

STATE OF  
COLORADOSimmons - DNR, Leigh <[leigh.simmons@state.co.us](mailto:leigh.simmons@state.co.us)>

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## M2024023, Brown Quarry Application

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Robert Congdon <[defiancestone11@gmail.com](mailto:defiancestone11@gmail.com)>

Tue, Jul 15, 2025 at 11:11 AM

To: Simmons DNR Leigh <[leigh.simmons@state.co.us](mailto:leigh.simmons@state.co.us)>

Proof of notice

Sent from my iPhone

On Jul 15, 2025, at 11:05 AM, Simmons - DNR, Leigh <[leigh.simmons@state.co.us](mailto:leigh.simmons@state.co.us)> wrote:

Robert,

As I mentioned to you on the phone, I don't see a proof of publication of the public notice in our file (should have been published around the end of September I think). Please can you chase this up and forward a copy of the proof of publication to me?

We're getting pretty close to approval, but there are still a few final loose ends to tie up - if I need something from you I'll reply to this email thread.

I've cc'ed Ben and Jessica from Lewicki in case the question is more easily answered by them.

Leigh Simmons  
Environmental Protection Specialist



**COLORADO**  
Division of Reclamation,  
Mining and Safety  
Department of Natural Resources

P [720.220.1180](tel:720.220.1180)

Physical address: 1313 Sherman Street, Room 215, Denver, CO 80203

Mailing address: Colorado Division of Reclamation, Mining and Safety, Room 215, 1001 E 62nd Avenue, Denver, CO 80216

[leigh.simmons@state.co.us](mailto:leigh.simmons@state.co.us) | <https://drms.colorado.gov>



**Brown Quarry Public Notice Proof of Publication 241023.pdf**

293K

**AFFIDAVIT OF PUBLICATION**

State of Pennsylvania, County of Lancaster, ss:

Rachel Cozart, being first duly sworn, deposes and says: That (s)he is a duly authorized signatory of Column Software, PBC, duly authorized agent of Vail Daily, that the same weekly newspaper printed, in whole or in part and published in the County of Eagle, State of Colorado, and has a general circulation therein; that said newspaper has been published continuously and uninterruptedly in said County of Eagle for a period of more than fifty-two consecutive weeks next prior to the first publication of the annexed legal notice or advertisement; that said newspaper has been admitted to the United States mails as a periodical under the provisions of the Act of March 3, 1879, or any amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

That the annexed legal notice or advertisement was published in the regular and entire issue of every number of said weekly newspaper for the period of 4 insertions; and that the first publication of said notice was in the issue of said newspaper dated Oct. 1, 2024, Oct. 8, 2024, Oct. 15, 2024, Oct. 22, 2024

in the issue of said newspaper.

That said newspaper was regularly issued and circulated on those dates.

**PUBLICATION DATES:**

Oct. 1, 2024, Oct. 8, 2024, Oct. 15, 2024, Oct. 22, 2024

**NOTICE ID:** fvjhju7pDNxzLospBp2A

**PUBLISHER ID:** 339601

**NOTICE NAME:** 8CD06 - Brown Quarry Public Notice

**Total cost for publication:** 176.44

*Rachel Cozart*

(Signed) \_\_\_\_\_

**VERIFICATION**

State of Pennsylvania  
County of Lancaster

Commonwealth of Pennsylvania - Notary Seal  
Nicole Burkholder, Notary Public  
Lancaster County  
My commission expires March 30, 2027  
Commission Number 1342120

Subscribed in my presence and sworn to before me on this: 10/23/2024

*Nicole Burkholder*

Notarized remotely online using communication technology via Proof.

## PUBLIC NOTICE

Defiance Stone Company 1929 Dolores Way, Carbondale, CO 81623, 505-328-6860, has filed an application for a Construction Materials Limited Impact (110c) Reclamation Permit with the Colorado Mined Land Reclamation Board under provisions of the Colorado Mined Land Reclamation Act. The proposed mine is known as Brown Quarry, and is located at or near Section 34, Township 4 South, Range 86 West, on the 6th Prime Meridian.

The proposed date of commencement is October 2024, and the proposed date of completion is April 2025. The proposed future use of the land is recreation.

Additional information and tentative decision date may be obtained from the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567, or at the Eagle County Clerk and Recorder's office; 500 Broadway St, #3, Eagle, Colorado 81631, or the above-named applicant. A complete copy of the application is available at the above-named County Clerk and Recorder's office and at the Division's office.

Comments concerning the application and exhibits must be in writing and must be received by the Division of Reclamation, Mining, and Safety by 4:00 p.m., 10 days after the publication of this notice.

*Please note that under the provisions of C.R.S. 34-32-101 et seq. Comments related to noise, truck traffic, hours of operation, visual impacts, effects on property values and other social or economic concerns are issues not subject to this Office's jurisdiction. These subjects, and similar ones, are typically addressed by your local governments, rather than the Division of Reclamation, Mining, and Safety or the Mined Land Reclamation Board.*

**PUBLISHED IN THE VAIL DAILY ON TUESDAY, OCTOBER 1, 2024, TUESDAY, OCTOBER 8, 2024, TUESDAY, OCTOBER 15, 2024 AND TUESDAY, OCTOBER 22, 2024.**