

**AFFIDAVIT OF PUBLICATION**

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

I, Brooke Jacquez, 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:**

26 Oct 2022

2 Nov 2022

9 Nov 2022


16 Nov 2022

**Notice ID:** FifH8aOSpLtG8936GV8O

**Publisher ID:** 571188

**Notice Name:** Oxbow Phase III Bond Release SL08 2022 Legal

**PUBLICATION FEE:** \$353.90

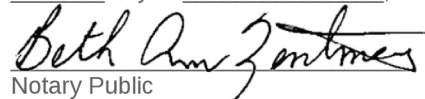
  
Representative

**VERIFICATION**

STATE OF COLORADO  
COUNTY OF DELTA

Signed or attested before me on this

16th day of November, A.D. 2022.

  
Notary Public

**My Commission Expires:** 08/20/2023  
**DAN #19874227037 - 753474**

**Public Notice**

Oxbow Mining, LLC (OMLLC), P.O. Box 535, Somerset, CO 81434, (970) 929-5122, has filed a Phase III Final 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 \$1,795,770.40 that exceeds the current reclamation liability of \$1,691,781.

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 III Bond Release for reclaimed drill holes and pads, associated road segments, and appurtenant surface disturbances. These reclaimed areas comprise approximately 9.50 acres of private and public lands (US Forest Service and Bureau of Land Management). These sites and roads were necessary for prior coal mining operations. OMLLC is requesting a release of a total of 100% of the remaining reclamation bond applicable to sites proposed for Phase III bond release as allowed by Colorado Statute and Rule 3.03. The 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 III bond release, has been shown to meet the post-mining land uses, and is comprised of predominantly native species.

Reclamation of the sites for which Phase III bond release is being requested was completed in 2012. Reclamation included sealing of drill holes, backfilling and regrading of surface disturbance, replacement of topsoil, mulching, and seeding of the approved seed mixes. The areas proposed for bond release have been revegetated using the methods of seeding, fertilizing, and mulching consistent with the requirements of the private and public landowners. A copy of the bond release application is available for review at the

Colorado Division of Reclamation, Mining and Safety (CDRMS), 1313 Sherman St., 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 in the Delta County Independent October 26, November 2, 9 and 16, 2022