

ORIGIN ID:AIAA (402) 578-9527
EMILY BRINK
KIEWIT CORPORATION
1550 MIKE FAHEY DRIVE
6TH FLOOR
OMAHA, NE 68102
UNITED STATES US

SHIP DATE: 25JUL24
ACTWGT: 0.50 LB
CAD: 1876934/INET4535

BILL SENDER

TO **HUNTER RIDLEY**
COLORADO DIVISION OF RECLAMATION
1001 EAST 62ND AVENUE, ROOM 215

DENVER CO 80216

(720) 868-7757

REF:

INV:

DEPT:

PO:



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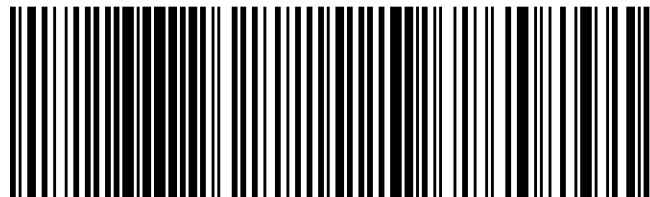
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CO-US **DEN**



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ALAN LINCOLN
Director of Real Estate
(402) 943-1349 (402) 271-2830 fax
alan.lincoln@kiewit.com

July 25, 2024

Ms. Hunter Ridley
Colorado Division of Reclamation, Mining & Safety
1001 East 62nd Avenue, Room 215
Denver, CO 80216
Sent via E-mail to Hunter.Ridley@state.co.us and via FedEx

**Subject: Request for Full/Final Release of Entire Permit Area (24.7 acres),
Kiewit Fountain Colony Pit Site (M-1987-171), Fountain, CO 80817**

Dear Ms. Ridley,

Kiewit Infrastructure Co. (Kiewit) is submitting the enclosed Request for Full or Partial Release of Permit Area/Surety Reduction form and corresponding attachments in support of a request to release the remaining reclaimed land comprising mining and reclamation area Phase V, which totals 24.7 acres. Upon approval this request would constitute a full release from the current Reclamation Plan and Permit (Permit #M-1987-171) for the Fountain Colony Pit located in El Paso County, Colorado.

In support of this full/final release request, the following figure and exhibits delineate the release area:

- Figure 1 – Permit and Affected Land Area Proposed for Release
- Exhibit C – Current Mining Plan Map
- Exhibit F – Current Reclamation Plan Map

Note that an updated permit and affected land area boundary is not shown on Figure 1 since once the release is approved, there would be no land remaining under Kiewit's permit.


In January of 2023, Kiewit requested the release of 289.2 acres, which comprised the entirety of mining and reclamation areas Phase I, Phase II, Phase III, and Phase IV, which were acquired by Copart as part of an industrial/commercial development project (Figure 1). The Colorado Division of Reclamation, Mining and Safety (DRMS) approved the release on April 27, 2023, noting that the only parcel remaining in the permit is Phase V, which encompasses the 24.7 acres to be released. For background, please refer to the existing Mining Plan and Reclamation Plan Maps included as Exhibit C and Exhibit F.

In support of the requested final release, the DRMS performed an inspection of the Fountain Colony Pit on July 17, 2024, to review revegetation efforts initiated in 2023 on a 0.5-acre portion of Phase V. The Minerals Program Inspection Report noted that reclamation across the 24.7 acres appeared adequate for release.

In summary, the remaining 24.7 acres comprising Phase V have been determined to be fully reclaimed in accordance with the approved Reclamation Plan and Permit. Therefore, Kiewit is requesting full closure of the site under the reclamation permit and release of the surety bond at this time for the Fountain Colony Pit.

Should you have any questions regarding the request, please feel free to contact me.

Sincerely,



Alan Lincoln, Director of Real Estate

Kiewit Infrastructure Co.
1550 Mike Fahey Street
Omaha, NE 68102
Direct: 402-943-1349
Cell: 402-290-6408
Alan.Lincoln@kiewit.com

Cc: Paul White, Kiewit Infrastructure Co.
Brian G. Anderson, P.G., Sespe Consulting, Inc.



COLORADO

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 24.7 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 - 1987-171

Site Name: Fountain Colony Pit

County: El Paso

Permittee: Kiewit Infrastructure Co.

Permittee Address: 1550 Mike Fahey Street

(Street Address)

Omaha

(City)

Nebraska

(State)

68102

(Zip)



Operator (If Other than Permittee): N/A

Permittee Representative: Alan Lincoln

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.

Name

Address

Phone Number

Copart, Inc.

14185 Dallas Parkway, STE #300, Dallas, TX 75240

(972) 391-5400

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."



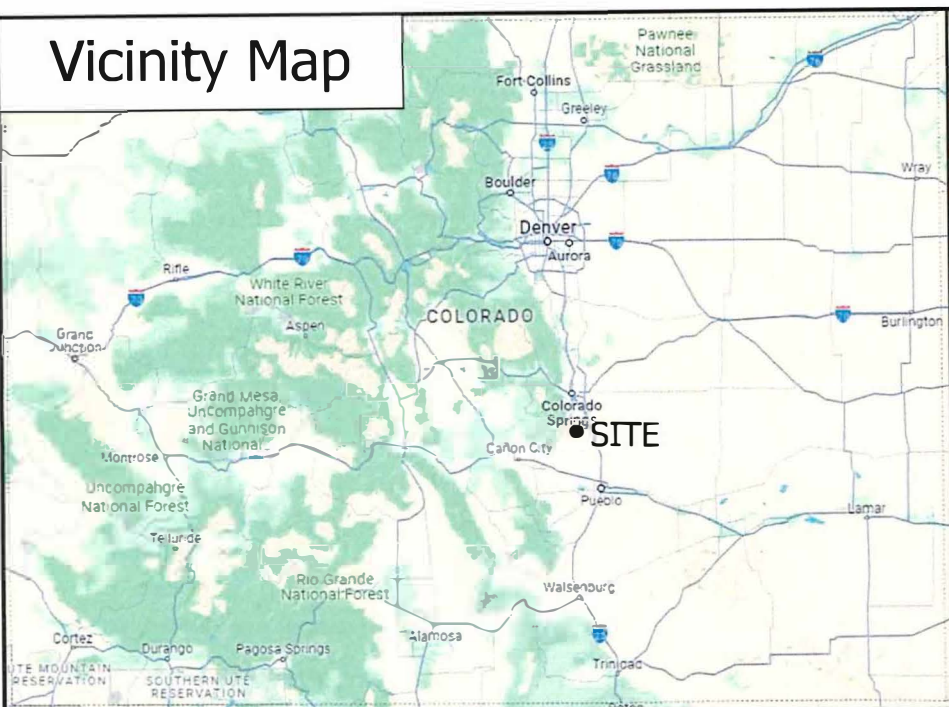
Signature of Permittee, Operator or their authorized agent

7-25-2024

Date

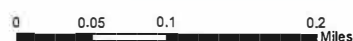
Important: In accordance with Rules 4.14.2(a) and 4.17.1(3) This release request must be submitted to the Division via certified mail and separate from any other correspondence to the Division.

Vicinity Map



Legend

- ☐ Proposed Area for Release (Phase V)
☐ Area Released in April 2023
 [] APN 5600000146



OWNER / APPLICANT
KIEWIT INFRASTRUCTURE CO.
1550 MIKE FAHEY STREET
OMAHA, NE 68102

LAND USE CONSULTANT
SESPE CONSULTING INC.
374 POLI STREET, SUITE 200
VENTURA, CALIFORNIA 93001

REVISIONS			
MARK	DATE	DESCRIPTION	BY
	07/10/24	INITIAL DRAFT	CM

REVIEWED BY: _____

DATE: _____

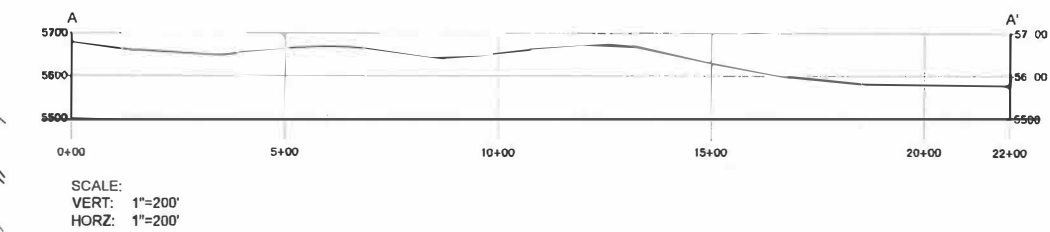
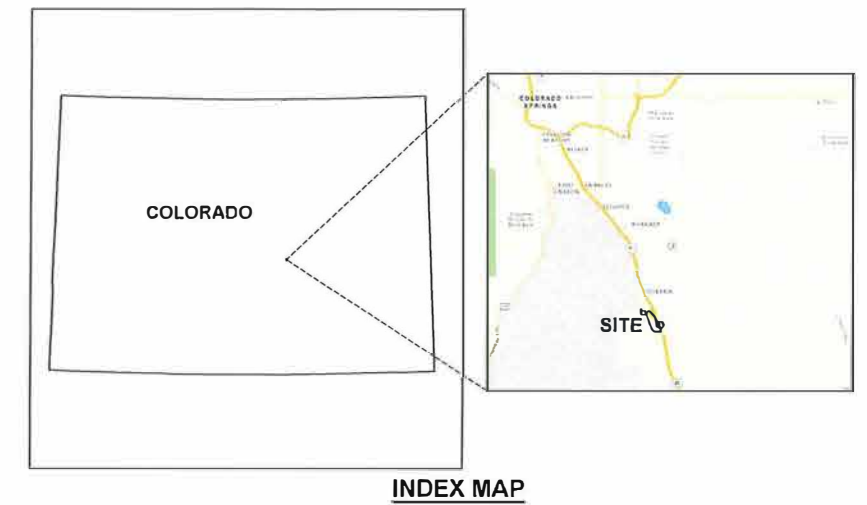
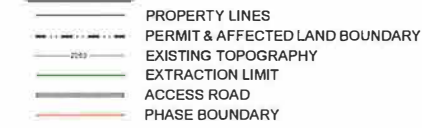
KIEWIT INFRASTRUCTURE CO.
FOUNTAIN COLONY PIT
**PERMIT AND AFFECTED LAND AREA
PROPOSED FOR RELEASE**

SCALE: HORIZ. AS SHOWN
VERT. AS SHOWN
DRAWN BY: CUP

FIGURE

SESPE
CONSULTING, INC.

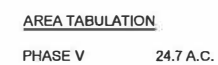
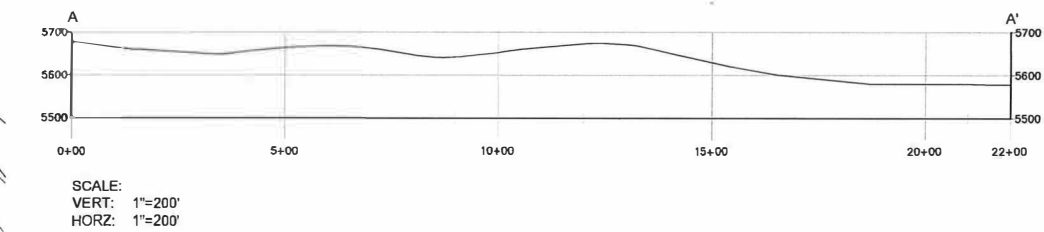
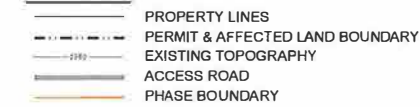
A Trinity Consultants Company
374 Poli Street, Suite 200. Ventura, CA 93001
(805) 275-1515. www.sespeconsulting.com



AREA TABULATION

PHASE V 24.7 A.C.

OWNER / APPLICANT		REVISIONS				KIEWIT	
-		MARK	DATE	DESCRIPTION	BY	INFRASTRUCTURE CO	
-			09/18/21	INITIAL DRAFT	JJC		
-							
-							
LAND USE CONSULTANT						MINING PLAN MAP	
SESPE CONSULTING, INC.		REVIEWED BY:				EXHIBIT C	
374 POLI STREET, SUITE 200		DATE:					
VENTURA, CALIFORNIA 93001		DATE:					
(805) 275-1515							



OWNER / APPLICANT		REVISIONS				KIEWIT	
+		REAC	DATE	DESCRIPTION	BY	INFRASTRUCTURE CO	
+			26/10/21	INITIAL DRAFT	SLC		
+							
+							
LAND USE CONSULTANT						RECLAMATION PLAN MAP	
SESPE CONSULTING, INC.		PREPARED BY				SCALE	HORIZ. AS SHOWN
374 POLI STREET, SUITE 200							VERT. AS SHOWN
VENTURA, CALIFORNIA 93001		DATE				DRAWN BY: G. CAMU	
(805) 275-1515		DATE				CHECKED BY: S.J.	
						EXHIBIT F	