



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

1313 Sherman Street, Room 215
Denver, CO 80203

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

December 10, 2018

Re: New Elk Mine (Permit No. C-1981-012), TR-73 – Second Adequacy Letter

Dear Mr. Head:

Thank you and Nick Mason for NECC's response to our initial adequacy letter. We received NECC's response on December 6, 2018.

Your staff addressed one of the adequacy items. We still have one adequacy item that NECC must address before we can approve this TR.

1. No further response required.
2. The Division remains of the opinion that data from NE-1-10 will be very useful in assessing the impacts of mine workings on groundwater hydrology near the mine. This well should be excluded from the reduced monitoring requirements, and monitoring of this well should be conducted in the near future. Any historical data from this well should be included in future AHRs as well as data from the current monitoring period. **The Division does accept a monitoring frequency for this well that is the same as the monitoring frequency for NEW-2 and NEW-4.**

Please feel free to contact me with any questions or comments.

Regards,

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

