



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

October 30, 2023

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

**Re: Lorencito Canyon Mine; C-1996-084, Third Quarter 2023 Pond Inspection Report Review**

Dear Chris Walker:

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 John Terry on September 8, 2023. 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.

It was noted that on the certification page of the report, under the signatures, there is the following statement, "Inspections completed in compliance with Rule 4.09.1(11)(b) must be submitted to the Division within two weeks of completion." This rule pertains to reports filed regarding excess spoil and does not apply to these pond inspection reports required by Rule 4.05.9(17), please revise this in future reports.

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)  
Jared Ebert, DRMS  
Brock Bowles, DRMS

