

Elk Ridge Mining and Reclamation, LLC, P.O. Box 828, Nuclea, CO 81424 has filed with the Division of Reclamation, Mining and Safety an application for Technical Revision 15 (TR-15) to the New Horizon North Mine, Permit No. C-2010-088. TR-15 revises the postmining topography for the New Horizon North Mine and the 2nd Park Lateral post-mining pipeline location.

The New Horizon North Mine office is located at 27646 West 5th Street, P.O. Box 828, Nuclea, Colorado. The permit area contains tracts of land located in Section 25 and Section 36, Township 47 North, Range 16 West of the New Mexico Principal Meridian, Montrose County, Colorado being more particularly described as follows:

The West ½ of Section 25, T. 47 N. R. 16 containing 317.23 acres more or less. Ad- v. of the New Mexico Principal Meridian, W. of the New Mexico Principal Meridian, an equipment corridor of 4.85 acres, a road corridor of 1.08 acres, an area of 3.32 acres encompassing the discharge flume of Pond 001 and a maintenance corridor along AA Road, and an area of 2.30 acres encompassing a portion of the Old New Horizon Mine 1 Pond 001. In total the New Horizon North permit boundary contains 328.88 acres more or less.

The above mentioned tracts of land are shown on USGS 7.5 minute Nuclea Quad-range map.

A copy of the complete technical revision application is available for public inspection at the Montrose County Courthouse Annex, Nuclea, Colorado. Written comments or objections to the application may be submitted to the Division of Reclamation, Mining and Safety, Room 215, 1313 Sherman Street, Denver, Colorado 80203, Telephone (303) 866-3567. Written comments and objections must be received by the Division of Reclamation, Mining and Safety within 30 days after the last publication of this notice.

Topsoil stripping and haul road and pond construction activities are proposed to occur within 100' of the outside right-of-way of public roads. However, no overburden removal or coal extraction will occur within 100' of the outside right-of-way of public roads. A public hearing, for the purpose of determining whether the interests of the public and affected landowners will be protected, may be requested by contacting the Division in writing within 30 days of the last day of last publication of the notice. If requested, such hearing would be held in Nuclea, the locality of the proposed mining operation.

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Legal Publication: Notice of Proposed Decision

The Colorado Division of Reclamation, Mining and Safety has issued a proposed decision to approve Bond Release Application No. 15 (SL-15) for the New Horizon Mine, Permit No. C-1981-488. The surface operation is operated by Elk Ridge Mining and Reclamation, LLC under the provisions of the Colorado Surface Coal Mining Reclamation Act of 1979. The bond release application was submitted by Elk Ridge Mining and Reclamation, LLC on July 23, 2015. The applicant has requested Phase II bond release on 77.4 acres of irrigated pasture and dryland reclamation units. The parcels are located northeast and northwest of the intersection of 2700 Road and BB Road. The affected area is located in Montrose County, approximately 1.7 miles Northwest of Nuclea, Colorado.

Copies of the proposed decision are available for review at the Colorado Division of Reclamation, Mining and Safety office, 1313 Sherman Street, Room 215, Denver, Colorado 80203, and on the Division's website at <http://mining.state.co.us/Report/MinDev/Reg/Imag/Doc/DocumentData.aspx>. A user's guide for our document imaging system is also available in pdf format at the same web address.

Any person who has an interest which is or may be adversely affected may request an adjudicatory hearing regarding this proposed decision. Requests for a hearing must be made in writing within thirty (30) days of the first publication of this notice, and shall state with reasonable specificity the reasons for the request and objections to the proposed decision.

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