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 26, 2013

William A. Bear Bowie Resources, LLC P.O. Box 483 Paonia, CO 81428

Re: Bowie No. 2 Mine (Permit No. C-1996-083)

Proposed Decision - Technical Revision No. 83 (TR-83)

Expand B Seam Material Storage Area

Dear Mr. Bear:

Enclosed you will find the Division of Reclamation, Mining and Safety's Proposed Decision for Technical Revision No. 83 at the Bowie No. 2 Mine. Notice of the proposed decision will be published in the *Delta County Independent* as soon as possible. The first publication will initiate the ten (10) day public comment period for the Division's decision.

Documentation must be submitted to the Division demonstrating that a copy of the approved revision application was sent to the Office of Surface Mining and the Bureau of Land Management. The material should be sent within 15 days of final approval.

Please refer to the <u>Performance Bond</u> 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,





John W. Hickenlooper Governor

Governor

Mike King Executive Director

Loretta E. Pineda Director Susan L. Burgmaier Environmental Protection Specialist Susan.burgmaier@state.co.us

Enclosure

cc: Jeffrey W. Fleischman, Office of Surface Mining, with enclosures Jim Stover, J.E. Stover & Associates

C-TR-06



COLORADO DIVISION OF RECLAMATION, MINING AND SAFETY

1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567

COAL MINING PERMIT - TECHNICAL REVISION DECISION

Bowie No. 2 Mine, Bowie Resources, LLC Permit No. C-1996-083

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. 83 Decision: Approve with conditions

Submittal Date: October 1, 2013 Decision Date: November 26, 2013

Description of Revision: Expand B Seam Material Storage Area

Stipulation(s) attached; Provide authorized signature and return the form to the Division

DIVISION OF RECLAMATION, MINING AND PERMITTEE

SAFETY

Authorized Representative - Division

Authorized Representative - Permittee (if applicable)

Date: November 26, 2013

Sandu Z. Brown

Date:

CHANGE IN ACREAGE REVISED TOTAL ACREAGE PERFORMANCE BOND

Disturbed: 0.00 Disturbed: 379.54 Prior Liability: \$10,908,656.18

Affected: 5,787.10 Change in Liability: (\$6,177.28)

Permit: 9,196.50 Revised Liability: \$10,902,478.90

State: 0.00 State: 0.00 Bond Held: \$10,927,561.06

Federal: 0.00 Federal: 3,831.60 Private: 0.00 Private: 5,364.90

REVISED APPLICATION PAGES REVISED MAPS

Volume I: Page 2.05-64; Reclamation Cost Estimate Volume II; Maps 15-2, 20, and 21-2

<u>DELETED APPLICATION PAGES</u>
<u>DELETED MAPS</u>

None None

Bowie No. 2 Mine (Permit No. C1996083) Technical Revision No. 83

Stipulations

30 - The 14,000 cy of cover fill material approved to be moved from the B Portal storage area must be direct hauled to, and used as permanent cover material for, regraded portions of Gob Pile #4. Material removed from the B Portal storage area may not be mixed with or incorporated into the waste material.