

# 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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September 26, 2013

Beth Fucaloro  
Steamboat Pilot  
Attention: Legal Notices  
P.O. Box 774827  
FAX9708792888  
Steamboat Springs, CO 80477

John W. Hickenlooper  
Governor

Mike King  
Executive Director

Loretta E. Pineda  
Director

**Re: Peabody Sage Creek Mine (Permit No. C-2009-087)  
Technical Revision Application No. 7 (TR-7)**

To Whom It May Concern:

Please publish the attached legal notice in the *Steamboat Pilot*, **one time**, as soon as possible. For reimbursement, please send the invoice and proof of publication to Ms. Mary Rodriguez of our office at the above address. For questions regarding the publication, please contact me.

Please respond to [Jason.musick@state.co.us](mailto:Jason.musick@state.co.us) to verify receipt of this publication request.

Thank you for your cooperation.

*Jason D. Musick*  
*Environmental Protection Specialist*  
*[Jason.musick@state.co.us](mailto:Jason.musick@state.co.us)*

Enclosure

C-TR-11

## NOTICE OF PROPOSED DECISION

The Colorado Division of Reclamation, Mining and Safety proposes to Approve Technical Revision Application No. 7 (TR-7) for the Peabody Sage Creek Mine (Permit No. C-2009-087), submitted by Peabody Sage Creek Mining, LLC. Based on on-going start-up construction of the Peabody Sage Creek Mine, Technical Revision No. 07 (TR-07) updates the drainage and sediment control plan for the site. In addition, TR-07 includes the as-built information for the Upper and Lower Sumps and the haul roads and access roads within the South Facilities Area.

The Peabody Sage Creek Mine is a/an Underground coal mine located in Routt County/Counties, approximately 9 miles SE of Hayden. Coal interest is Federal, state and private, and the surface affected is Federal, state and private land. The permit area encompasses approximately 10,164.00 acres.

This proposed decision is based on a finding that the proposed operation will comply with all requirements of the Colorado Surface Coal Mining Reclamation Act, Section 34-33-101, *et seq.*, C.R.S., and the regulations promulgated thereunder.

Copies of the proposed decision, including stipulations, are on file for public inspection at the Colorado Division of Reclamation, Mining and Safety, Room 215, Centennial Building, 1313 Sherman Street, Denver, Colorado 80203. Persons with an interest that may be adversely affected by the proposed decision may request a formal hearing before the Mined Land Reclamation Board on the proposed decision. Such request must be made within ten (10) days of the initial publication of this notice, must be in writing, and must state with reasonable specificity the reasons for the request and the objections to the proposed decision.