

# 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



December 20, 2013

Roy Karo  
Hayden Gulch Terminal, LLC  
37796 Routt County Road 53  
P.O. Box 670  
Hayden, CO 81639

John W. Hickenlooper  
Governor

Mike King  
Executive Director

Loretta E. Pineda  
Director

**Re: Hayden Gulch Loadout (Permit No. C-1992-081)**  
**Proposed Decision - Technical Revision No. 10 (TR-10)**  
**This Technical Revision provides permit updates required for permit renewal no. 4 (RN4).**

Dear Mr. Karo:

Enclosed you will find the Division of Reclamation, Mining and Safety's Proposed Decision for Technical Revision No. 10 at the Hayden Gulch Loadout. Notice of the proposed decision will be published in the *Steamboat Pilot* 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 "Janet", with a long horizontal flourish extending to the right.

Janet H. Binns  
Environmental Protection Specialist  
Janet.binns@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**

Hayden Gulch Loadout, Hayden Gulch Terminal, LLC  
Permit No. C-1992-081

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. 10

Decision: Approve with conditions

Submittal Date: February 14, 2013

Decision Date: December 17, 2013

Description of Revision: This Technical Revision provides permit updates required for permit renewal no. 4 (RN4).

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

DIVISION OF RECLAMATION, MINING AND SAFETY PERMITTEE

*Andrew L. Brown*

Authorized Representative - Division

Authorized Representative - Permittee (if applicable)

Date: December 20, 2013

Date:

CHANGE IN ACREAGE		REVISED TOTAL ACREAGE		PERFORMANCE BOND	
Disturbed:	0.00	Disturbed:	202.10	Prior Liability:	\$1,203,940.32
Affected:	0.00	Affected:	202.10	Change in Liability:	(\$61,737.32)
Permit:	0.00	Permit:	391.30	Revised Liability:	\$1,142,203.00
State:	0.00	State:	90.30	Bond Held:	\$1,203,940.32
Federal:	0.00	Federal:	0.00		
Private:	-0.10	Private:	300.90		

**REVISED APPLICATION PAGES**

Tab 1: Pages 6, 7, 8, 9 Tab 2: Attachment 2-2, page 2.2-4 Tab 3: page 9, 10, Attachment 3-4, Appendix 3-1 pages 3-1, 3-1.1, 3-1.2, 3-1.3 & 3-1.4 Tab 7: pages ii, 1, Well abandonment Report for HG Shallow Well 1. Tab 11: table of contents.

**REVISED MAPS**

Exhibit 3-2: Hayden Gulch, Tie Across Haul Road Mineral Ownership and Control.

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pages 13, 14, 15, Attachment 11-3, page 1 and  
2. Tab 12: pages i, ii, 1-15, Tab 13: page  
5, Tab 15: page 3, Tab 17: page 4, Tab 19:  
page 5 & sample of sign, Tab 23: RCE

DELETED APPLICATION PAGES

Attachment 23-1 and Attachment 23-2

DELETED MAPS

NA

## **Hayden Gulch Loadout (Permit No. C1992081) Technical Revision No. 10**

### **Stipulations**

9 - Prior to initiation of reclamation for lands associated with the Tie-Across Haul Road, the permittee shall submit a technical revision to the permit which provides a reclamation plan, sampling methodologies and reclamation success requirements for the cropland areas in accordance with Rule 2.05.4(2)(e), Rule 4.15.1(2)(c), Rule 4.15.9 and Rule 4.15.7(2). The technical revision needs to be approved prior to initiation of reclamation activities associated with the Tie -Across Haul Road cropland areas.