

DELTA COUNTY

INDEPENDENT

401 Meeker St.
P.O. Box 809
Delta, CO 81416

AFFIDAVIT OF PUBLICATION

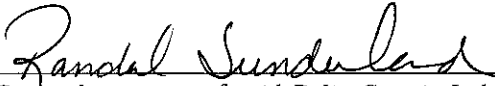
STATE OF COLORADO

COUNTY OF DELTA


} ss.

I, Randal Sunderland, do solemnly swear that I am managing editor of the *Delta County Independent*; that the same is a weekly newspaper printed, in whole or in part, and published in the County of Delta, State of Colorado, continuously and uninterruptedly in said County of Delta for a period of more than fifty-two consecutive weeks prior to the first publication of the annexed legal notice or advertisement; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, and all amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado; that the annexed legal notice or advertisement was published in the regular and entire issue of every number of said weekly newspaper for the period of one consecutive insertion; that the first publication of said notice was in the issue of said newspaper dated August 31st, A.D., 2016, and that the last publication of said notice was in the issue of said newspaper dated August 31st, A.D., 2016.

In witness whereof I have hereunto set my hand this 31st day of August, A.D., 2016.


General manager of said *Delta County Independent*

Subscribed and sworn before me, a Notary Public in and for the County of Delta, State of Colorado, this 31st day of August A.D., 2016.


Notary Public

My commission expires 12/24/2017
900 Cypress Wood Lane
Delta, CO 81416

PATRICIA SUNDERLAND
NOTARY PUBLIC
STATE OF COLORADO
My Commission Expires 12-24-2017

PUBLIC NOTICE

Mountain Coal Company, LLC (MCC), 5174 Highway 133, Somerset, CO 81434, (970) 829-5015, has filed a complete application for Technical Revision No. TR-139 to MCC's Mining and Reclamation Permit No. C-1980-007 with the Colorado Mined Land Reclamation Board (Board), under the provisions of the Colorado Surface Coal Mining Reclamation Act of 1979. The permit was originally issued by the Board in July 1981, and subsequently renewed in August 1986, January 1993 (effective August 1991), July 1996, July 2001, April 2007 (effective July 2006), and November 2011 (effective July 2011). MCC is currently undergoing a five-year permit renewal process that would extend the permit term to July 31, 2021. The West Elk Mine five-year permit area contains lands in Sections 9-11, 13-36, T13S, R90W, 6th PM; and Sections 23-26, T13S, R91W, 6th PM, and Sections 1-5, 8-12, T14S, R90W, 6th PM in Delta and Gunnison Counties. The location of the lands can be found on the USGS 7.5 minute Somerset and Minnesota Pass Quadrangle Topographic Maps. The current permit area encompasses approximately 17,154.9 acres.

This Technical Revision is to reduce the number of sites currently being monitored as part of MCC's hydrology monitoring program, because no mining has occurred under or near the sites in more than 10 years and/or is no longer providing viable data.

Copies of the technical revision application are available for review at the Colorado Division of Reclamation, Mining, and Safety (CDRMS) office, Centennial Building, 1313 Sherman Street, Room 215, Denver, Colorado, 80203, phone (303) 866-3567, and the Gunnison County Planning Office, 221 N. Wisconsin, Suite D, Gunnison, CO 81230. Comments or objections concerning the revision application should be directed to the CDRMS at the above address not later than 10 days after the date of publication of this notice in order to be considered.

Published in the *Delta County Independent* August 31, 2016.