

STATE OF
COLORADO

Simmons - DNR, Leigh <leigh.simmons@state.co.us>

SL-12 Phase I Bond Release - Affidavit and Certified Receipts

1 message

Welt, Kathy <KWelt@archcoal.com>

Mon, Jan 28, 2019 at 11:33 AM

To: "Simmons - DNR, Leigh" <leigh.simmons@state.co.us>

Attached is a copy of the Affidavit of Publication and a copy of the Certified Mail Receipts of the notification letters sent to landowners to complete the application for the

SL-12 Phase I Bond Release application submitted early last month.

Please let me know if you have questions or require additional information.

Kathy Welt,

Environmental Engineer III

Mountain Coal Company, LLC

West Elk Mine

5174 Highway 133

Somerset, CO 81434

Phone (970) 929-2238

Cell (970) 433-1022

Fax (970) 929-5050

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2 attachments**Affidavit of Publication.pdf**

94K

**Landowner Certified Return Receipts.pdf**

288K

DELTA COUNTY

INDEPENDENT

401 Meeker St.
P.O. Box 809
Delta, CO 81416

AFFIDAVIT OF PUBLICATION

STATE OF COLORADO }
COUNTY OF DELTA } ss.

I, Roxanne McCormick, do solemnly swear that I am advertising director of the *Delta County Independent*; that the same is a weekly newspaper printed, in whole or in part, and published in the County of Delta, State of Colorado, continuously and uninterruptedly in said County of Delta for a period of more than fifty-two consecutive weeks prior to the first publication of the annexed legal notice or advertisement; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, and all amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado; that the annexed legal notice or advertisement was published in the regular and entire issue four consecutive insertions; that the first publication of said notice was in the issue of said newspaper dated January 2nd, A.D., 2019, and that the last publication of said notice was in the issue of said newspaper dated January 23rd, A.D., 2019.

In witness whereof I have hereunto set my hand this 23rd day of January, A.D., 2019.



Advertising director of said *Delta County Independent*

Subscribed and sworn before me, a Notary Public in and for the County of Delta, State of Colorado, this 23rd day of January, A.D., 2019.



Notary Public

My commission expires 12/24/2021
900 Cypress Wood Lane
Delta, CO 81416

PATRICIA SUNDERLAND
19934019033
NOTARY PUBLIC
STATE OF COLORADO
My Commission Expires 12-24-2021

PUBLIC NOTICE

Mountain Coal Company, LLC (MCC), 5174 Highway 133, Somerset, CO 81434, (970) 929-5015, has filed a request for partial, Phase I Bond Release of MCC's Mining and Reclamation Permit No. C-1980-007 with the Colorado Mined Land Reclamation Board (Board), under the provisions of the Colorado Surface Coal Mining Reclamation Act of 1979. The permit was originally issued by the Board in July 1981, and subsequently renewed in August 1986, January 1993 (effective August 1991), July 1996, July 2001, April 2007 (effective July 2006), and November 2011 (effective July 2011.) MCC is currently undergoing a five-year permit renewal process that would extend the permit term to July 31, 2021. The West Elk Mine five-year permit area contains lands in Sections 9-11, 13-36, T13S, R90W, 6th PM; Sections 23-26, T13S, R91W, 6th PM; and Sections 1-5, 8-12, 14-16, and 21-23, T14S, R90W, 6th PM in Delta and Gunnison Counties. The location of the lands can be found on the USGS 7.5 minute Somerset and Minnesota Pass Quadrangle Topographic Maps. The current permit area encompasses approximately 19,854.9 acres. MCC is requesting Phase I Bond Release of approximately \$364,058.00 (i.e. sixty percent (60%) of the \$606,763.00 reclamation performance bond posted) for exploratory drill holes, monitoring wells, and mine ventilation boreholes (MVBs) and associated pads and roads that have been reclaimed within the Dry Fork of the Minnesota Creek area totaling about 22.6 acres. These sites are located on National Forest System lands within portions of Section 33 of Township 13 South, Range 90 West and Section 2, 3, and 4 of Township 14 South, Range 90 West. Reclamation of the various site locations and roads within MCC's permit area was completed in 2016 through 2018. Reclamation included proper plugging and abandonment of drill holes, monitoring wells and MVBs, as well as backfilling and regrading pad locations and access roads. The borehole sites and roads proposed for bond release have been revegetated and stabilized using various methods of seeding, fertilizing, and mulching. A copy of the Phase I Bond Release application is available for review at the Colorado Division of Reclamation, Mining and Safety (CDRMS), 1313 Sherman Street, Room 215 Denver, CO 80203, phone (303) 866-3567, and the Gunnison County Planning Office, 221 N. Wisconsin, Suite D, Gunnison, CO 81230. Comments or objections concerning the application should be directed to the CDRMS at the above address within thirty (30) days of the last publication of this notice, or within thirty (30) days of the completed inspection, whichever is later. Published in the Delta County Independent January 2, 9, 16 and 23, 2019.