



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

June 29, 2015

Jerry Nettleton
Twentymile Coal, LLC
29515 Routt County Road No. 27
Oak Creek, CO 80467

Re: Foidel Creek Mine (Permit No. C-1982-056)
Minor Revision No. 288 (MR- 288)
5 Main North Water Pipelines.

Dear Mr. Nettleton:

We have received your application for a minor revision to your permit to conduct coal mining in Colorado. Our initial review indicates that all preliminary items required by Rule 2.08.4(5) have not been submitted. Thus, your application is incomplete for the purposes of filing as of June 29, 2015.

In order for the Division to find the application complete, please address the following items:

-The Summary of Revisions and Additions table submitted with MR-288 indicated Twentymile Coal, LLC. (TC) proposes to replace pages 2.05-45.21, 45.22, 45.23, 45.24 and 45.25. These pages were not submitted with MR-288. Please submit these pages or revise the Summary of Revisions and Additions table.

-Map 23c needs to be revised and updated to account for the surface disturbance associated with MR-288.

-TC indicated they were revising Exhibit 23c with a Colorado Parks and Wildlife (CPW) consultation letter. This letter was not included with the submittal of MR-288. Please submit this letter and indicate how it should be incorporated into Exhibit 23c.

-The proposed revision provides a description, plans and drawings, describing the location,



construction, use, maintenance and removal of the 5MN borehole pad and pipeline. TC provides a general description of the use of the pipeline to facilitate dewatering of two bodies of water in the abandoned mine workings in the Wadge Seam above the Wolf Creek Reserve. TC indicates this pipeline would facilitate the transport of mine water to the existing 6-Main North Reservoir, the existing 10-Right water pipeline or a planned future passive mine water treatment system. The Division cannot approve the use of this pipeline facility unless TC provides an updated plan for protection of the hydrologic balance in accordance with Rule 2.05.6(3) that accounts for the dewatering operation and demonstrates how the use of the pipeline will comply with Rule 4.04. TC needs to evaluate the quantity and quality of water to be dewatered and demonstrate that the capacity and capability of the existing water treatment and holding facilities can handle the dewatering operations as a passive treatment system has not been submitted to the Division for review and approval.

-While TC discusses reclamation of the proposed disturbance in the revised pages submitted with MR-288, TC did not revise the reclamation plan in Section 2.05.4 of the permit. Please submit appropriate revised pages to the reclamation plan to account for the additional disturbance.

In accordance with Rule 2.07.3(1), you have the opportunity to amend, review, or otherwise make your application complete.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jared Ebert", with a stylized flourish at the end.

Jared L. Ebert
Environmental Protection Specialist
Jared.ebert@state.co.us