



## COLORADO

Division of Reclamation,  
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215  
Denver, CO 80203

Doug Smith  
Oxbow Mining, LLC  
3737 Highway 133, PO Box 535  
Somerset, CO 81434

November 23, 2018

**Re: Elk Creek Mine (Permit No. C-1981-022)**  
**Mid-term Review No. 7, (MT-7)**

Dear Mr. Smith,

Thank you for your response to the Division's Mid-term Review, MT-7. In reply to your letter of September 28, 2018:

1. (See below)
2. Your response brought to light a discrepancy in Exhibit 2.05-E6. Having reviewed archived versions of the exhibit, it appears that the first page of section 2.8 was inadvertently deleted with the approval of TR-40 on October 29, 2002, (which revised the approved seed mix). The missing page addresses many of the points made in the MT-7 review. The Division agrees that the version of Exhibit 2.05-E6 held by Oxbow is the correct currently approved version.

The following issue remains: The third paragraph on the missing page describes a common reference area for the Juniper Woodland and Mountain Shrub plant communities, but it doesn't describe its location, or give a map reference. This text update could be made, together with the corrected reference to 4.15.7(4)(b), with a Minor Revision.

More substantive changes, such as those described in the final paragraph on the second page of your September 28 letter, will require a Technical Revision.

3. Please forward a copy of the pages updated with MR-72
4. (See below)
5. The response is satisfactory. The Division anticipates an updated version of Map 2.05-M4, Sheet 1 of 6, with a Technical Revision.
6. The response is satisfactory.



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7. The response is satisfactory.

I look forward to receiving your minor revision and/or technical revision application.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Leigh Simmons', with a stylized, flowing script.

Leigh Simmons  
Environmental Protection Specialist