



April 3, 2024

Lonny Lopez  
S&S Lopez LLC  
20999 State Highway 12  
Weston, CO 81091

**RE: Lopez Quarry No. 2, Permit No. M-2007-034, Inspection Problem Corrective Action Submission (REVISED)**

Dear Mr. Lopez,

On February 22, 2024 the Division of Reclamation, Mining and Safety (DRMS/Division) received corrective action submissions for the three problem citations cited in the Division's November 29, 2023 inspection. The problem citations for erosion control and the topsoil stockpile stability are considered abated.

In response to the coordinate point for the north-east boundary marker that you submitted, the Division would like to address that the approved map is drawn at a scale that does not exactly match the landscape. The Division would like to clarify, for the record, that the permit boundary post's approximate coordinates around the affected area collected during the November 29, 2023 and March 26, 2024 inspections are in what will be furthermore considered as the recognized and accurate positions.

This will be respected in-part due to the fact that excavation is nearly complete at the site, much of reclamation tasks have been completed, and the 'stockpile area' to the north of the main perimeter that's mentioned in the mining plan is undisturbed and there are no plans to disturb the area. However, if at a future point excavation re-commences and intends to move into previously undisturbed areas within the permit boundary, at minimum, a Technical Revision to update the mining and reclamation plans and maps will be required.

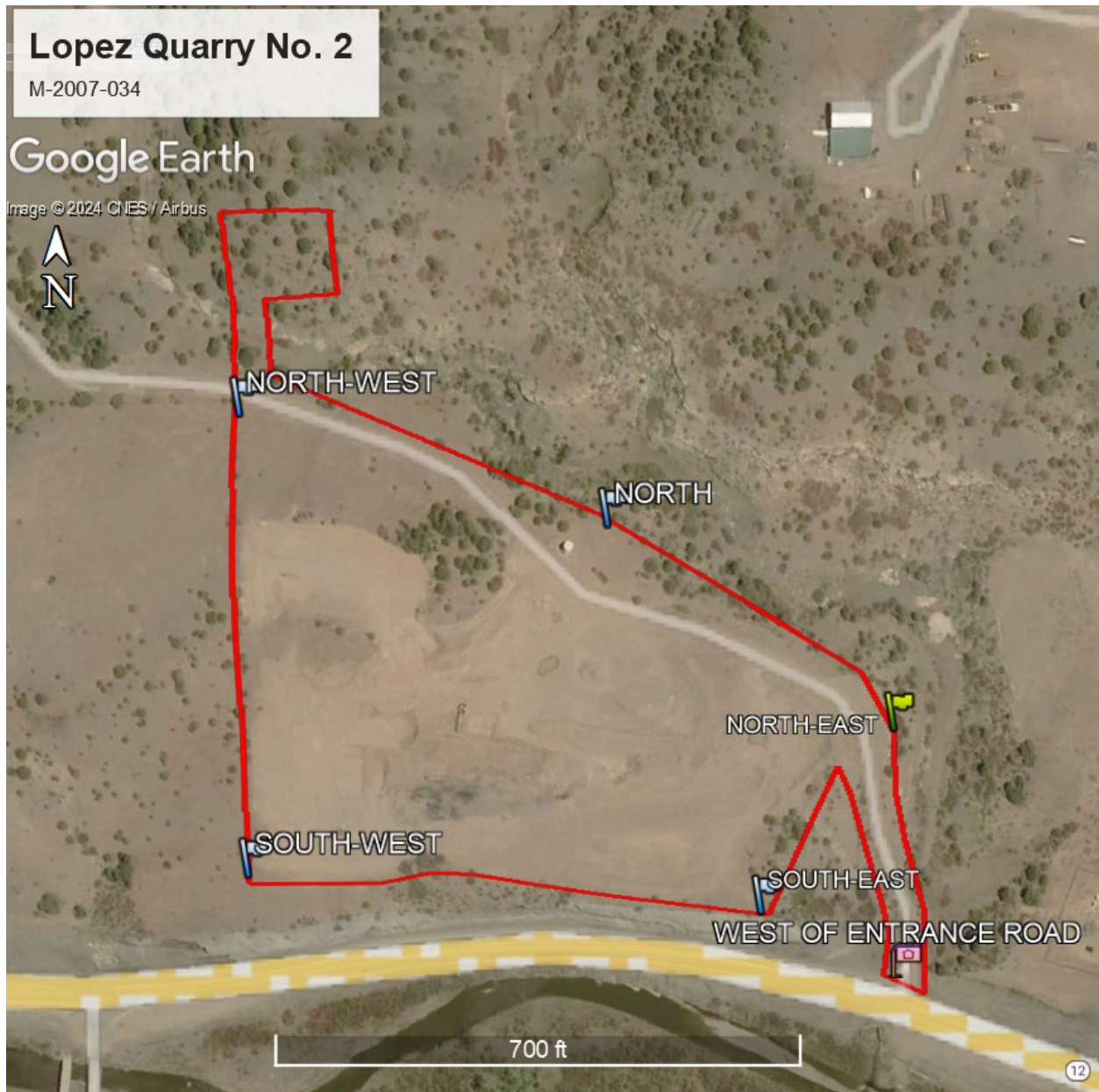
Below are the Division's estimates for the markers onsite (also, see Figure 1 below for reference). **The north-east corner of the affected area is the Division's estimate. The north-east corner post was not collected during the March 26, 2024 inspection.**

**Please provide a photo and coordinates of a marker in place in the south-east portion of the pit. If you concur with the Division's marker positions, please do so in an email response to this notice:**

- South-west: 37° 7'20.32"N, 104°46'31.55"W
- North-west: 37° 7'26.18"N, 104°46'31.59"W
- North: 37° 7'24.79"N, 104°46'25.78"W
- **North-east: 37° 7'22.00"N, 104°46'21.00"W**



- South-east: 37° 7'19.82"N, 104°46'23.33"W
- West side of entrance road to site: 37° 7'18.94"N, 104°46'21.05"W



**Figure 1:** Figure indicating agreed upon boundary marker locations. *(REVISED from the Division's original submission. The initial figure did not indicate the location of the South-East boundary marker.)*

As a reminder, the current corrective actions date is set for **May 5, 2024**. If you have any questions, please send me an email at [amber.gibson@state.co.us](mailto:amber.gibson@state.co.us) or call at 720-836-0967

Sincerely,

A handwritten signature in blue ink, appearing to read "Amber M. Gibson". The signature is fluid and cursive, with the first name "Amber" and last name "Gibson" clearly distinguishable.

Amber M. Gibson  
Environmental Protection Specialist I