

February 4, 2025

VIA EMAIL

Patrick Lennberg
Environmental Protection Specialist
Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203
Email: Patrick.lennberg@state.co.us

Re: Request for Extension of Preliminary Adequacy Review, 112c Construction Materials
Amendment Application (AM-1), Kirtright Pit, Permit No. M-1986-123

Dear Mr. Lennberg:

I am writing on behalf of Coulson Excavating Company, Inc. (“Coulson”) regarding the above-referenced application (the “Amendment Application”). Kaplan Kirsch LLP (“Kaplan Kirsch”) is assisting Coulson in responding to the August 14, 2024 Preliminary Adequacy Review letter (the “Letter”) provided by the Division of Reclamation, Mining and Safety (“DRMS”) and update the Amendment Application. As previously discussed, Coulson intends to narrow the scope of the Amendment Application and will submit a revised Amendment Application and response to the Letter shortly. We understand from you that additional review by DRMS may be required prior to a Board hearing on the matter, and accordingly, and at your suggestion, we are requesting an extension of the decision date referenced in the Letter to May 2, 2025. Coulson previously requested an extension of the matter until March 4, 2025.

This is in keeping with Rule 1.4.1(9) of the Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board, which provides that “[a]t the request of the Applicant, the review time may be extended and the decision date reset, not to exceed three hundred and sixty-five (365) days from the date the application was filed. The additional time may be requested to allow the Applicant an opportunity to provide information necessary to meet the adequacy requirements of the Office.” The Letter states that the application was deemed complete for purposes of filing on June 14, 2024.

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We appreciate your consideration in this matter. Please do not hesitate to contact me at (303) 825-7000 if you have any questions regarding this request or wish to discuss this matter further.

Sincerely,

A handwritten signature in blue ink, appearing to read "Polly Jessen", with a stylized flourish at the end.

Polly Jessen

cc: Ken Coulson, Coulson Excavating Company
Peter Wayland, Weiland, Inc.
Jared Ebert, DRMS