



**COLORADO**

**Division of Reclamation,  
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

December 5, 2014

Patt Dorsey  
Colorado Parks and Wildlife  
Southwest Region Manager  
SW Region Administrative Office  
415 Turner Drive  
Durango, CO 81303

**Re:   Bowie No. 2 Mine (Permit No. C-1996-083)  
      Technical Revision No. 97 (TR-97)  
      Variance Request for Gob Pile #1 Slope**

Dear Ms. Dorsey:

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 December 5, 2014 an application to revise coal mining operations at the Bowie No. 2 Mine was considered complete for the purposes of filing. The revision was submitted by Bowie Resources, LLC. All review and comment periods as provided in the Act and the Regulations initiate from this date of filing.

Bowie Resources, LLC (BRL) is requesting a variance from the refuse pile slope construction requirements of Rule 4.10.4, to allow a 1.5H:1V slope on 0.1 acres of Gob Pile #1. The revision application includes a stability analysis of the the gob pile with the proposed slope configuration to demonstrate that the gob pile will have a minimum static safety factor of 1.5. 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 5 miles Northeast of Paonia, Colorado. The permit area is further described as follows:

Portions of Sections 2, 3, 4, 5, 8, 9, 10, 11, 14, 15, 16, and 22, Township 13 South, Range 91 West of the 6th P.M. Portions of Sections 33 and 34, Township 12 South, Range 91 West of the 6th P.M.



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

Because the above referenced technical revision application may incorporate additional lands into the permit area or might otherwise alter previously approved permit conditions or mitigation measures, we are requesting your agency's evaluation of the proposal. Your comments and concerns relating to the adequacy of fish and wildlife resources information, the fish and wildlife plan, and the reclamation plan as it relates to fish and wildlife considerations, including potential impacts to threatened or endangered species, are requested. If wildlife habitat is the proposed postmining land use, we request your evaluation of any changes to proposed woody plant stocking levels, planting arrangements, and methods for mitigation of potential adverse impacts.

Pertinent portions of the permit application are available electronically on our web site: <http://mining.state.co.us/Reports/MiningData/Pages/ImagedDocumentData.aspx> Documents can be sorted by name or by Section/Exhibit number. A user's guide for our imaging system is also available in pdf format at the same web address. Please advise us if you require additional information.

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 Paonia Public Library, 2 3rd Street, Paonia, CO 81428, 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,



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