

NEW ELK COAL COMPANY



July 24, 2020

Daniel Cunningham
Division of Reclamation, Mining and Safety
1313 Sherman St., Rm. 215
Denver, Colorado 80203

Re: New Elk Mine
Permit C-1981-012
TR-75

Dear Mr. Cunningham:

Please find electronically attached an application for TR-75 for the New Elk Mine. TR-75 responds to the "order to revise permit" as outlined in the DRMS letter dated June 11, 2020.

This technical revision proposes to add an "early plan" for reclamation of the RDA and specifically addresses the issue of available cover material required to complete the reclamation work in accordance with Rule 4.10.4. The plan proposes a source for this cover material immediately adjacent to the RDA and within the previously approved disturbed area of the RDA. The revision materials include additional permit text under section 2.05, as well as five new figures.

The proposed "early plan" for reclamation is comprehensive and detailed. It is a reasonable plan that presents a "worst case" scenario for reclamation that is based on past successful reclamation practices undertaken at the RDA and identifies specific details focused on the cover material for the exposed refuse surface. It also responds directly to the need for previously permitted text on page 52 of section 2.05 stating "Should the RDA require reclamation prior to reaching its full design capacity, an alternative final reclamation plan will be developed and submitted as a technical revision." These details supplement the current approved permit and allow

determinations of assumptions to be used by the Division and present numerical data necessary to calculate a reclamation cost estimate adequate to cover the cost of reclamation by a third party contractor as required by the rules for coal mining.

TR-75 revised materials

Revised figure table of contents

Figures 10, 10a, 10b, 10c, 10d

Section 2.05 text pages 52, 56, 58, 58a, 58b, 58c, 58d, and 58e

We appreciate your efforts to review this information promptly. Please call me if you have any questions or comments.

Sincerely,

A handwritten signature in cursive script that reads "Nicholas Mason".

Nicholas Mason
Engineering Technician

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