



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

September 8, 2014

Alan Boehms
Office of Surface Mining
Western Regional Coordinating Center
1999 Broadway, Suite 3320
Denver, CO 80202

**Re: King Coal Mine (Permit No. C-1981-035)
Technical Revision Application No. 23 (TR-23)
Increase Production**

Dear Mr. Boehms:

The Division of Reclamation, Mining and Safety hereby issues notice, in accordance with Title 34, Article 33, Section 118, Paragraph 3, of the Colorado Revised Statutes, that on September 5, 2014, an application to revise coal mining operations at the King Coal Mine was considered complete for the purposes of filing. All review and comment periods as provided in the Act and the Regulations initiate from this date of filing.

With this revision, GCC Energy, LLC seeks to increase the maximum rate of coal production for the King Coal Mine from 0.8 to 1.3 million tons per year. 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 6 miles Southwest of Hesperus, Colorado. The permit area is further described as follows:

Portions of Sections 5, 6, 7 and 8, Township 34 North, Range 11 West; portions of Sections 28, 29, 31 and 32, Township 35 North, Range 11 West; and portions of Sections 35 and 36, Township 35 North, Range 12 West; New Mexico Principal Meridian.

The above-mentioned tracts of land are shown on the following USGS 7.5 minute Quadrangle map(s): Thompson Park, Hesperus, Mormon Reservoir, Kline.



The Division has interpreted 30 CFR 746.18, and requested concurrence from the Office of Surface Mining, to determine that this application, as submitted, constitutes a Mining Plan Action, and has directed the operator to send a copy of the application materials directly to OSM. In order for us to comply with regulatory time frames, we request that any adequacy comments be submitted to Marcia Talvitie, P.E., Division of Reclamation, Mining and Safety, at the above address by 5:00 p.m. on September 30, 2014. The applicant has been advised to send a copy of the revision application to OSM. Please advise us if you require additional information. Should the proposal be amended during our review process, we will consult with you on whether the Mining Plan Action status has changed.

Sincerely,



Marcia L. Talvitie, P.E.
Environmental Protection Specialist
Marcia.talvitie@state.co.us