

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215
Denver, Colorado 80203
Phone: (303) 866-3567
FAX: (303) 832-8106



October 29, 2013

Bud and Teresa Benson Family Living Trust
16201 E Yucca Ash Farm Rd
Sonoita, AZ 85637-6702

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

**Re: Proposed Decision
Permit Renewal Application No. 6 (RN-6)
New Horizon Mine (Permit No. C-1981-008)**

Dear Mr. and Mrs. Benson:

The Colorado Division of Reclamation, Mining and Safety is proposing to approve a renewal application for a coal mining and reclamation permit. The application was submitted by Western Fuels-Colorado, LLC on November 13, 2012 for the New Horizon Mine. In accordance with Rule 2.08.5(3)(b) of the Rules and Regulations of the Colorado Mined Land Reclamation Board for Coal Mining, we are providing notice of this proposed decision.

Any person with an interest which may be adversely affected by the proposed decision may request a formal hearing before the Mined Land Reclamation Board within 30 days of the first publication of the public notice by the Division in the *San Miguel Basin Forum*.

The Surface mine is located approximately 1.7 miles Northwest of Nucla, Colorado. The permit area is further described as follows, from the New Mexico Principal Meridian:

Section 25, T 47 N, R 16 W:	SW ¼
Section 6, T 46 N, R 15 W:	W ½ NE ¼; W ½ SW ¼ NE ¼; NW ¼; N ½ NE ¼ SW ¼; N ½ SE ¼; N ½ SE ¼ SE ¼
Section 31, T 47 N, R 15 W:	SW ¼
Section 1, T 46 N, R 16 W:	N ½ NE ¼ NE ¼; NW ¼ NE ¼; NW ¼ SE ¼ NE ¼; NE ¼ NW ¼; N ½ SE ¼ NW ¼
Section 36, T 47 N, R 16 W:	SW ¼; SE ¼

Copies of the renewal application are available for public review in the Division offices at the above address and at the Montrose County Courthouse Nucla Annex. A Copy of the Division's "Proposed Decision and Findings of Compliance" is also available at those locations.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in blue ink that reads "Marcia L. Talvitie".

Marcia L. Talvitie, P.E.
Environmental Protection Specialist
Marcia.talvitie@state.co.us

C-RN-16