

ADJUDICATORY RESPONSES

5/17/12

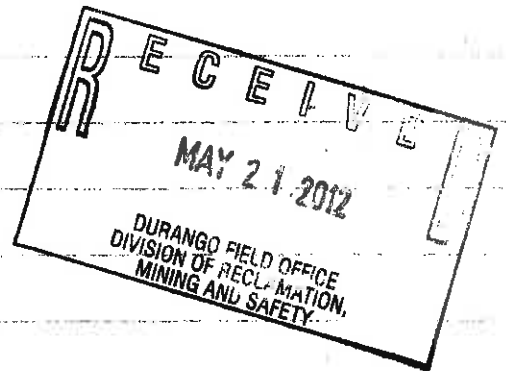
These Exhibits are additions
to the application for O'Rourke At

m-2012-007

Thank you Thomas O'Rourke

Exhibit I

Resend 5/17/12



MR Bob Oswald

691 CR 223 Room A2

Durango Co 81301

This letter is to verify that on March 17, 2012,
a copy of O'Rourke Excavating, Inc.'s revisions of the
Application for a 100 mining permit was delivered to the
Rio Grande County clerk and recorder's office by
Thomas O'Rourke, agent for O'Rourke excavating, Inc.

Acknowledgement of Receipt of Copy of App.

Signed: Michelle Mattox title Chief Deputy

Date: 5/17/2012

Exhibit "C" Mining Plan

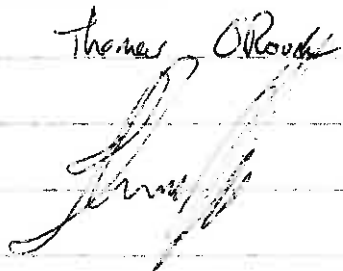
5/17/12

If excavation goes deeper and some backfilling becomes necessary I would like to be allowed to use a byproduct of onsite processing, such as fines or other inert material,

The method of highwall reduction is to push down with dozer. The highwall will be $\frac{1}{2}$ of the wedge so dozer can fill the wedge to create a 3:1 slope, and stay inside the boundary. There will be sufficient equipment maneuvering room inside the boundary.

The maximum amount of Imported material that will be onsite at a time is 300 yds.

I will notify this office prior to each time I plan to Import materials

Thomas O'Rourke


5/17/12

Exhibit C mining Plan

unmined land around the power poles will be 10 Feet from the poles with a 3 to 1 slope after the 10 Feet to pit floor.

I will leave sufficient room of unmined land north of pit, and stay away from stockpile areas, so as not to lose any topsoil. I will reclaim all mined areas as soon as possible and use topsoil from ongoing mining areas for reclamation.

I will ensure that the topsoil is protected while it is stockpiled, with gentle slopes to allow revegetation, control weed growth and prevent erosion. I will be using a Truck Loader and Bull dozer.

I will begin reclaiming the slopes as soon as I can. Pit walls will be $\frac{1}{2}$ cut into the slopes, so a bull dozer can push down $\frac{1}{2}$ of slopes to create a 3:1 slope.

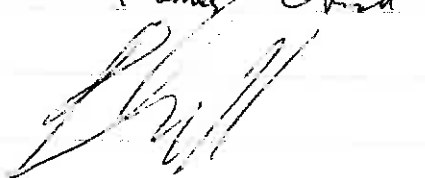
James O'Rourke


Exhibit D " Reclamation Plan 5/17/12

I am aware that sometimes seeding does not germinate the 1st time and reseeding is required.

12 inches of topsoil will be stripped and 4 to eight inches of topsoil will be replaced. Some areas could go as thick as 8" to 12" inches but no topsoil will be sold.

thank ya Thomas O'Rourke

Cell phone 719-580-9602