

September 15, 2016

Tony Tennyson
Colowyo Coal Company L.P.
5731 State Highway 13
Meeker, CO 81641



COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

RE: Neilson Pit, File No. M-2007-026, Technical Revision (TR-2) Adequacy Review

Dear Mr. Tennyson:

The Division of Reclamation, Mining and Safety (Division) is in the process of reviewing the above referenced Technical Revision in order to ensure that it adequately satisfies the requirements of the Colorado Land Reclamation Act (Act) and the associated Mineral Rules and Regulations for the Extraction of Construction Materials (Rules). During review of the material submitted, the Division determined that the following issue(s) of concern shall be adequately addressed before the Technical Revision can be considered for approval. Please provide the following:

1. Does the estimated 80,000 cu. yds. of material to be grade include the 15,000 cu. yds. of blasted material?
2. How many acres will be disturbed through the grading process and require seeding?
3. The Division acknowledges that the site has an apparent lack of topsoil. Please indicate how you will overcome this.
 - a. Will fines, topsoil or other organic material be imported? If so how much?
4. Will fertilizers be used?
5. Please be aware that for all methods other than drill seeding the seeding rate will be doubled, in this case you have chosen broadcast.
6. Is the 10 lbs of PLS/AC the total amount to be broadcast seeded? Or is that per species? Or the drill seed rate and 20 lbs PLS/AC will be used for broadcast seeding?
7. Please clarify the lbs of PLS/AC of each species listed in your mix. Or the % composition of the mix and the total amount to be applied. Be sure to clarify if rates are listed for broadcast or drill seed.
8. Given that shrubs mature slowly reclamation may benefit from additional early seral species (grasses and forbs) i.e. Indian ricegrass, crested wheatgrass, galleta, scarlet globemallow, curlycup gumweed.
9. Will any sort of mulching be used?

Please submit your response(s) to the above listed issue(s) by Monday, October 03, 2016 in order to allow the Division sufficient time for review. A decision due date of October 14, 2016 has been set.

The Division will continue to review your Technical Revision and will contact you if additional information is needed.



If you require additional information, or have questions or concerns, please feel free to contact me. Amy Yeldell at the Division of Reclamation, Mining and Safety, 1313 Sherman St., Room 215, Denver, CO 80203. Direct contact can be made by phone at 970-254-8511 or via email at amy.yeldell@state.co.us

Sincerely,



Amy Yeldell
Environmental Protection Specialist
Department of Natural Resources
Division of Reclamation, Mining and Safety
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Ec: Russ Means, Senior EPS, Grand Junction DRMS