



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

October 14, 2024

New Elk Coal Company, LLC.

Attn: Chris Walker

12250 Highway 12

Weston, Colorado 81091

**Re: New Elk Mine; C-1981-012
Third Quarter 2024 Pond Inspection Report Review**

To Whom It May Concern,

The Colorado Division of Reclamation, Mining and Safety (Division) received the above referenced report on October 9, 2024. The report included inspection report forms for each of the ponds inspected. The Division has accepted the submission, and finished its review. 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 30, 2024. No appearances of structural weaknesses or hazardous conditions were noted.

In the section for Pond 006A, it was noted that the processing plant is operation and is sparingly placing water in the pond. However, it is the Division's understanding that the mine has been in temporary cessation, and the plant has not been operating.

- **Please clarify this discrepancy.**

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/Lightfoot Resources LLC
Jared Ebert, DRMS