



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

July 23, 2014

Delta County Commissioners
County Commissioner
501 Palmer Street, #227
Delta, CO 81416

Re: West Elk Mine (Permit No. C-1980-007)
Technical Revision No. 135 (TR-135)
Revised Longwall Panel E6 MDW Pad and Road Locations

Dear Delta County Commissioners:

The Division of Reclamation, Mining and Safety hereby issues notice, in accordance with Title 34, Article 33, Section 116, Paragraph 4, of the Colorado Revised Statutes, that on July 21, 2014 an application to revise coal mining operations at the West Elk Mine was considered complete for the purposes of filing. The revision was submitted by Mountain Coal Company, LLC. All review and comment periods as provided in the Act and the Regulations initiate from this date of filing.

The Mountain Coal Company, LLC has submitted a Technical Revision to the West Elk Mine's permit. The revision proposes to change the location of four MDW drill pads and light-use roads. The original pad and road locations were approved with Permit Revision 14. The proposed pad and road locations were laid out in the field with the assistance and approval of US Forest Service personnel. There will be no changes in the mine's permitted or affected acreages. With the proposed changes there will be a decrease in the mine's disturbed acreage of 0.8 acres. There will be an increase in the mine's reclamation liability as a result of the proposed changes. This liability increase will be determined during the technical adequacy review. The applicant is not proposing additional surface disturbance outside of the area currently approved for disturbance.

The underground coal mining operation is on land located approximately 9 miles East of Paonia, Colorado. The permit area is further described as follows:

All or portions of: Sections 9 through 36 (inclusive), Township 13 South, Range 90 West; Sections 23 through 26 (inclusive), Township 13 South, Range 91 West; and Sections 1, 2, 3, 4, 8, 9, 10, 11,



and 12, Township 14 South, Range 90 West; all of the 6th Principal Meridian. Located in Gunnison and Delta Counties

The above-mentioned tracts of land are shown on the following USGS 7.5 minute Quadrangle map(s): Somerset.

The applicant is required to publish notice in a local newspaper that this application has been deemed complete. At the time of publication of this notice, the applicant is additionally required to place a copy of this application at the Gunnison County Clerk and Recorder, 221 N. Wisconsin, Suite C, Gunnison, CO 81230, and at the Division office. For additional information or to provide written comments, contact the Division of Reclamation, Mining and Safety, Room 215, 1313 Sherman Street, Denver, Colorado 80203, (303) 866-3567. In order for us to comply with regulatory time frames, we request that comments be submitted within fifteen (15) days of this letter. If no comments are received by then, we will proceed on the assumption that you have no concerns with, or objections to, the applicant's proposal.

Sincerely,



James R. Stark
Environmental Protection Specialist
Jim.stark@state.co.us