



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

August 27, 2014

Janet Kieler
Colo Dept of Public Health and Environment
Water Quality Control Division Permit Section
4300 Cherry Creek Drive South
Denver, CO 80246-1530

**Re: New Horizon Mine (Permit No. C-1981-008)
Technical Revision No. 64 (TR-64)
Trench Drain Design Revision**

Dear Ms. Kieler:

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 August 27, 2014 an application to revise coal mining operations at the New Horizon Mine was considered complete for the purposes of filing. The revision was submitted by Western Fuels-Colorado, LLC. All review and comment periods as provided in the Act and the Regulations initiate from this date of filing.

With this technical revision Western Fuels-Colorado (WFC) proposes to change the type of connection to be used at the trench drain nexus and to revise the outlet location so that the trench drain will discharge into the Pond 013 flume rather than into the pond. The applicant is not proposing additional surface disturbance outside of the area currently approved for disturbance.

The surface coal mining operation is on land located approximately 1.7 miles Northwest of Nucla, Colorado. The permit area is further described as follows:

1.7 miles northwest of the Town of Nucla

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



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 Montrose County Courthouse, 300 Main Street, Nucla, CO 81424, 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,

A handwritten signature in blue ink, appearing to read "Robert D. Zuber".

Robert D. Zuber, P.E.
Environmental Protection Specialist
Rob.zuber@state.co.us