



**COLORADO**

**Division of Reclamation,  
Mining and Safety**

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

January 23, 2018

Louis Head  
New Elk Coal Company, LLC  
12250 Hwy 12  
Weston, CO 81019

**Re: New Elk Mine, Permit C-1981-012  
Review of Fourth Quarter 2017 Discharge Monitoring Reports associated with  
CDPS Permit CO0000906**

Dear Mr. Head:

The Colorado Division of Reclamation, Mining and Safety (DRMS) has reviewed and found the October 2017, November 2017, and December 2017 reports to be in compliance with DRMS Rule 4.05.13(2). The October report was sent by Jim Begano of your staff on November 16, 2017 (via e-mail). The November and December reports were sent by Jim on January 18, 2018.

I have reviewed the reports, and I currently have no issues with the format or content of them. For the entire fourth quarter (all three months), there were no discharges from any of the outfalls.

I would like to remind you of the reporting requirements if, in the future, any of your discharges exceed effluent limitations in your CDPS permit. A portion of Rule 4.05.13(2)(a)(ii) reads:

*"Where a ... permit effluent limitation noncompliance has occurred, the person who conducts surface or underground mining activities shall forward the analytical results concurrently with the written notice of noncompliance ..."*

If you have any questions, please contact me at [Rob.Zuber@state.co.us](mailto:Rob.Zuber@state.co.us) or 303.866.3567 (x8113).

Sincerely,

Robert D. Zuber, P.E.  
Environmental Protection Specialist II

