



STATE OF  
COLORADO

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

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## Permit C1983059 Terror Creek Loadout

1 message

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**Doug Smith** <Doug.Smith@oxbow.com>

Mon, Sep 16, 2019 at 10:05 AM

To: "leigh.simmons@state.co.us" <leigh.simmons@state.co.us>

Cc: Mike Ludlow <Mike.Ludlow@oxbow.com>

Leigh,

Please find the attached pdf which contains copies of the Affidavit of Publication and return receipt copies from the Paonia Library and the Delta County Planning Office.

Thanks,

Doug Smith

Oxbow Mining, LLC

(970) 929-6034



**PUBLIC AFFIDAVIT AND RETURN RECIEPTS.pdf**

872K

DELTA COUNTY

# INDEPENDENT

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

## AFFIDAVIT OF PUBLICATION

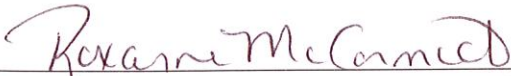
STATE OF COLORADO

COUNTY OF DELTA

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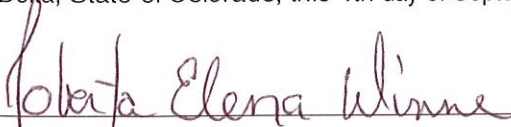
I, Roxanne McCormick, do solemnly swear that I am advertising director of the *Delta County Independent*; that the same is a weekly newspaper printed, in whole or in part, and published in the County of Delta, State of Colorado, continuously and uninterruptedly in said County of Delta for a period of 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 August 14th, A.D., 2019, and that the last publication of said notice was in the issue of said newspaper dated September 4th, A.D., 2019.

In witness whereof I have hereunto set my hand this 4th day of September, A.D., 2019.



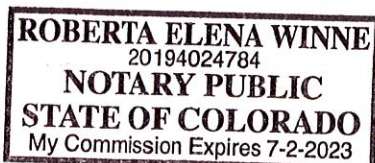
Advertising director of said *Delta County Independent*

Subscribed and sworn before me, a Notary Public in and for the County of Delta, State of Colorado, this 4th day of September, A.D., 2019.



Notary Public

My commission expires 7/2/2023  
14410 2900 Road  
Hotchkiss, CO 81419



### PUBLIC NOTICE

Oxbow Mining, LLC, (OMLLC) located at 3737 Hwy 133, P.O. Box 535, Somerset, CO 81434 has submitted to the Colorado Division of Reclamation, Mining and Safety, (CDRMS) an application for a revision to the existing permit to conduct coal mining in Colorado for the Terror Creek Loadout, Permit C-1983-059.

Oxbow Mining, LLC, has submitted a Permit Revision (PR-1) to the Colorado Division of Reclamation, Mining and Safety for its mining Permit No. C-1983-059 for the Terror Creek Loadout. The proposed PR-1 will revise and update the Post Mining Land use for the loadout property to be continued as industrial/commercial use. Oxbow Mining, LLC desires to establish an RV/Boat Storage Facility while continuing to explore alternate commercial uses for this property.

The approved Terror Creek Loadout permit area is located in Delta County, north of Highway 133 and south of the old Bowie road. The Union Pacific railroad and North Fork of the Gunnison River are located south of the loadout. The Facility Permit Area is located on the U.S. Geological Survey 7.5 minute Bowie Quadrangle map within the following section:


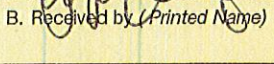
Township 13 South, Range 91 West, 6th P.M.

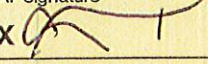
Section 15: NE1/4SW1/4 and NW1/4SE1/4, north of State Highway 133 and the north of the UP railroad.

Containing 20 acres more or less.

The surface of the Permit Area is owned by Oxbow Mining, LLC and the Union Pacific Railroad Company. A copy of the request is available for public inspection at the Delta County Planning Office, 5th and Palmer, Delta Colorado, and at the offices of the Colorado Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, Colorado, 80203, (303)866-3567. Comments or objections concerning the revision application should be directed to the CDRMS at the above address not later than 30 days after the date of the last publication of this notice in order to be considered."

Published in the Delta County Independent August 14, 21, 28 and September 4, 2019.

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>		A. Signature X  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to:  Delta County Planning & Com Dev 501 Palmer St., Suite 115 Delta, CO 81416 TCC PR-1		B. Received by (Printed Name) 	C. Date of Delivery 9/19/19
		D. Is delivery address different from item 1? <input checked="" type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
7017 2400 0000 1265 9356			
PS Form 3811, February 2004		Domestic Return Receipt	

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>		A. Signature X  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to:  Paonia Public Library Box 969 Paonia, CO 81428 TCC PR-1		B. Received by (Printed Name) Audry Helms	C. Date of Delivery 9/10/19
		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
2. Article Number (Transfer from service label)		7017 2400 0000 1265 9363	
PS Form 3811, February 2004		Domestic Return Receipt	