

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

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August 28, 2012

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

Notice to Parties to the Animas Glacier Gravel Permit Application

Re: Animas Glacier Gravel (AGG), File No. M-2011-028, Proposed Permit Approval with Stipulation and Party Status

To Whom it May Concern:

Relative to the informal hearing held on August 15, 2012, the Division of Reclamation, Mining, and Safety (Division) is proposing the approval of the application for the Animas Glacier Gravel (AGG) with the following stipulation:

The operator will be required to submit a Technical Revision to address the final design plans for the potential effects related to storm water detention and release and run off as it pertains to discharge restrictions and impacts to the drop structure in Basin Creek. Any drainage into Basin Creek relative to the road construction will also be addressed through the Technical Revision process prior to construction of these portions of the road. Approval of the Technical Revision is required prior to any mining-related excavation at the site.

The approval of the permit application with this stipulation will allow the operator to commence installation of the access road. This approval, however, does not give the operator permission to perform any excavation relative to mining until the technical revision process is completed.

As part of this technical revision, the current parties to the application will be notified upon submittal of the technical revision materials. The current parties will have the opportunity to provide input regarding the final designs within a reasonable time frame. Any decision by the Division may be appealed to the Mined Land Reclamation Board for a hearing if a party is not satisfied with the manner in which the operator and Division have addressed the concerns relative to the stipulation.

In that the concerns voiced by your agency will be addressed through the above process, please sign below to indicate that you and your agency are withdrawing party status relative to the approval of the permit with the above stipulation. Please return the signed document to Kate Pickford, DRMS, 691 CR 233, Ste., A-2, Durango, CO, 81303 before August 28th, 2012.

Printed Name

Signature

Agency

Title