



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

May 29, 2014

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

**Re: Bowie No. 2 Mine (Permit No. C-1996-083)
 Issuance - Technical Revision No. 77 (TR-77)
 Overburden Material as a Topsoil Substitute/Supplement**

Dear Mr. Bear:

The Division of Reclamation, Mining and Safety's Proposed Decision to approve with conditions Technical Revision No. 77 at the Bowie No. 2 Mine became final on May 28, 2014. Notice of the proposed decision was published in the *Delta County Independent* on May 14, 2014, initiating the ten (10) day public comment period for the Division's decision. No requests for a formal hearing were received during the comment period.

If you have any questions, please contact me.

Sincerely,

Susan L. Burgmaier
Environmental Protection Specialist
Susan.burgmaier@state.co.us

cc: Alan Boehms, Office of Surface Mining
 James Stover, J.E. Stover & Associates
 Tammerin Stover-Bishop, J.E. Stover & Associates

C-TR-12



Stipulations

34 - Within 45 days of issuance of TR-77, BRL must submit a technical revision to address the following for proposed Borrow Areas #1, #2, and #3 at Gob Pile #2:

- a. A topsoil salvage, storage, and redistribution plan, in accordance with Rules 2.05.3(5), 2.05.4(2)(d) and 4.06.4(2);
- b. A regrading plan in accordance with Rules 4.14.1 and 4.14.2;
- c. A revegetation plan in accordance with Rule 4.15;
- d. A sediment control plan in accordance with Rules 2.05.3.(4), 2.05.6(3), 4.05.1, and 4.05.2;
- e. Revised map(s) in accordance with Rule 2.10.3, clearly indicating the areas proposed for disturbance;
- f. A reclamation plan and cost estimate in accordance with Rule 2.05.4; and
- g. A commitment from BRL that materials excavated from any borrow area will be direct hauled for the purpose of covering refuse material, and will not be incorporated into the refuse material, such as for drying purposes.

35 - Commencing with issuance of TR-77, BRL must conduct a survey to determine the volume of coverfill material in the stockpiles associated with Gob Piles #1, #2, #3, and #4 on at least a quarterly basis. A report summarizing the survey shall be submitted within 30 days of the survey, and must include a statement of whether the volume of available material is sufficient to meet the requirements of Rule 4.10.4(5) and the material balance in the currently approved permit application package.