



January 12, 2023

Tony Tennyson
Elk Ridge Mining and
Reclamation, LLC
P.O. Box 628
27646 West 5th Avenue
Nucla, CO 81424

**RE: New Horizon Mine Mine, Permit No. C-1981-008
2nd Quarter 2022 Sediment Pond Inspection Report / 2022 Annual
Impoundment Inspection Report**

Dear Mr. Tennyson,

The Division of Reclamation, Mining and Safety (the Division) has reviewed the Sediment Pond Inspection Report for the 2nd Quarter of 2022 and the Annual Impoundment Inspection Report for 2022. The report was received on June 27, 2022. The Division finds the report to be in compliance with the following Rules:

4.05.9(14)(a) – Annual inspections of the impoundments occurred during the 2nd quarter of 2022.

4.05.9(14)(b) – The reports were certified by a professional registered engineer that the impoundments have been maintained as designed, and in accordance with the approved plans.

4.05.9(14)(c) – Copies of the certified reports are retained at the mine site.

4.05.9(15)(a) – No indications of seepage, erosion or animal burrows were identified in the 2nd quarter. Spillways for the ponds were noted to be in good repair and functional.

4.05.9(15)(b) – The existing required monitoring procedures were met.

4.05.9(15)(c) – The amount of water impounded in the ponds was documented in the report.

4.05.9(15)(d) – The existing storage capacity of the impoundments was documented in the report.

4.05.9(15)(e) – The 2nd quarter report did not list any other aspects of the structure affecting stability, or requiring maintenance.

4.05.9(17) – All impoundments are inspected quarterly, by a qualified person designated by the operator, for the appearance of structural weakness and other hazardous conditions. The reports are retained at the New Horizon Mine, and copies of the reports are submitted to the Division on a quarterly basis.



During the 2nd quarter Pond 013 discharged.

This concludes the Division's review of the Sediment Pond Inspection Report for the 2nd Quarter of 2022 and the Annual Impoundment Inspection Report for 2022. If you have any questions, please contact me at (303)-866-3567 x8185 or clayton.wein@state.co.us.

Sincerely,

A handwritten signature in black ink that reads "Clayton Wein". The signature is written in a cursive, slightly slanted style.

Clayton Wein
Environmental Protection Specialist
clayton.wein@state.co.us

cc: Travis Marshal, Senior Environmental Protection Specialist