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## Foidel Creek C-1982-056; Surety Increase No. 3(SI3) Informal Conference Notice

1 message

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**Lynch - DNR, Tabettha** <tabetha.lynch@state.co.us>

Thu, Jan 14, 2021 at 1:04 PM

To: "Kawcak, Miranda" <MKawcak@peabodyenergy.com>

Miranda,

As discussed over the phone, attached is a notification for the proposed surety increase associated with the midterm review. Please see the letter for details in requesting an informal conference.

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Tabetha Lynch  
Environmental Protection Specialist



**COLORADO**  
Division of Reclamation,  
Mining and Safety  
Department of Natural Resources

P 720-618-0860 | F 303.832.8106

1313 Sherman Street, Room 215, Denver, CO 80203

[tabetha.lynch@state.co.us](mailto:tabetha.lynch@state.co.us) | [mining.state.co.us](http://mining.state.co.us)



**C1982056 SI3 Letter.pdf**

257K



January 14, 2021

Miranda Kawcak  
Twenty Mile Coal Company  
29515 Routt County Road #27  
Oak Creek, CO 80467

**Re: Foidel Creek Mine; C-1982-056:  
Proposed Bond Adjustment (SI-03) and Opportunity to Request Informal Conference**

Dear Mrs Kawcak:

The Colorado Division of Reclamation, Mining and Safety (Division) is proposing a bond adjustment/surety increase (SI-03) for the Foidel Creek Mines (DRMS Permit No. C-1982-056). During the Division's 2020 Mid-Term Review No. 8 (MT-08), dated 11/23/2020, the Division updated the site-wide reclamation cost estimate for the Foidel Creek Mine permit.

Based on the updated costs of associated revisions, the direct costs for all reclamation tasks is \$9,082,713.00. Indirect costs consist of the Overhead and Profit costs and the Legal, Engineering, and Project Management costs. Overhead and Profit costs consist of Liability Insurance (% of direct cost), Performance Bond (% of direct cost), Job Superintendent (hourly), and Profit (% of direct cost) which make up the Contract Amount (direct cost + Overhead and Profit). The Legal, Engineering, and Project Management Costs consist of Engineering Work (% of contract amount), and Reclamation Management (% of contract amount) for a Total Indirect Cost. **The total reclamation cost including the indirect costs is \$11,429,904.00.** The Division currently holds \$10,267,597.55.

The Division is requesting additional bond in the amount of \$1,162,306.45 to cover the total reclamation costs associated with the site.

In accordance with Rule 3.02.2(4)(a), the Division hereby notifies Twentymile Coal Company, LLC of this proposed reclamation liability increase, and further provides Twentymile Coal Company with an opportunity for an informal conference regarding the adjustment. If Twentymile Coal Company, LLC wishes to participate in an informal conference, the Division asks that a written request for an informal conference be submitted to the Division by February 1<sup>st</sup>, 2021. If a request for an informal conference is not submitted by this date, the Division will assume that Twentymile Coal LLC declines to participate in an informal conference and the Division will issue a proposed decision adjusting the bond amount accordingly.

If you have any questions feel free to contact me at 720-618-0860 or by email [tabetha.lynch@state.co.us](mailto:tabetha.lynch@state.co.us).

Sincerely,

A handwritten signature in blue ink, appearing to read 'Tabetha Lynch'.

Tabetha Lynch  
Environmental Protection Specialist