

**Memorandum**

Date: December 3, 2013

To: Mined Land Reclamation Board

From: Travis Marshall

RE: JD-9 Mine; DRMS Permit No. M-1977-306; Consent Agenda Item

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The following documents have been included in the Board Packet:

1. Notarized Consent Agenda Summary Form – December 3, 2013
2. Decision Date Extension Request – December 2, 2013

**RECEIVED**

DEC 03 2013

GRAND JUNCTION FIELD OFFICE  
DIVISION OF  
RECLAMATION MINING & SAFETYCOLORADO DIVISION OF RECLAMATION, MINING AND SAFETY  
STAFF SUMMARY FORM FOR  
CONSENT AGENDA ITEMS

Date	12/3/2013	Operator	Cotter Corporation
Permit No.	M-1977-306	Site Name	JD-9 Mine
Specialist	Travis Marshall	Objecting Party	INFORM

**Action:**

- ☒ Permit Amendment with objections  
☐ Violation  
☐ Extension of Board-ordered deadline

**Resolution:****NATURE OF ISSUE:**

On October 1, 2012 Cotter Corporation submitted an amendment application (AM-1) for the JD-9 Mine to incorporate an Environmental Protection Plan (EPP) into their permit. The application was deemed complete for the purposes of filing on October 11, 2012. The Division received a timely objection to AM-1 from the Information Network for Responsible Mining (INFORM). On September 18, 2013 the Board approved a 90 day extension beyond the 365 day limit imposed by Rule 1.4.1(9). There are still outstanding adequacy review issues and it is unlikely that they can be addressed by the current decision date of January 8, 2014. The Operator and the Division agree that additional time is needed in order to adequately address the outstanding issues. The Operator has requested to extend the decision due date until February 21, 2014. The Division believes that this will allow adequate time for the operator to address the outstanding issues, for the Division to review any new materials submitted by the Operator, and to comply with the public participation process requirements.

**STAFF RECOMMENDATION:**

Staff recommends the Board approve extending the review period to February 21, 2014.

**Operator(s) Signature:**

By signing this, the Operator agrees with the request to extend the review period beyond January 8, 2014 to February 21, 2014, as outlined above on the Staff Summary Form for Consent Agenda Items.

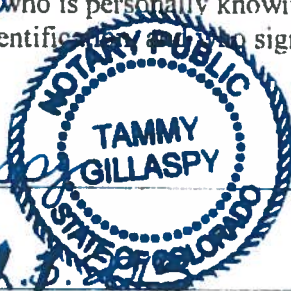
Glen Williams 12/5/13  
Operator Signature Date

STATE OF Colorado }

COUNTY OF Montrose }

The forgoing instrument was hereby acknowledged before me this 3 day of December 2013 by Glen Williams who is personally known to me or has provided Drivers License, as identification, and he signed this instrument willingly.

Tammy Gillaspie  
Notary Public



My commission expires: 11.3.2015



**VIA EMAIL and U.S. MAIL**

December 2, 2013

Travis Marshall  
Colorado Division of Reclamation, Mining and Safety  
Grand Junction Field Office  
101 S. Third St, Room 301  
Grand Junction, Colorado 81501

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DEC 02 2013

GRAND JUNCTION FIELD OFFICE  
DIVISION OF  
RECLAMATION MINING & SAFETY

RE: Request for Extension of JD-9 Decision Date

Dear Mr. Marshall:

Cotter Corporation (N.S.L.) ("Cotter") is requesting an extension of the decision due date for the JD-9 Mine Permit Amendment (AM1), Permit No. M-1977-306, until February 21, 2014. This should allow Cotter and the Colorado Division of Reclamation, Mining and Safety sufficient time to review the drainage design plan and respond to any comments associated with this mine permit amendment.

If you have further questions regarding this request, please call me at Cotter's Nucla office, 970-864-7347.

Respectfully,

Glen Williams  
Vice President, Mining Operations