

**AFFIDAVIT OF PUBLICATION**

**Delta County Independent**  
**401 Meeker Street**  
**(970) 874-4421**

I, Diane Webster, of lawful age, being duly sworn upon oath, deposes and says that I am the Representative of Delta County Independent, a publication that is a "legal newspaper" as that phrase is defined for the city of Delta, for the County of Delta, in the state of Colorado, that this affidavit is Page 1 of 2 with the full text of the sworn-to notice set forth on the pages that follow, and that the attachment hereto contains the correct copy of what was published in said legal newspaper in consecutive issues on the following dates:

**PUBLICATION DATES:**

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10 Nov 2021

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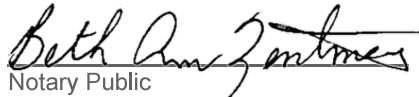
Representative

**VERIFICATION**

STATE OF COLORADO  
COUNTY OF DELTA

Signed or attested before me on this

23rd day of November, A.D. 2021.



Notary Public

**My Commission Expires:** 08/20/2023

**DAN #19874227037 - 745754**

#### Public Notice

Oxbow Mining, LLC (OMLLC), P.O. Box 535, Somerset, CO 81434, (970) 929-5122, has filed a Phase II Bond Release Request to OMLLC's Mining and Reclamation Permit No. C-1981-022 with the Colorado Mined Land Reclamation Board (Board), under the provisions of the Colorado Surface Coal Mining Reclamation Act of 1979. The permit was originally issued by the Board on October 11, 1983, and subsequently renewed. The State of Colorado holds a surety reclamation bond in the amount of \$2,039,068.06 that equals the current reclamation liability of \$2,039,068.06.

OMLLC's approved permit area is located in Gunnison and Delta Counties north of the town of Somerset and the North Fork of the Gunnison River. OMLLC's current permit area is included within areas found on the Somerset and Bowie USGS 7.5 minute quadrangle maps and is generally described as follows: Township 12 South, Range 90 West, 6th PM, all or parts of Sections 27-34; Township 12 South, Range 91 West, 6th PM, all or parts of Sections 25-27 and 34-36; Township 13 South, Range 89 West 6th PM, all or parts of Sections 6 and 7; Township 13 South, Range 90 West, 6th PM, all or parts of Sections 1-12 and 17; Township 3 South, Range 91 West, 6th PM, all or parts of Sections 1-3 and 11-13. The permit area contains approximately 15,676.51 acres of surface lands of which 5,551 acres are on private land and 10,125.51 acres are on federal land. OMLLC is requesting a Phase II Bond Release for the reclaimed coal refuse disposal facility, associated road segments, and reclaimed surface disturbance adjacent to the mine office at the mine. These reclaimed areas comprise approximately 35.63 acres of private land. These sites and road were necessary for prior coal mining operations. OMLLC is requesting a release of a total of 85% of the reclamation bond applicable to sites proposed for Phase II bond release, as allowed by Colorado Statute and Rule 3.03. This amount will be verified by the State of Colorado. The revegetation on these reclaimed sites has met the applicable vegetation bond release criteria for Phase II bond release and has been shown to control erosion to levels of adjacent undisturbed areas.

Reclamation of the sites for which Phase II bond release is being requested was completed between 2002 and 2018. Reclamation included backfilling and regrading of surface disturbance, replacement of a minimum of four feet of non-toxic, non-combustible fill (on the refuse disposal area), and reclamation of roads, with the subsequent replacement of plant growth medium, and implementation of sediment control measures.

The areas proposed for bond release have been revegetated using the methods consistent with the requirements of the private landowner.

A copy of the bond release application is available for review at the Colorado Division of Reclamation, Mining and Safety (CDRMS), 1313 Sherman Street, Room 215 Denver, CO 80203, (303) 866-3567, the Gunnison County Planning Office, 221 N. Wisconsin St., Gunnison, CO 81230, the Delta County Clerk and Recorder, Delta County Courthouse, 501 Palmer St. #211, Delta, Colorado 81416, and the Paonia Public Library, 80 Samuel Wade Rd., Paonia, CO 81428 during the review period. All information pertinent to the bond release request is presented within this application. Comments or objections concerning the application should be directed to the CDRMS at the above address not later than 30 days after the last date of publication of this notice (published 4 times consecutively) in order to be considered. Published November 3, 10, 17, 24, 2021.

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