

BE IT FURTHER RESOLVED THAT the Board of County Commissioners for the County of Routt, State of Colorado, approves the issuance of the Special Use Permit based upon the testimony and facts presented at the public hearing, subject to the following conditions:

1. A bond shall be submitted to Routt County in an amount of \$25,000 for damage to private and public property (drainage ditches, fences, bridges, roads, etc.). However, Peabody Coal's existing \$25,000 bond with the County can be used if it can be rolled-over to cover the new sites.
2. County roads used for the hauling of gravel must be able to accommodate the proposed additional traffic. All haulage roads must have adequate signage at intersections and any other locations which may require additional signage. All relocated County roads must have adequate dedicated right-of-way and must meet, at a minimum, County road standards. Hauling of gravel shall take place only to the east of the Mesa Gravel Pit access road on Routt County Road 51 B.
3. All road and bridge repair and maintenance agreements made with the County prior to permit issuance must be adhered to.
4. This Special Use Permit limits use to extraction only. Any additional facilities or operations not presented in the original mining operation plan are not allowed without approval from the Board of County Commissioners.
5. The Special Use Permit is in effect until termination of active production or for the life of the mine, whichever comes first, providing all mining conditions are complied with throughout the mine's operation.
6. All sand and gravel Special Use Permits will be reviewed every three years to ensure compliance with all terms of the Special Use Permit.
7. Hauling shall take place on State or Federal Highways, when possible, when hauling roads are not used.
8. Sanitary facilities are to be located on or near the extraction site.
9. Effective weed control is to be exercised on the total area.
10. Mitigation measures for cessation of operations during critical periods for the Greater Sandhill Cranes should be implemented if deemed necessary by the Colorado Division of Wildlife.
11. An agreement with the Hayden School District concerning the hauling of gravel during the hours that school buses are running is to be formalized.
12. The finalized agreement between Peabody Coal and the Power Company concerning the distance of removal of gravel around the power lines

RESOLUTION RE: SPECIAL USE PERMIT
PEABODY COAL COMPANY
Page 3

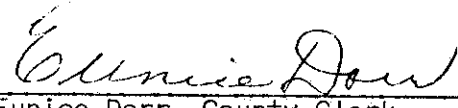
is to be submitted to the Planning Department.

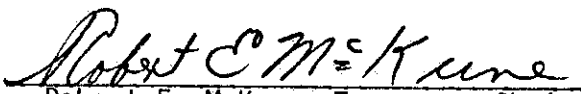
13. Mitigation for dust control is to be addressed.
14. Mitigation measures are to be taken to show that the original amount of drainage will return to the Craig Weaver water basin.

DONE this 27th day of April, 1982

ATTEST:

BY THE BOARD OF COUNTY COMMISSIONERS


Eunice Dorr, County Clerk


Robert E. McKune, Temporary Chairman

VOTE: Doug Boggs: Aye
Robert E. McKune: Aye
Pat Holderness: Aye