



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

December 5, 2014

Sid L. Hansen
Mine Safety and Health Administration
Coal Mine Safety and Health, District 9
Denver Federal Center, 2nd St, Bldg 25, E18
P.O. Bo 25367
Denver, CO 80225-0367

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

Dear Mr. Hansen:

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.

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