

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

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November 4, 2013

San Miguel Basin Forum

P.O. Box 9

Nucla, CO 81424

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

**Re: New Horizon Mine (Permit No. C-1981-008)
Bond Release Application No. 13 (SL-13)**

To Whom It May Concern:

Please publish the enclosed legal notice in the *San Miguel Basin Forum* **once per week for two consecutive weeks**, 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 or correspondence regarding the publication, please contact me.

Please respond to Marcia.talvitie@state.co.us to verify receipt of this publication request.

Thank you for your cooperation.

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

Enclosure

C-SL-14

Notice of Proposed Decision

The Colorado Division of Reclamation, Mining and Safety has issued a proposed decision to Approve Bond Release Application No. 13 (SL-13) for the New Horizon Mine, Permit No. C-1981-008. The Surface operation is operated by Western Fuels-Colorado, LLC under the provisions of the Colorado Surface Coal Mining Reclamation Act of 1979. The bond release application was submitted by Western Fuels-Colorado, LLC on May 9, 2012. The applicant has requested Phase I bond release for backfilling and grading activities conducted on 100.16 acres located northwest of the intersection of 2700 Road and BB Road. The applicant has also requested Phase III (final) bond release for 7.22 acres. Included is the reconstructed segment of 2700 Road that passes through the permit area and the reconstructed BB Road, east of 2700 Road. The affected area is located in Montrose County, approximately 1.7 miles Northwest of Nucla, Colorado.

Copies of the proposed decision are available for review at the Colorado Division of Reclamation, Mining and Safety office, 1313 Sherman Street, Room 215, Denver, Colorado 80203, and on the Division's website at

<http://mining.state.co.us/Reports/MiningData/Pages/ImagedDocumentData.aspx>. A user's guide for our document imaging system is also available in pdf format at the same web address.

Any person who has an interest which is or may be adversely affected may request an adjudicatory hearing regarding this proposed decision. Requests for a hearing must be made in writing within thirty (30) days of the first publication of this notice, and shall state with reasonable specificity the reasons for the request and objections to the proposed decision.