

STATE OF COLORADO

Division of Reclamation, Mining and Safety
Department of Natural Resources
1313 Sherman Street, Room 215
Denver, Colorado 80203-2273

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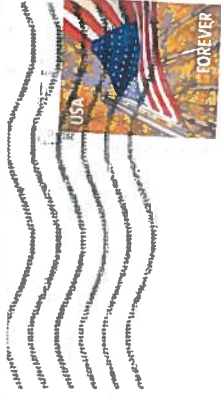
DIVISION OF RECLAMATION
MINING AND SAFETY

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Olivia Garcia
United States Department of Agriculture
900 Grand Avenue
Glenwood Spr

GRAND JUNCTION CO 815

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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



John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta Piñeda
Director

November 21, 2013

Thomas Swint
Avalanche Creek Marble & Alabaster LLC
P.O. Box 277
Palatine, IL 60078

RE: White Banks Mine, Permit No. M-1999-042, Notice of Formal Board Hearing

Dear Mr. Swint:

On November 18, 2013 the Division of Reclamation, Mining and Safety (Division) sent notice to increase the financial warranty for the White Banks Mine. On November 20, 2013 the Division received correspondence that your company disagrees with the financial warranty increase. Therefore, the matter has been scheduled for a formal Mined Land Reclamation Board (Board) hearing.

A Hearing will be held during the December 11-12, 2013 Board meeting. The hearing will be held at 1313 Sherman Street, Room 318, Denver, Colorado, beginning at 9:00 a.m. or as soon thereafter as the matter can be considered. You will have the opportunity to be represented and heard at the hearing.

Following the hearing, all parties have an opportunity to review and comment on a draft of the Board's order before it becomes final. If you wish to do so, you must provide the Board with a written request to review the draft order prior to or at the time of your hearing, or you must inform the Board orally during the hearing that you request to review the draft order. You must include your mailing address and, if possible, a fax or email address. You will be provided a copy of the draft order by e-mail for your review as soon as it is available, unless a hard copy by mail is requested. The Board's attorney must receive your comments on the draft order within three calendar days of the date the draft order is e-mailed, unless that deadline is extended by the Board's attorney. Submit all comments in writing, by e-mail or fax, to Mr. John Roberts, jj.roberts@state.co.us, Fax: number 720-508-6037. Please note that the Division of Reclamation, Mining and Safety has requested and will be allowed to review and comment on the draft Board Order prior to mailing to any party. The Board will resolve any issues regarding the form and substance of the order. This process does not affect your right to request reconsideration by the Board or appeal the form or substance of the order.

Please contact the Board's secretary, Ms. Sitira Pope, at the Division's Denver Office, phone (303) 866-3567 ext. 8136, to confirm the specific date for the hearing. The Board's agenda may not be finalized prior to the week of the Board meeting. Therefore, we recommend that you contact Ms. Pope on December 9, 2013. If you find that you are having difficulty contacting Ms. Pope on that date, you may contact the Division receptionist at (303) 866-3567 ext. 0.

If you have any questions or need assistance prior to this meeting, please contact me.

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Sincerely,



Dustin Ozupla

Environmental Protection Specialist
Department of Natural Resources
Division of Reclamation, Mining and Safety
101 South 3rd, Suite 301
Grand Junction, CO 81501
Phone: (970) 243-6299
Fax: (970) 241-1516

Cc:

Robert Congdon
Avalanche Creek Marble & Alabaster LLC
169 Clearwater Rd.
Carbondale, CO 81623

Olivia Garcia
United States Department of Agriculture
900 Grand Avenue
Glenwood Springs, CO 81602