



COLORADO

**Division of Reclamation,
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

May 30, 2017

Tonia Perkins
Trapper Mining Inc
P.O. Box 187
Craig, CO 81626

**Re: Trapper Mining Inc
Notice of Intent to Explore (NOI)
File No. X-2017-234-02**

The Division has reviewed the above-referenced Notice of Intent to Conduct Coal Exploration, NOI No. X-2017-234-02. in accordance with the applicable provisions of the Colorado Surface Coal Mining Act ("Act") and the Regulations of the Colorado Mined Land Reclamation Board for Coal Mining ("Regulations"), and has the following comments.

Notification of Completeness [Regulation 2.02.2]

Notice of Intent No. X-2017-234-02. is **Incomplete**

1. Rule 2.02.2(2)(e) - Part II of the NOI application document under part 30 Right of Entry states that the surface is owned by the State of Colorado and right of entry will be granted by the authorization of this Notice of Intent application. The Division understands that, based on the information in the NOI application, the entire surface area associated with this NOI is owned by the State of Colorado. Although there is no mention of the mineral ownership, the Division understands that the mineral ownership may be owned by the State of Colorado as well. As such, please provide the Division with the following information in accordance with Rule 2.02.2(2)(e)

Please submit copies of surface access agreements for the area of exploration indentifying Williams Fork Land Company's Right to Enter the area of proposed exploration activities.

2. Rule 2.02.2(h) - Part II, number 4, page 3 and page 6; number 6 page 7 and page 8; and Appendix B provides an overview of threatned and endangered species. Williams Fork Land Company cites a number of publications from the U.S. Fish and Wildidife Service and the Colorado Division of Parks and Wildlife as compliance with Rule 2.02.2(h). The publications cited are more than 30 years old and only speak to the areas on or adjacent to the Trapper Mine.



Please submit a statement with appropriate references from the relevant State and Federal agencies which determines that the exploration and reclamation will not jeopardize the continued existence of an endangered or threatened species or result in the destruction or adverse modification of critical habitat of any of those species identified. If it is the case that a more recent publication includes the proposed exploration area, please provide to the Division a copy of that publication.

Determination of Amount of Performance Bond [Rule 3.05.2(1)]

The Division has prepared a preliminary estimate of the amount of performance bond sufficient to assure the satisfactory reclamation of the proposed coal exploration disturbance if, in the event of bond forfeiture, the work had to be performed by the Division through independent contractors. The amount of performance bond calculated was \$15,664.39.

Although the Division has found the above referenced NOI application incomplete, upon acceptance of NOI X-2017-234-02 coal exploration cannot be initiated prior to receiving the bond in the amount referenced above.

Determination of Proposed Activities as Coal Exploration [Regulations 2.02.2(3) and 1.04(22)]

The activities described in the NOI **qualify** as “coal exploration” as defined at Regulation 1.04(22).

Determination of Substantial Natural Land Surface Disturbance [Regulations 2.02.2(3) and 1.04(127)]

The coal exploration activities described **will** substantially disturb the natural land surface, as defined at Regulation 1.04(27).

If you have any questions or comments please feel free to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jason D. Musick", is written over a light blue horizontal line.

JasonD. Musick
Environmental Protection Specialist
Jason.musick@state.co.us