Lands (Rule 6.4.3):

1. Please confirm the following acreages are correct. If they are not correct please provide the correct acreage amounts.

Permit Area = 27.33 acres

Affected Area = 27.33 acres

Maximum disturbance at any one time = 12 acres

2. Please provide an updated Mining Plan Map, similar to the one that was submitted as part of Adequacy #2 response, which shows the new permit boundary and acreage.



EXHIBIT F – Reclamation Plan Map (Rule 6.4.6):

3. Please provide an updated Reclamation Plan Map, similar to the one that was submitted as part of Adequacy #3 response, which shows the new permit boundary and acreage.

Other:

4. Pursuant to Rule 1.6.2(2), please demonstrate that the Applicant's response to this adequacy letter (Adequacy #5) have been placed with the application materials previously placed with the County Clerk or Records Office, and made available for public review.

Please provide your responses as soon as you are able.

If you need additional information or have any questions, please contact me by telephone at **303-866-3567 x8114**, or by email at patrick.lennberg@state.co.us.

Sincerely,



Patrick Lennberg
Environmental Protection Specialist



Attachments: 1: Map of Differing Permit Boundaries
2: Updated Permit Boundary Corner Coordinate Map

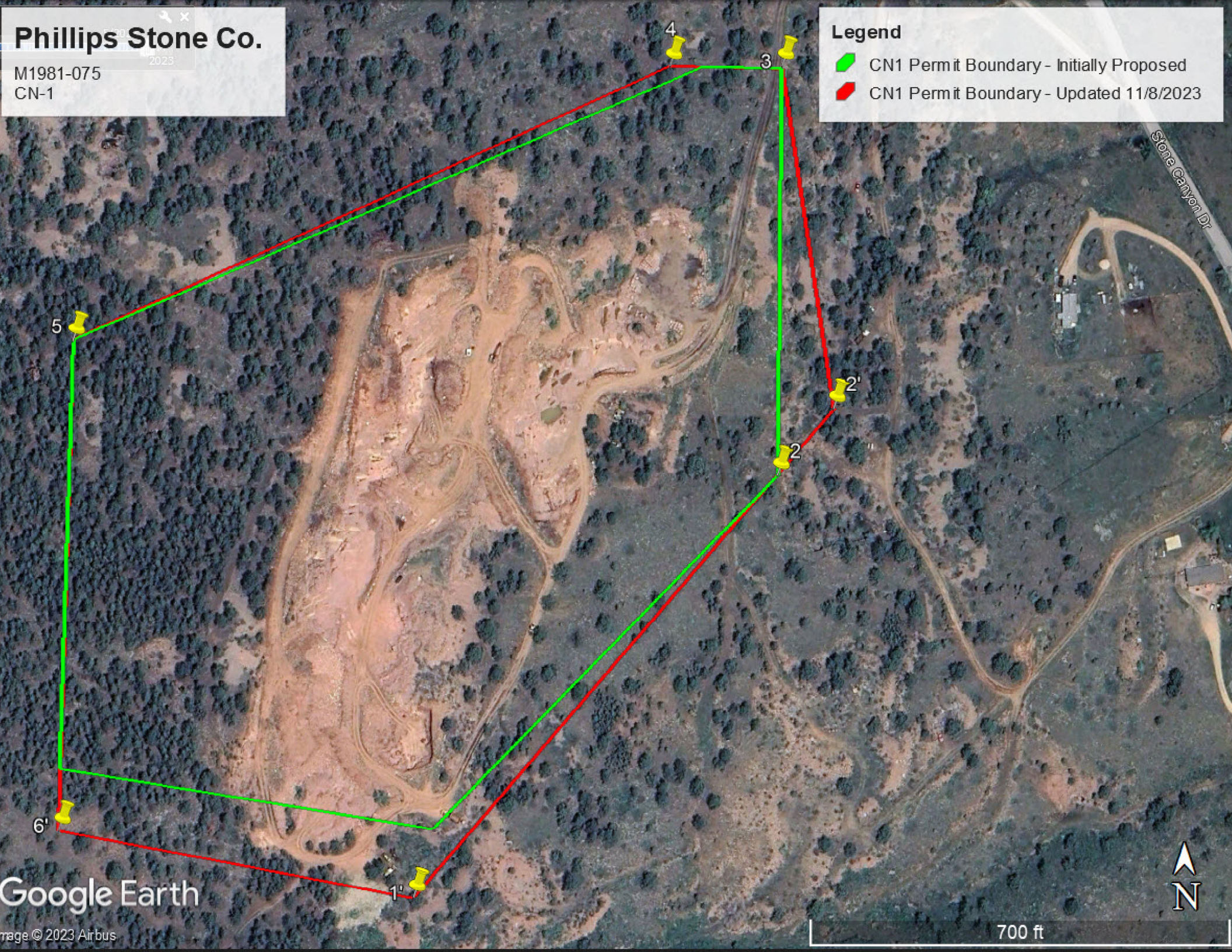
cc: Jared Ebert; DRMS

ec: Raul Vasquez, Blue Mountain Stone, Inc., bluemtnstone@gmail.com

Attachment 1

Legend

-  CN1 Permit Boundary - Initially Proposed
-  CN1 Permit Boundary - Updated 11/8/2023



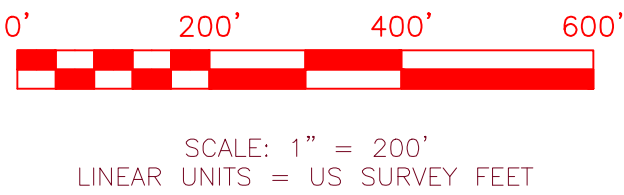
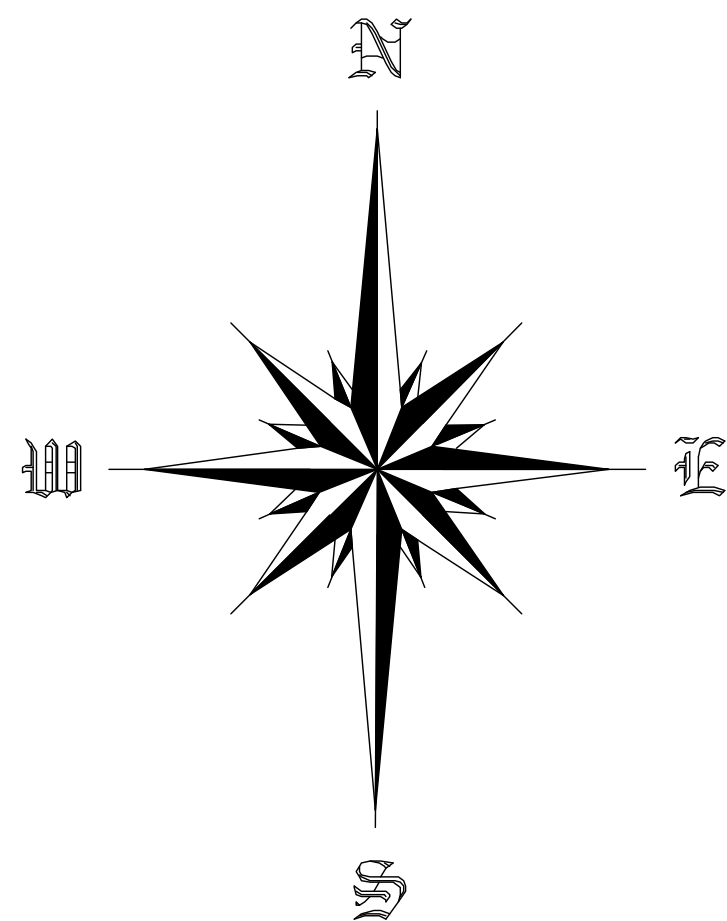
Attachment 2

Blue Mountain Stone Inc.

MAP OF
PHILLIPS STONE CO. MINE
PERMIT # M-19-81-075

A TRACT OF LAND LOCATED IN THE WEST HALF OF
SECTION 5, TOWNSHIP 3 NORTH, R70W OF THE 6TH
P.M., BOULDER COUNTY, COLORADO.

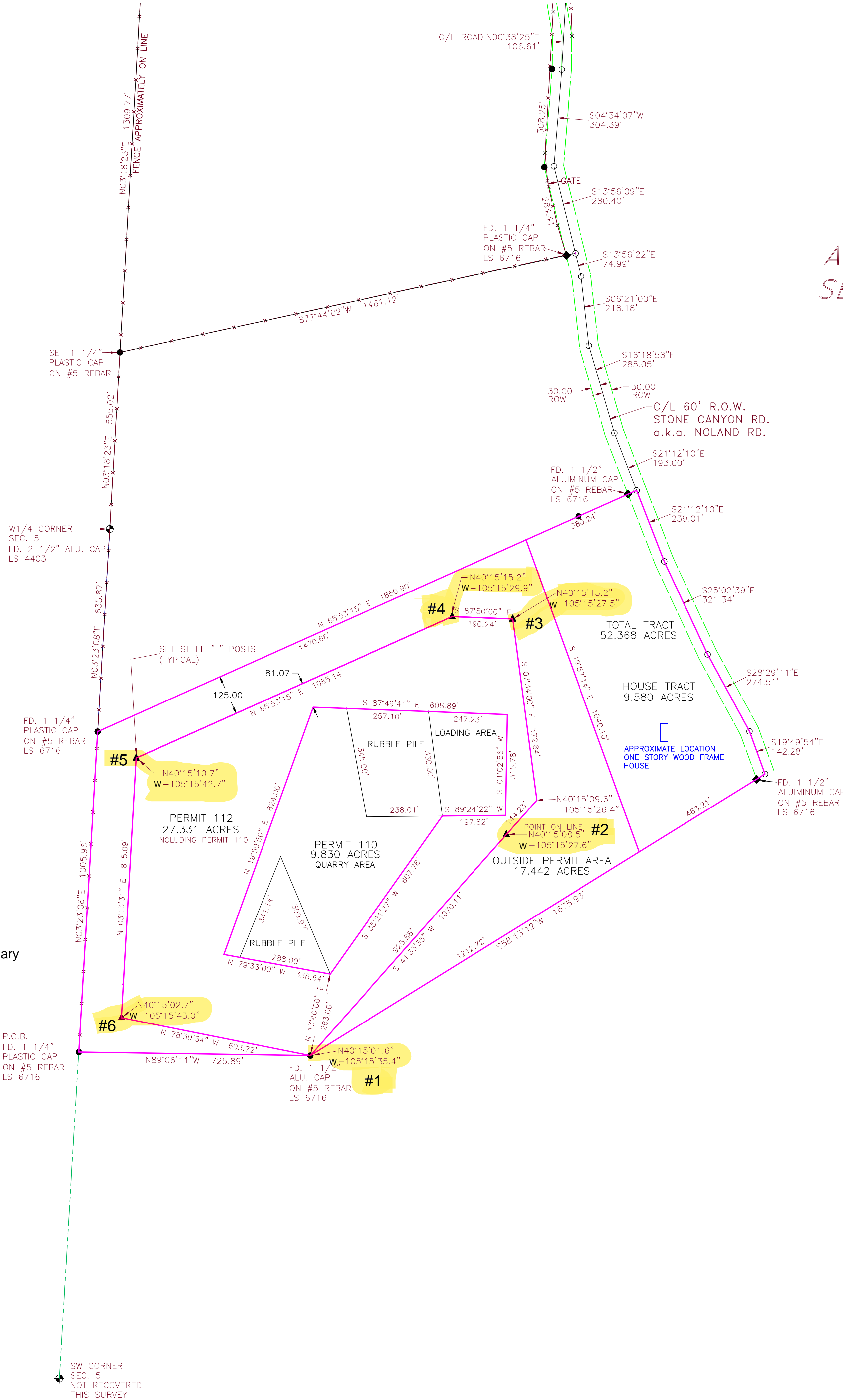
ADDRESS: 2875 STONE CANYON ROAD
CONTAINING 52.368 ACRES+/-



NOTE: COORDINATES SHOWN WERE TAKEN FROM A GARMIN GPS eTREX 20X AND ARE NOT RELATIVE TO THE ASSUMED BEARINGS AS SHOWN ON THIS MAP.

Coordinates for six corners that define proposed permit boundary are highlighted in yellow.

- See map labeled #1
- See map labeled #2
- See map labeled #3
- See map labeled #4
- See map labeled #5
- See map labeled #6



LEGAL DESCRIPTION:

A TRACT OF LAND LOCATED IN THE WEST HALF OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 70 WEST OF THE 6TH PRINCIPAL MERIDIAN, BOULDER COUNTY, COLORADO; SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF SAID SECTION 5 FROM WHENCE THE SOUTH-WEST CORNER OF SAID SECTION 5 BEARS SOUTH 03°23'08", 1025.48 FEET AND WITH ALL OTHER BEARINGS CONTAINED HEREIN RELATIVE THERETO; THENCE NORTH 03°23'08" EAST, 1005.96 FEET ALONG THE WEST LINE OF SAID SECTION 5; THENCE NORTH 65°53'15" EAST, 1850.90 FEET TO A POINT ON THE APPROXIMATE CENTERLINE OF NOLAND ROAD N.K.A. STONE CANYON ROAD; THENCE ALONG SAID CENTERLINE OF NOLAND ROAD THE FOLLOWING COURSES AND DISTANCES; SOUTH 12°12'10" EAST, 239.01 FEET; SOUTH 25°02'39" EAST, 321.34 FEET; SOUTH 28°29'11" EAST, 274.51 FEET; SOUTH 19°49'54" EAST, 142.28 FEET; THENCE LEAVING SAID NOLAND ROAD, SOUTH 58°13'12" WEST, 1675.93; THENCE NORTH 89°06'11" WEST, 725.89 FEET TO THE TRUE POINT OF BEGINNING, COUNTY OF BOULDER, STATE OF COLORADO.

TOGETHER WITH AND SUBJECT TO A 60-FOOT WIDE NON-EXCLUSIVE EASEMENT FOR UTILITIES AND FOR INGRESS AND EGRESS ALONG ALL UNSURFACED ROADS.

NOTES:

(1) BASIS OF BEARINGS: THE WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 5 ASSUMED TO BEAR NORTH 03°23'08" EAST TO AGREE WITH THE PROVIDED LEGAL DESCRIPTION AND BEING MONUMENTED AS SHOWN.

(2) NO TITLE SEARCH WAS PERFORMED BY JOHNSON AND ASSOCIATES LAND SURVEYORS. INFORMATION USED WAS PROVIDED BY THE CLIENT.

CERTIFICATE:

I, MICHAEL D. JOHNSON, BEING A DULY REGISTERED LAND SURVEYOR IN THE STATE OF COLORADO DO HEREBY CERTIFY THAT THE MAP, AS SHOWN HEREON, WAS PREPARED BY ME FROM FIELD WORK PERFORMED BY ME AND INFORMATION PROVIDED BY THE CLIENT THAT IT IS A TRUE AND CORRECT REPRESENTATION THEREOF TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS IS NOT A LAND SURVEY PLAT OR IMPROVEMENT SURVEY PLAT.

MICHAEL D. JOHNSON
P.L.S. 28273

REVISED 11/8/23: CHANGE SOUTH LINE PERMIT 112 AS PER STATE.
REVISED 10/31/23: ADDED GPS COORDINATES.

CLIENT: RAUL VASQUEZ JOB NO. 1-1343
VASQUEZ.DWG
CRD: RUPPEL

JOHNSON & ASSOCIATES
LAND SURVEYORS INC.

745 VIVIAN STREET
LONGMONT, CO. 80501
(303) 772-6900