



April 8, 2025

Ms. Hunter Ridley  
Environmental Protection Specialist  
Colorado Division of Reclamation, Mining & Safety  
Department of Natural Resources  
1313 Sherman Street, Room 215  
Denver, CO 80203

**RE: Colowyo Coal Company L.P.**  
**Permit No. C-1981-019**  
**Technical Revision 16 (TR-166)**  
**Second Adequacy Response**

Dear Ms. Ridley,

Tri-State Generation and Transmission Association Inc. (Tri-State), is the parent company to Axial Basin Coal Company, which is the general partner to Colowyo Coal Company L.P. (Colowyo). Therefore, Tri-State on behalf of Colowyo is submitting this second adequacy response to technical revision 166 (TR-166) for Permit No. C-1981-019.

Tri-State received the Division's second adequacy review dated April 8, 2025, and has the following responses to the Division's adequacy. Adequacy comments that have been deemed acceptable have not been included.

2. *The Division has performed a reclamation cost estimate to reclaim areas within the Colowyo site that are impacted by the proposed Reclamation Plan revisions. The updated value of this estimate will be incorporated into the Midterm 9 (MT-9) cost estimate. The Division respectfully requests a response from Colowyo with any questions regarding the cost estimate (attached below) or an acceptance of the Division's estimate.*

**Response:** Tri-State has reviewed the Division's reclamation cost estimate which revises tasks associated with the wildlife seed mixture proposed under TR-166. The Division indicates that these costs will be reflected in the upcoming Midterm (MT-9) cost estimate. Given this approach, Tri-State does not concur with the reclamation cost estimate presented under TR-166. Because the Division is planning to include these updated costs in MT-9, the reclamation cost estimate provided under TR-166 should not include "*Indirect Costs*", as "*Indirect Costs*" will be captured in the larger reclamation cost estimate that the Division is considering under MT-9. The correct reflection of the reclamation cost estimate for TR-166 that should be included in MT-9 when issued is \$822,556.00.

*The Division agrees with Tri-State's above comments. The corrected amount to be incorporated into the MT-9 bond update will be \$822,556.00 for changes related to TR-166. The Division respectfully requests a response from Colowyo with any questions regarding the cost estimate (attached below) or an acceptance of the Division's estimate.*



**TRI-STATE**

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**Response:** Tri-State has reviewed the Division's revised reclamation cost estimate for TR-166, which will increase Colowyo's reclamation liability by \$822,556.00. It is also understood the increase will occur when the Division issues MT-9. Therefore, Tri-State hereby provides concurrence with the Division's estimate for TR-166.

If you should have any additional questions or concerns, please feel free to contact Tony Tennyson at (970) 824-1232 or at [ttennyson@tristategt.org](mailto:ttennyson@tristategt.org).

Sincerely,

DocuSigned by:  
A handwritten signature in blue ink that reads "Chris Gilbreath".  
4BE980BE59E442F...

Chris Gilbreath  
Senior Manager  
Remediation and Reclamation

CG:TT

Enclosure

cc: Tony Tennyson (via email)  
File: C. F. 1.1.2.154