



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

October 26, 2023

New Elk Coal Company, LLC.  
Attn: Chris Walker  
12250 Highway 12  
Weston, Colorado 81091

**Re: New Elk Mine; C-1981-012  
Third Quarter 2023 Pond Inspection Report Review**

Dear Chris Walker:

The Colorado Division of Reclamation, Mining and Safety (Division) received the above referenced report on September 21, 2023. The Division finished its review and the report appears to be in compliance with Rule 4.05.9(17). The report included inspection report forms for each of the ponds inspected.

The ponds were inspected on September 8, 2023. No appearances of structural weaknesses or hazardous conditions were noted. It was noted that sediment in Containment #5 will need to be cleaned out soon.

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 [amber.gibson@state.co.us](mailto:amber.gibson@state.co.us) or (720) 836-0967.

Sincerely,

Amber M. Gibson  
Environmental Protection Specialist

Ec: Nick Mason; NECC, [nmason@newelkcoal.com](mailto:nmason@newelkcoal.com)  
Brock Bowles, DRMS  
Jared Ebert, DRMS

