



**COLORADO**

**Division of Reclamation,  
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

August 25, 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)  
Permit Revision Application No. 11 (PR-11)  
Permit Revision for Development and Mining of the Wolf Creek Reserve**

Dear Mr. Nettleton:

We have received your application to revise your permit to conduct coal mining in Colorado. Our initial review indicates that all preliminary items required by the Colorado Surface Coal Mining Reclamation Act, Section 34-33-101 *et seq.*, C.R.S., have been submitted. Thus, your revision application has been considered complete for the purposes of filing as of August 25, 2015. All review and comment periods as provided in the Act and the Regulations initiate from this date of filing.

Unless notification to the contrary accompanies this letter, the proposed newspaper advertisement submitted with the application has been found to be satisfactory. You should commence publication of this advertisement as specified in Rule 2.07.3(2) of the Regulations. Proof of the publication of the advertisement must be filed with the Division no later than four weeks after the last publication date.

Coincident with the publication, a copy of the revision application, less confidential items, must be filed for public inspection with the appropriate public office as specified by you in the notice. Any subsequent changes or additions to the application must also be made in this copy, at the same time it is submitted to the Division.

The Division has interpreted 30 CFR 746.18, and requested concurrence from the Office of Surface Mining, to determine that this revision application does not constitute a Mining Plan



Action, therefore a copy of the revision application materials need not be sent to the Office of Surface Mining for their review. If OSM determines that this revision constitutes a Mine Plan Action or the revision changes significantly during the course of the Division's review, the need for modification of your federal mine plan could be deemed necessary. In the event that OSM determines that this revision constitutes a Mine Plan Action, the Division will notify you that application materials must be forwarded to OSM.

The Division is currently reviewing your revision application to determine whether the items you have submitted are adequate in terms of meeting the requirements of the Act and Regulations. Additional information may be required, and in accordance with the provisions of Section 34-33-118(5) of the Act, you will be notified no later than October 24, 2015, should that be the case.

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