

May 4, 2020

New Elk Mining Company, LLC  
12250 State Highway 12  
Weston CO, 81091

**RE: Coal Exploration No. X-2020-232-02  
Notice of Intent to Explore (NOI)**

The Division has reviewed the above-referenced Notice of Intent to Conduct Coal Exploration, NOI No. X-2020-232-02 in accordance with the applicable provisions of the Colorado Surface Coal Mining Act (“Act”) and the Regulations of the Colorado Mined Land Reclamation Board for Coal Mining (“Regulations”), and has the following comments.

**Notification of Completeness [Regulation 2.02.2]**

Notice of Intent No. X-2020-232-02. is **Complete**

**Determination of Proposed Activities as Coal Exploration [Regulations 2.02.2(3) and 1.04(22)]**

The activities described in the NOI qualify as “coal exploration” as defined at Regulation 1.04(22).

**Determination of Substantial Natural Land Surface Disturbance [Regulations 2.02.2(3) and 1.04(127)]**

The coal exploration activities described will substantially disturb the natural land surface, as defined at Regulation 1.04(27).

**Determination of Amount of Performance Bond [Rule 3.05.2(1)]**

The Division will prepare a preliminary estimate of the amount of performance bond sufficient to assure the satisfactory reclamation of the proposed coal exploration disturbance in the event of bond forfeiture, the work had to be performed by the Division through independent contractors.

Upon acceptance of NOI X-2020-232-02 coal exploration cannot be initiated prior to receiving the bond.

If you need additional information or have any questions, please contact me at Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, by telephone at **720-618-0860**, or by email at [tabetha.lynn@state.co.us](mailto:tabetha.lynn@state.co.us).

Sincerely,



Tabetha Lynch  
Environmental Protection Specialist

