

AFFIDAVIT OF PUBLICATION

FORUM NEWSPAPERS, INC.

STATE OF COLORADO)

)SS.

COUNTY OF MONTROSE)

I, Mary Culver do solemnly swear that I am Secretary of Forum Newspapers, Inc.; that the same is a weekly newspaper printed in whole or in part, and published in the County of Montrose, State of Colorado, and has a general circulation therein; that said newspaper has been published continuously and uninterrupted in said County of Montrose for a period of more than fifty-two 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 Act of March 3, 1879, or any 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 issues of every number of said weekly newspapers for the period of 4 consecutive insertions; and that the first publication of said notice was in the issue of the newspaper dated September 19 A.D., 2019, and that the last publication of said notice was in the issue of said newspaper dated October 10 A.D., 2019

In witness whereof I have hereunto set my hand

this 14th day of October A.D., 2019

Mary Culver

Subscribed and sworn to before me, a Notary Public in and for the County of Montrose, State of Colorado

this 14 day of Oct A.D., 2019

Roger Culver

(Notary Public)

My Commission Expires 03.04.2021

Public Notice

Pursuant to the Rules and Regulation of the Colorado Mined Land Reclamation Board published August 1980, and pursuant to the Colorado Surface Coal Mining Reclamation Act 14-33-101, et seq., notice is hereby given of the filing of an application for Phase I, II, and III Bond Release of a portion of the New Horizon Mine site. The application is denoted as SL-23 and pertains to the New Horizon Mine, Permit No. C-1981-008 (approved April 6, 1983) by Elk Ridge Mining and Reclamation, LLC, P.O. Box 628, Nuclea, Colorado 81424, filed with the Colorado Division of Reclamation, Mining and Safety (CDRMS), Colorado Department of Natural Resources, 1313 Sherman Street, Room 215, Denver, Colorado 80203. The New Horizon Mine is located approximately 2 miles west of Nuclea, Colorado.

The Phase I, II, and III bond release area applied for is a reclaimed sediment control structure. The area was reclaimed in 2018. This area includes approximately 0.4 acres and is shown in detail on Map 1 within the application. The status of the areas being applied for is consistent with the requirements of the approved reclamation plan, which includes reclaiming the sediment control structure to irrigated pasture. Listed below is a general legal description of the area:

SW 1/4 NE 1/4 and SE 1/4, NW 1/4 of Section 6, Township 40 North, Range 15 West of the 6th P.M.

The New Horizon Mine currently holds a self-bond in the amount of \$5,300,000, which includes the above listed area. With this application, the New Horizon Mine will be requesting relinquishment of 100% of the bond held for this parcel.

A copy of the bond release application is on file at the Montrose County Courthouse Annex, 300 Main Street, Nuclea, Colorado and the Colorado Division of Reclamation Mining and Safety at Department of Natural Resources, 1313 Sherman Street, Room 215, Denver, Colorado 80203.

Written comments, objections, and requests for a public hearing or informal conference concerning this bond release application should be addressed to the Colorado Division of Reclamation Mining and Safety, Department of Natural Resources, 1313 Sherman Street, Room 215, Denver, Colorado 80203.

Comments must be filed within thirty (30) days from the last date of this publication, or within thirty (30) days of the complete inspection by the CDRMS, whichever is later.

Comments may be filed with the New Horizon Mine on September 19, 26, October 3, and 10, 2019

Deputy - Hours / 700