



COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

August 11, 2017

Ken Mushinski  
Cotter Corporation  
7800 E. Dorado Place, Suite 210  
Englewood, CO 80111-0700

**RE: First Notice of Temporary Cessation for Mineral Joe Mine, Permit M-1977-284,  
SM-18 Mine, Permit, M-1978-116, and CM-25 Mine, M-1977-307.**

Dear Mr. Mushinski,

The Division of Reclamation, Mining and Safety (Division) has received Cotter's letters regarding Temporary Cessation (TC) status for the above referenced mines. Pursuant to Rule 1.13, the Division has placed a notice for a first TC on the August 23, 2017 Mined Land Reclamation Board (Board) agenda for each site. If no objections are filed by August 18, 2017 the notices will be moved to consent agenda for acceptance by the Board. If for some reason an objection is received, the Division will contact Cotter and move the matter to a public hearing at the September 27, 2017 MLRB meeting. These TC will synchronize the three sites with all of Cotter's other sites for second TC hearing in December or January. The Division appreciates Cotter's understanding of the timing issue.

The Act and Rules require that the Board not the Division make any decisions regarding a second TC. Cotter acknowledged that in its response letters and request for the first TC. The Division will tentatively set the matter for a hearing at the December 13, 2017 MLRB meeting for consideration of a second consecutive TC. However, once we are closer to the December hearing Cotter and the Division should discuss whether it will be prudent and expedient to hear these and others in January. Division staff will contact Cotter in early November to assess the best dates for both parties and give 30 day notice to parties.

Again, thank you for time in this matter.



If you have any questions please contact me at (303) 866-3567 ext 8185 or by email at russ.means@state.co.us.

Sincerely,

A handwritten signature in blue ink that reads "Russell Means".

Division of Reclamation, Mining and Safety  
Senior Environmental Protection Specialist  
Grand Junction Field Office

Cc Tony Waldron, Minerals Program Director, DRMS  
Dustin Czapla, EPS GJFO DRMS  
Jeff Fugate, AGO Minerals

