



P.O. BOX 700
HENDERSON, CO 80640
MAIN: (303) 289-1837

November 20, 2023

Via email to nikie.gagnon@state.co.us and submittal to e-permitting

Ms. Nicki Gagnon
Division of Reclamation, Mining and Safety
1313 Sherman Street, Suite 215
Denver, CO 80203

Dear Ms. Gagnon:

RE: Surety Reduction Request
Worthing Pit M-1977-526

With this submittal, Albert Frei & Sons, Inc. (AFS) is requesting a surety reduction of \$188,260 from \$230,500 to \$42,240. In 2023, the remainder of the site has been backfilled, graded, and seeded. All that remains for final reclamation is for the seed to take hold.

We have attached a reclamation cost estimate that includes reseeding 30% of the total seeded area that may need a second seeding. The estimate unit costs are based on the Division's last bond estimate calculation and shows that the reduced bond should be \$42,240.

On March 25, 1978, permit M-1977-526 was issued for 110.6 acres. On October 29, 2005, AM-02 was approved which added 50.3 acres for a total of 160.9 acres. In 2020, 2021, and 2022, three reductions-in-acreage were approved for 8.5 acres (TR-02), 81.45 acres (TR-03) and 11.25 acres (TR-04) respectively, leaving 59.7 acres remaining today.

If you have any questions or need more information, please call me at 303-913-6583.

Sincerely,
Albert Frei & Sons, Inc.

A handwritten signature in blue ink that reads 'Joel Bolduc'.

Joel Bolduc
Land and Environment Manager

attachments:

Attachment A – Surety Reduction Form
Attachment B – 2023 Reclamation Cost Estimate

Attachment A
Surety Reduction Form



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Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

REQUEST FOR FULL OR PARTIAL RELEASE OF PERMIT AREA/SURETY REDUCTION

Please indicate if you are requesting:

FULL/FINAL RELEASE OF ENTIRE PERMITTED AREA (per Rule 4.17)

☐

ACREAGE REDUCTION (PARTIAL RELEASE per Rule 4.17)

☐

I wish to release _____ acres at this time.

You will need to submit with this request: a map showing the acreage to be released from the current permit and updated mining and reclamation plan maps that will accurately depict the new permit boundary if the release is approved.

SURETY (Bond) REDUCTION (per Rule 4.14)

☒

If you are requesting a surety (bond) reduction you will need to include with this request a new estimate of the actual cost to reclaim the site based on what it would cost an independent contractor to complete reclamation, including unit costs for reclamation activities as appropriate to the operation to comply with the provisions of Rule 3.1 and the Permit's approved Reclamation Plan.

File No.: M 1977526

Site Name: WORTHING PIT

County: ADAMS

Permittee: ALBERT FREI & SONS, INC

Permittee Address: 35715 HWY 40 BLDG B, STE 120

(Street Address)

EVERGREEN

(City)

CO

(State)

80439

(Zip)



Operator (If Other than Permittee): Same

Permittee Representative: JOEL BOLDUC, 303-913-6583


Certified Mail # _____

In accordance with Rule 4.17.1(2) the Operator shall include the names, addresses and phone numbers of all owners of record to the affected land. Please attach additional sheets for this information if required.

<u>Name</u>	<u>Address</u>	<u>Phone Number</u>
HENDERSON AGGREGATE LTD	35715 HWY 40 BLDG B, STE 120, EVERGREEN, CO 80439	303-289-1837
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

In accordance with Rule 4.17.1(4), if requesting a partial acreage release the Operator or their agent MUST sign that they have complied with the following statement: "All applicable portions of the Reclamation Plan requirements have been satisfied in accordance with these Rules and all applicable requirements under the Act."

Joel Bolduc

 Digitally signed by Joel Bolduc
Date: 2023.11.20 11:11:08 -07'00'

11/20/2023

Signature of Permittee, Operator or their authorized agent

Date

Important: In accordance with Rules 4.14.2(a) and 4.17.1(3) This release request must be submitted to the Division via certified mail and separate from any other correspondence to the Division.

Attachment B

2023 Reclamation Cost Estimate

2023 RECLAMATION COST ESTIMATE

Worthing Pit, M-1977-526

November 20, 2023

Table A - Reclamation Cost Estimate Data

Description	Area	Units
Permit area	59.70	Ac.
Seeded area (complete)	59.00	Ac.
Roads	0.70	Ac
Secondary seeding percentage	30%	
Seed, mulch, fertilizer	\$1,860	Per acre

The mine has been reclaimed with final grading and seeding completed. Only secondary seeding is needed. The per acre revegetation cost includes all items needed to reseed the area including seed cost, drilling, power mulching, crimping, fertilizer application and weed control.

Task Description	Cost
001- Secondary seeding	\$32,922
002- Mob/demob (6 miles)	\$1,525
Total Direct costs	\$34,447
Liability insurance @ 2.02%	\$696
Performance bond @ 1.05%	\$362
Job Superintendent 11.2 hrs @ \$140/hr	\$1,568
Profit @ 10%	\$3,445
Reclamation Management @ 5.0%	\$1,722
Total Indirect costs	\$7,793
Total Bond	\$42,240