

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY
Department of Natural Resources

1313 Sherman St., Room 215
Denver, Colorado 80203
Phone: (303) 866-3567
FAX: (303) 832-8106



November 13, 2012

Glen Williams
Cotter Corp.
P.O. Box 700
Nucla, CO
81424

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta Piñeda
Director

RE: JD-7 Pit, Permit No. M-1979-094-HR, Comments Regarding 112d Amendment Application (AM1)

Dear Mr. Williams,

On November 5, 2012 the Division of Reclamation, Mining and Safety (Division) received comments regarding the above referenced application from the State Historic Preservation Officer (SHPO).

Please inform the Division of how the Applicant will respond to the jurisdictional issues presented by the SHPO.

If you require additional information, or have questions or concerns, please contact me at the DRMS Grand Junction Field Office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dusan Czapla", with a long horizontal flourish extending to the right.

Dusan Czapla
Environmental Protection Specialist
Department of Natural Resources
Division of Reclamation, Mining and Safety
101 South 3rd, Suite 301
Grand Junction, CO 81501
Phone: (970) 243-6299
Fax: (970) 241-1516

Enc: SHPO Comments dated November 1, 2012

Cc: Ed Cotter, DOE



November 1, 2012

Dustin M. Czapla ✓
Environmental Protection Specialist
Division of Reclamation, Mining and Safety
Department of Natural Resources
1313 Sherman Street, Room 215
Denver, Colorado 80203

RECEIVED

✓ NOV 05 2012

✓ DIVISION OF RECLAMATION
MINING AND SAFETY

Re: Notice of H2d-3 Designated Mining Operation Reclamation Permit Amendment Application Consideration
Cotter Corporation, JD-7 Pit, Permit No. M-1979-094-HR (CHS #62974) ✓

Dear Mr. Czapla:


Thank you for your correspondence dated October 29, 2012 (received by our office on October 31, 2012) regarding the subject project.

Because the proposed mining plan amendment involves Federal oversight, including both the Bureau of Land Management and the U.S. Department of Energy, please note that it is the responsibility of the Federal agencies involved to comply with Section 106 of the National Historic Preservation Act as set forth in 36 CFR Part 800 ("Protection of Historic Properties"). This includes the identification of any historic properties (i.e. cultural resources which are eligible to be listed in the National Register of Historic Places) within the area of potential effects and determining whether the undertaking will have an effect upon such properties. The State Historic Preservation Office, Native American tribes, representatives of local governments, and applicants for Federal permits, licenses or other approval are entitled to consultative roles in this process.

Prior to ground-disturbing activities, an inventory for cultural resources should be conducted in this area by a qualified professional and the results provided to our office for review and comment.

✓
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 mark.tobias@state.co.us.

Sincerely,

for 
Edward C. Nichols
State Historic Preservation Officer
ECN/MAT