

Pursuant to the Rules and Regulation of the Colorado Mined Land Reclamation Board published August 1980, and pursuant to the Colorado Surface Coal Mining Reclamation Act 34-33-101, et seq., notice is hereby given of the filing of an application for Phase III Bond Release of a portion of the New Horizon Mine site. The application is denoted as SL-29 and pertains to the New Horizon Mine, Permit No. C-1981-008 (latest permit renewal date of October 4, 2023) by Elk Ridge Mining and Reclamation, LLC, P. O. Box 628, Nucla, Colorado 81424, filed with the Colorado Division of Reclamation, Mining and Safety (CDRMS), Colorado Department of Natural Resources, 1313 Sherman Street, Room 215, Denver, Colorado 80203. The New Horizon Mine is located approximately 2 miles west of Nucla, Colorado.

The Phase III bond release areas requested for release was reclaimed to irrigated pasture in 2016 and contains 2.9 acres. The area being applied for bond release is shown on Map 1 in the application. The status of the reclaimed areas is consistent with the requirements of the approved reclamation plan which includes backfill and grading to the final post-mine surface (achievement of Phase I bond release), appropriate topsoil replacement (achievement of Phase II bond release), and the reclamation parcel has met the minimum period of liability, and requirements of the revegetation success criteria for two years.

The 2.9 acres being requested for Phase III bond release is located within the following locations:

**Township 46 North, Range 15 West of the 6th P.M. New Mexico Principal Meridian,
County of Montrose, State of Colorado**

*NW ¼ NE ¼ NE ¼ N ½ of Section 6;
NW ¼ NE ¼ NW ¼ NE ¼ of Section 6; and
NE ¼ NW ¼ NW ¼ NW ¼ of Section 6*

The New Horizon Mine currently holds a surety bond in the amount of \$2,522,994, which includes the above listed area. With this application, the New Horizon Mine will be requesting relinquishment of 100% of the bond held for these locations.

A copy of the bond release application is on file at the Montrose County Courthouse Annex, 300 Main Street, Nucla, Colorado and the Colorado Division of Reclamation Mining and Safety at Department of Natural Resources, 1313 Sherman Street, Room 215, Denver, Colorado 80203.

Written comments, objections, and requests for a public hearing or informal conference concerning this bond release application should be addressed to the Colorado Division of Reclamation Mining and Safety, Department of Natural Resources, 1313 Sherman Street, Room 215, Denver, Colorado 80203.

Comments must be filed within thirty (30) days from the last date of this publication, or within thirty (30) days of the completed inspection by the CDRMS, whichever is later.