

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



November 7, 2013

Ron Thompson
New Elk Coal Company, LLC
12250 Highway 12
Weston, CO 81091

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

**Re: New Elk Mine (Permit No. C-1981-012)
Proposed Decision - Technical Revision No. 64 (TR-64)
Construct 29 Foot Diameter Ventilation Shaft.**

Dear Mr. Thompson:

Enclosed you will find the Division of Reclamation, Mining and Safety's Proposed Decision for Technical Revision No. 64 at the New Elk Mine. Notice of the proposed decision will be published in the *The Chronicle - News* as soon as possible. The first publication will initiate the ten (10) 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. This Technical Revision must not be implemented until this proposed decision becomes final and until any required increase in bond is submitted to and approved by the Division.

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, appearing to read "L. Simmons".

Leigh D. Simmons
Environmental Protection Specialist
Leigh.Simmons@state.co.us

Enclosure

C-TR-08



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

COAL MINING PERMIT - TECHNICAL REVISION DECISION

New Elk Mine, New Elk Coal Company, LLC
Permit No. C-1981-012

The Division of Reclamation, Mining and Safety has proposed the decision stated below. Provided there are no objections, the decision will become effective upon the termination of the ten (10) day public comment period, in accordance with Rule 2.08.4(6)(b)(iii).

Technical Revision No. 64

Decision: Withdraw

Submittal Date: April 6, 2012

Decision Date: October 29, 2013

Description of Revision: Construct 29 Foot Diameter Ventilation Shaft.

DIVISION OF RECLAMATION, MINING AND SAFETY PERMITTEE

Andrea Z. Brown

Authorized Representative - Division

Authorized Representative - Permittee (if applicable)

Date: November 7, 2013

Date:

CHANGE IN ACREAGE	REVISED TOTAL ACREAGE	PERFORMANCE BOND
Disturbed: 0.00	Disturbed: 222.60	Prior Liability: \$4,183,216.08
Affected: 0.00	Affected: 2,899.21	Change in Liability: \$0.00
Permit: 0.00	Permit: 4,198.90	Revised Liability: \$4,183,216.08
State: 0.00	State: 3,288.40	Bond Held: \$4,133,137.02
Federal: 0.00	Federal: 0.00	
Private: 0.00	Private: 910.50	

REVISED APPLICATION PAGES

N/A

DELETED APPLICATION PAGES

N/A

REVISED MAPS

N/A

DELETED MAPS

N/A