

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

November 22, 2013

Jerry Nettleton
Twentymile Coal, LLC
29515 Routt County Road No. 27
Oak Creek, CO 80467

Re: Foidel Creek Mine (Permit No. C-1982-056)
Minor Revision No. 270 (MR- 270)
7-Right Thickener Underflow Borehole and Pipeline.

Dear Mr. Nettleton:

We have received your application for a minor revision to your permit to conduct coal mining in Colorado. Our initial review indicates that all preliminary items required by Rule 2.08.4(5) have not been submitted. Thus, your application is incomplete for the purposes of filing as of November 22, 2013.

- The cover letter states that a cultural resource survey has been requested. The survey results will need to be submitted and reviewed by the Division prior to approval.

- The cover letter states that a CPW consultation has been requested. The consultation review by CPW will need to be submitted and reviewed by the Division prior to approval.

- An updated Map 29 identifying the proposed area and any request stream buffer zone variances will need to be submitted and reviewed by the Division.

- Exhibit 49T already exists as "Water Treatment Pilot Plant", please provide information as to the placement of the proposed new exhibit.

- The text on proposed page 2.05-32.3 does not match approved page 2.05-32.3

- The information on proposed pages 2.05-84.7 through 84.9 has omitted approved and required information concerning the 18LT Mine Water Transfer Pipeline, the 19RT Dewatering Borehole and Pipeline, the 15LT Vent Shaft, the 16LT Utility Borehole and topsoil information concerning the 18LT Vent Shaft, the 19RT Mine Dewatering Borehole, the 15RT Vent Shaft and the 16LT Utility Borehole.

- The text on proposed pages 2.05-97.3 and 97.4 do not match the currently approved pages.

- Due to the location of the proposed activities, please discuss the approval provided by the authority with jurisdiction over Routt County Road 33 to allow TC to conduct the proposed operation within 100 feet of the outside right-of-way of RCR 33

- No discussion of the proposed activities being classified as an SAE was identified in the proposed text. Please provide reference to already approved SAE designs or any new designs associated with the activities proposed.

- If any permitting is required by the US Army Corp of Engineers to conduct activities within proximity to Foidel Creek, please provide this information to the Division for Review.

In accordance with Rule 2.07.3(1), you have the opportunity to amend, review, or otherwise make

your application complete.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jason D. Musick", written in a cursive style.

Jason D. Musick
Environmental Protection Specialist
Jason.musick@state.co.us