

STATE OF
COLORADO

Simmons - DNR, Leigh <leigh.simmons@state.co.us>

No MPDD Needed determination on West Elk TR-154

Wilczek, Jessica A. <jwilczek@archrsc.com>
To: "Simmons - DNR, Leigh" <leigh.simmons@state.co.us>

Wed, May 29, 2024 at 5:38 AM

Hi Leigh,

See attached.

Jessica Wilczek, PE

Manager of Engineering and Environmental Affairs | West Elk Mine

5174 Highway 133 | Somerset, CO 81434

o: 970 929.2308 | m: 970 250.1570

jwilczek@archrsc.com | www.archrsc.com



From: Simmons - DNR, Leigh <leigh.simmons@state.co.us>
Sent: Friday, May 24, 2024 3:00 PM
To: Wilczek, Jessica A. <jwilczek@archrsc.com>
Subject: Re: No MPDD Needed determination on West Elk TR-154

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AFFIDAVIT OF PUBLICATION

State of Texas, County of Bexar, ss:

Yuade Moore, being first duly sworn, deposes and says: That (s)he is a duly authorized signatory of Column Software, PBC, duly authorized agent of Delta County Independent, a newspaper printed and published in the City of Delta, County of Delta, State of Colorado, and that this affidavit is Page 1 of 1 with the full text of the sworn-to notice set forth on the pages that follow, and the hereto attached:

PUBLICATION DATES:

May. 2, 2024

NOTICE ID: qL7fMUIltbV7ROcTKNbW

PUBLISHER ID: DCI000430

NOTICE NAME: Mountain Coal Company TR-154

Publication Fee: 51.33

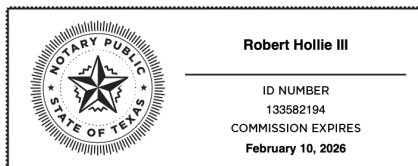
I declare under penalty of perjury under the law of Colorado that the foregoing is true and correct.

(Signed)

Yuade Moore

VERIFICATION

State of Texas
County of Bexar



Subscribed in my presence and sworn to before me on this: 05/03/2024

[Signature]

Notary Public
Electronically signed and notarized online using the Proof platform.

Mountain Coal Company, LLC (MCC), 5174 Highway 133, Somerset, CO 81434, (970) 929-5015, has filed a complete application for Technical Revision No. TR-154 to MCC's Mining and Reclamation Permit No. C-1980-007 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 in July 1981, and subsequently renewed in August 1986, January 1993 (effective August 1991), July 1996, July 2001, April 2007 (effective July 2006), November 2011 (effective July 2011), September 2020 (effective July 2016), and July 2022 (effective July 2021). The West Elk Mine five-year permit area contains lands in Sections 9-11, 13-36, T13S, R90W, 6th PM; Sections 23-26, T13S, R91W, 6th PM; and Sections 1-5, 8-12, 14-16, and 21-23, T14S, R90W, 6th PM in Delta and Gunnison Counties. The location of the lands can be found on the USGS 7.5 minute Somerset and Minnesota Pass Quadrangle Topographic Maps. The current permit area encompasses approximately 19,854.9 acres. This Technical Revision is to mine by pillar extraction the Sunset Mains to extract the maximum economical amount of coal on MCC property and on federal lease C-1362. Copies of the technical revision application are available for review at the Colorado Division of Reclamation, Mining, and Safety (CDRMS) office, Centennial Building, 1313 Sherman Street, Room 215, Denver, Colorado, 80203, phone (303) 866-3567, and the Gunnison County Planning Office, 221 N. Wisconsin, Suite D, Gunnison, CO 81230. Comments or objections concerning the revision application should be directed to the CDRMS at the above address not later than 10 days after the date of publication of this notice in order to be considered. Published Thursday, May 2, 2024