



STATE OF
COLORADO

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

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

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 1:30 PM

Hello Nick,

Please see the attached review letter for the 3Q Fill Inspection Report. Please make sure for next quarter that the report is submitted no later than two weeks after the inspection of the fill occurs in accordance with 4.09.1(11)(b). I may have missed that also for the Waste Pile Inspection report for the New Elk Mine.

Thank you,

Jared

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Jared Ebert

Senior Environmental Protection Specialist



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

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3Q2022_FillInspReview_C1996084_28Oct2022.pdf
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COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

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 Fill Inspection Report Review**

Dear Mr. Gray:

The Colorado Division of Reclamation, Mining, and Safety (CDRMS) has reviewed and found the above referenced report to be in general compliance with the following CDRMS regulations with any exceptions noted below:

- 4.09.1(11)(a) *Inspected at least quarterly by a registered engineer or other qualified professional specialist in construction of earth and rockfill embankments under the direction of a qualified engineer throughout the construction and critical periods.*
Fills 7, 8 and 9 were inspected. Each of these fills are in final reclamation and no additional fill material is being placed on these facilities. The certified report covers the third quarter monitoring period from July 1 to September 30, 2022. The inspections were conducted by Vince Massarotti on August 10, 2022. A certified engineer stamped the report on September 21, 2022.
- 4.09.1(11)(b) *Provide to the Division a certified report within 2 weeks after each inspection that the fill has been constructed as specified in the design approved by the Division. The report shall include a description of any appearances of instability, structural weakness, and other hazardous conditions.*
The inspection was conducted on August 10, 2022. The Division received the report on September 26, 2022. **The report was submitted to the Division over six weeks after the inspection of the fills occurred. In the future, please submit the reports within two weeks after each inspection of the fills.** No instability, structural weakness, or other hazardous conditions were noted during this inspection of the fills.

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

Sincerely,

Jared Ebert
Senior Environmental Protection Specialist

Ec: Nick Mason; NECC, nmason@newelkcoal.com

