

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

Phone: (303) 866-3567

FAX: (303) 832-8106



John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

March 27, 2012

Thomas O'Rourke
O'Rourke Excavating, Inc.
2489 CR 15
South Fork, CO 81154

**Re: O'Rourke Pit, File No. M-2012-007, Receipt of 110 Construction Materials
Reclamation Permit Application**

Dear Mr. O'Rourke,

On March 27, 2012, the Division of Reclamation, Mining and Safety received your 110 Construction Materials Reclamation Permit application for the O'Rourke Pit, which is located in Rio Grande County. All comment and review periods began on March 27, 2012. The decision date for your application is scheduled for April 26, 2012.

Newspaper publication of a notice regarding the filing of your application and transmittal of a copy of the notice to all owners of record of surface and mineral rights, holders of any recorded easements, and all owners of record of lands that are within 200 feet of the boundary of the affected land is required within 10 days after submittal. You must submit proof of the notice and mailings, such as Certified Mail - Return Receipt Requested, to the Division of Reclamation, Mining and Safety prior to the decision date. Additionally, any changes or additions to the application on file in our office must also be reflected in the public review copy which has been placed with the Rio Grande County Clerk and Recorder.

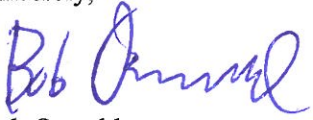
The Division is reviewing your application to determine whether it is adequate to meet the requirements of the Act. We will contact you if additional information is needed.

Please be reminded that all operators must contact the Colorado Department of Health, Water Quality Control Division regarding storm water permits.

If you have any questions, please contact me at the Division's Durango Field Office: 691 CR 233, Room A-2, Durango, CO 81301; telephone 970-247-5193.

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Sincerely,

A handwritten signature in blue ink, appearing to read "Bob Oswald". The signature is fluid and cursive, with the first name "Bob" being more prominent.

Bob Oswald
Environmental Protection Specialist

cc: Steve Shuey, DRMS Grand Junction

(c:\12-03 docs\Orouke app complete/rco)