

June 7, 2012

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JUN 1 1 2012 GRAND JUNCTION FIELD OFFICE DIVISION OF RECLAMATION MINING & SAFETY

Russell Means Environmental Protection Specialist Division of Reclamation, Mining and Safety Grand Junction Office 101 South 3rd, Suite 301 Grand Junction, Colorado 81501

Re: Review and Consultation: Cultural Resource Inventory Report for the C-JD-8 Mine, Permit No. M-1984-014 (CHS #62033)

Dear Mr. Means:

We received documentation for the above referenced project from Kathy Croll, Project Manager/Senior Archaeologist, ERO Resources Corporation on May 16, 2012 with supplemental information emailed to our office on June 6, 2012.

Following our review of the documentation provided, we concur with your determination that site 5MN9732 is **eligible** for the National Register of Historic Places (NRHP). We also concur with your determination that sites 5MN4394 and 5MN9733 are **not eligible** for the NRHP. Assuming that site 5MN9732 is avoided by the current undertaking, we concur that a finding of **no historic properties affected** is appropriate.

The consultation process does involve other consulting parties such as local governments, Tribes, and the Uncompany Field Office of the Bureau of Land Management, which as stipulated in 36 CFR 800.3 are required to be notified of the undertaking. Additional information provided by the local government, Tribes or other consulting parties may cause our office to re-evaluate our comments and recommendations.

If previously unidentified archaeological resources are discovered in the course of the project, work must be interrupted until the resources are properly evaluated in terms of the National Register of Historic Places eligibility criteria (36 CFR 60.4) in consultation with our office.

Thank you for the opportunity to comment. If we may be of further assistance, please contact Mark Tobias, Section 106 Compliance Manager, at (303) 866-4674 or <u>mark.tobias@state.co.us</u>.

Sincerely,

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Edward C. Nichols State Historic Preservation Officer ECN/MAT

cc. Kathy Croll, ERO Resources Corporation