

Ebert - DNR, Jared <jared.ebert@state.co.us>

Lorencito Canyon Mine, C-1996-084, 3Q Pond Inspection Report Review

Ebert - DNR, Jared <jared.ebert@state.co.us> To: Nick Mason <nmason@newelkcoal.com> Cc: Brock Bowles <brock.bowles@state.co.us> Fri, Oct 28, 2022 at 1:02 PM

Hello Nick,

Please see the attached review letter for the 3Q Pond inspection report. Please let me know if you have any questions.

Jared

Jared Ebert

Senior Environmental Protection Specialist



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October 28, 2022

New Elk Coal Company, LLC. Attn: Mark Gray 12250 Highway 12 Weston, Colorado 81091

Re: Lorencito Canyon Mine; C-1996-084 Third Quarter 2022 Pond Inspection Report Review

Dear Mr. Gray:

The Colorado Division of Reclamation, Mining, and Safety (Division) has reviewed the above referenced report. This report appears to be in compliance with Rule 4.05.9 (14) and (17). The report included inspection report forms for each of the ponds inspected.

The inspection was conducted by Vince Massarotti on August 10, 2022 and the report was stamped by Bill Stormes a Colorado Licensed Professional Engineer on September 21, 2022. No appearances of structural weaknesses or hazardous conditions were noted. In accordance with Rule 4.05.9(17), please retain a copy of the reports at or near the mine site.

If you have any questions feel free to contact me at <u>Jared.Ebert@state.co.us</u> or (303) 866-3567 ext. 8120.

Sincerely,

Jand Ebert

Jared Ebert Senior Environmental Protection Specialist

Ec: Nick Mason; NECC, <u>mmason@newelkcoal.com</u>

