

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

Chris Gilbreath
Tri-State Generation and Transmission Association, Inc
P.O. Box 33695
Denver, CO 80233-0695

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. Gilbreath:

Enclosed you will find the Division of Reclamation, Mining and Safety's Proposed Decision Package for Permit Renewal No. 6 at the New Horizon Mine. Notice of the proposed decision will be published in the *San Miguel Basin Forum* as soon as possible. The first publication will initiate the thirty (30) day public comment period for the Division's decision.

Please refer to the Performance Bond heading on the enclosed proposed decision form. If the amount of Bond Held equals or exceeds the Revised Liability, you need not submit additional bond. However, if the Revised Liability exceeds the Bond Held, please submit additional bond or rider to your existing bond that equals or exceeds the Revised Liability. The permit will not be issued until the Division has received and approved the bond.

If there are stipulations attached, please sign and return the proposed decision form to the Division.

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

Enclosure

cc: Greg Lewicki, Greg Lewicki and Associates, PLLC

C-RN-10



COLORADO DIVISION OF RECLAMATION, MINING AND SAFETY
1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567

COAL MINING PERMIT - PERMIT RENEWAL DECISION

New Horizon Mine, Western Fuels-Colorado, LLC
Permit No. C-1981-008

The Division of Reclamation, Mining and Safety has proposed the decision stated below. Provided there are no objections, the Division will issue the permit upon the termination of the thirty (30) day public comment period, beginning with the initial publication in the *San Miguel Basin Forum*, in accordance with Rule 2.07.4(3)(c).

Permit Renewal No. 6

Decision: Approve

Submittal Date: November 13, 2012

Decision Date: October 29, 2013

Description of Renewal: Permit Renewal No. 6

DIVISION OF RECLAMATION, MINING AND SAFETY PERMITTEE

Andrew L. Brown

Authorized Representative - Division

Authorized Representative - Permittee (if applicable)

Date: October 29, 2013

Date:

CHANGE IN ACREAGE	REVISED TOTAL ACREAGE	PERFORMANCE BOND
Disturbed: 0.00	Disturbed: 866.66	Prior Liability: \$5,042,302.00
Affected: 0.00	Affected: 866.66	Change in Liability: \$660,398.81
Permit: 0.00	Permit: 926.06	Revised Liability: \$5,702,700.81
State: 0.00	State: 0.00	Bond Held: \$5,702,700.81
Federal: 0.00	Federal: 0.00	
Private: 0.00	Private: 926.06	

REVISED APPLICATION PAGES

None

DELETED APPLICATION PAGES

None

REVISED MAPS

None

DELETED MAPS

None