

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

June 12, 2012

Notice to Parties and Interested Persons to the Animas Glacier Gravel (AGG) Permit Application

RE: Formal Public Hearing for Animas Glacier Gravel (AGG) 112c permit application, Permit No. M-2011-028

Dear Party:

The Colorado Division of Reclamation, Mining, and Safety (DRMS) has received objections to the permit application for Animas Glacier Gravel (AGG).

Therefore, staff has scheduled the matter for Formal Public Hearing before the Colorado Mined Land Reclamation Board, for consideration of the application. The hearing will occur during the **July 11 & 12, 2012** Board meeting at Centennial Building, 1313 Sherman Street, Room 318, Denver, Colorado 80203, commencing at 9:00 a.m. on July 11th and 12th or as soon thereafter as the matter can be considered. Parties and interested persons will have the opportunity to be heard.

A Pre-hearing Conference has been scheduled to occur on **June 26, 2012**, beginning at 11:00 a.m. at the Durango Field Office of the Division of Reclamation, Mining, and Safety, located at 691 CR 233, Suite A-2, Durango, CO 81303. Ms. Sandra Brown will preside as Pre-hearing Conference Officer.

The purpose of the Pre-hearing Conference is to describe the Office's review process, to explain the rights and responsibilities of parties, to discuss and resolve issues to the extent possible, to describe the Board Hearing processes, to determine the list of issues under the Board's jurisdiction and to simplify the list, and to determine who has demonstrated standing to be a party to the Formal Board Hearing. **Lists of any exhibits and witnesses the parties intend to present at the formal hearing must be exchanged between the parties at the pre-hearing conference.** Failure to participate in the Prehearing Conference will result in the loss of your party status.

After the conference, the Pre-hearing Conference Officer shall cause to be drafted a Pre-hearing Order. The Pre-hearing Order will be mailed to all parties within 10 working days after the conference and will contain a list of the parties, provide a recommended list of issues to be considered by the Board, and outline a schedule for the hearing with time allotments set for presentations by each party and the Office. The conditions of the Pre-hearing Order are not final until adopted or approved by the Board at the Formal Board Hearing. Any party has the right to file a motion to the Board to review any decision

of the Pre-hearing Conference Officer according to the provisions of Rule 2.6(1) of the Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for Hard Rock, Metal and Designated Mining Operations, promulgated May, 1977, amended August, 2001.

The Formal Public Hearing for this issue is scheduled to occur during the July 11 & 12, 2012 meeting of the Mined Land Reclamation Board at 1313 Sherman Street, Room 318, Denver, Colorado, beginning each day at 9:00 a.m. or as soon thereafter as the matter can be considered.

Please review the informational memo included with the previous mailing related to this application, dated October 2, 2001, RE: Citizen Participation in the 112 Reclamation Permit Application Process *Revised October 19, 2000, August 2, 2004, and January 12, 2006* and complete either of the last two pages, if applicable, and return the completed form to the Division.

Please be aware that various issues may result in postponement or rescheduling of the pre-hearing conference and the hearing before the Mined Land Reclamation Board.

Please contact me at the Division Office 691 CR 233, Ste. A-2, Durango, CO 81303, phone (970) 259-5861, if you have any questions.

Sincerely,



Kate Pickford
Environmental Protection Specialist

Attachment: Certificate of Service

CERTIFICATE OF SERVICE

I, Kate Pickford, hereby certify that on this 6th day of April, 2012, I deposited a true copy of the foregoing (description of document) RE: Formal Public Hearing for Animas Glacier Gravel (AGG), Permit No. M-2011-028 in the United States Mail, postage paid, addressed to the following:

Erick Aune, AICP
Planning Director
La Plata County Planning Department
1060 E. 2nd Ave.
Durango, CO 81301

Russell D. Howard
Animas-La Plata Operation, Maintenance and Replacement Assoc.
103 Everette Street
Durango, CO 81303

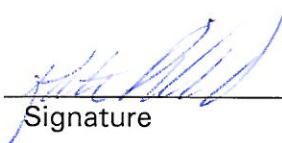
Barry Longwell
United States Department of the Interior
103 Everette Street
Durango, CO 81303

John Roberts, AGO for the Colorado Mined Land Reclamation Board

Jeff Fugate, AGO for the Division of Reclamation, Mining, and Safety

Sandy Brown, DRMS

Steve Shuey, DRMS



Signature