



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

January 8, 2024

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

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

Dear Chris Walker:

The Colorado Division of Reclamation, Mining and Safety (Division) received the above referenced report on December 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 December 18, 2023. No appearances of structural weaknesses or hazardous conditions were noted. It was noted that sediment in Containment #5 as cleaned in 2022 and that it will need to be cleaned of sediment in the coming months.

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 or (720) 836-0967.

Sincerely,

Amber M. Gibson
Environmental Protection Specialist

Ec: John Terry; NECC, jterry@newelkcoal.com
Brock Bowles, DRMS
Jared Ebert, DRMS

