



January 4, 2024

**RE: Cooley Reservoir and Fulton Wildlife Area (M-1999-034)  
Partial Release Request**

Ms. Gagnon,

Holcim – WCR, Inc. is requesting a partial performance and financial warranty release for the Cooley Reservoir and Fulton Wildlife Area (M-1999-034) in accordance with Rule 4.17 of Construction Material Rules and Regulations. The properties within the permit boundary for which the release is requested (Reference attached reclamation plans highlighted in red) are owned by:

Albert Frei & Sons, Inc.  
7321 E. 88<sup>th</sup> Ave.  
Suite 100  
Henderson, CO 80640

PRK Properties LLC  
773 S. 7<sup>th</sup> Ave.  
Brighton, CO 80601-3215

Holcim – WCR, Inc.  
1687 Cole Blvd., Suite 300  
Golden, CO 80401

Holcim is requesting a release of approximately **34.02 acres** resulting in approximately **365.15 acres remaining**. On August 11, 2023, the Division of Reclamation, Mining and Safety (DRMS) approved Technical Revision (TR-06) to include the following as conditions to satisfy reclamation of the permit area in question:

- 1.) **Relocation of power lines back to original location:** Holcim has contracted with Xcel Energy to move the power lines back to their original location along 100<sup>th</sup> Avenue. Lumen Technologies completed relocation of their lines October 30, 2023. Xcel Energy completed relocation of their lines late September 2023.
- 2.) **Relocation of southwest sand berm:** Following the onsite meeting on August 1, 2023 with representatives present from Holcim, Albert Frei and Sons, and DRMS; the stockpile sand berm were relocated north (onsite) to accommodate access for sloping any areas that are not currently 3:1 slopes along the southern perimeter boundary.
- 3.) **Drainage Ditch Erosion Control:** Exhibit A shows a typical design that Holcim constructed to prevent further siltation into the adjacent Fulton Ditch. This design may vary based on field conditions.
- 4.) **Mowing and seeding:** Mowing and seeding on a 25 foot strip adjacent and immediately east of Bull Seep will occur in order to re-establish native vegetation was completed December 22, 2023.

Holcim is also requesting a surety reduction of \$128,760.72 for the 34.02 acre reduction. If approved, the new bond amount will be \$1,382,039.28. Holcim has requested a release of 8.5% of the total permitted acreage. Therefore, the total bond amount should be reduced by 8.5%.



Should you have any questions or need additional information, please feel free to contact me at 702-379-4623 or by email at [wyatt.webster@holcim.com](mailto:wyatt.webster@holcim.com).

Sincerely,

A handwritten signature in black ink, appearing to read 'Wyatt R. Webster', with a long horizontal flourish extending to the right.

Wyatt R. Webster  
Environmental & Land Manager