

# STATE OF COLORADO

## DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

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John W. Hickenlooper  
Governor

Mike King  
Executive Director

Loretta E. Pineda  
Director

January 31, 2013

Michael S. Savage  
Savage and Savage, Inc.  
4610 Haystack Drive  
Windsor, CO 80550-2597

**Re: Carbon Junction Mine (Permit No. C-1992-080)  
Incompleteness  
Permit Renewal Application No. 4 (RN-4)**

Dear Mr. Savage:

We have received your application to renew your permit to conduct coal mining in Colorado. Our initial review indicates that all preliminary items required by Rule 2.08.5(2)(b) have not been submitted. Thus, your application is incomplete for the purposes of filing as of January 31, 2013.

- 1) The Certificate of Liability Insurance submitted with the application does not fulfill all of the requirements of Rule 2.03.9. Specifically:
  - a) The description of operations gives "Colorado Division of Reclamation" rather than naming the surface coal mining and reclamation operation for which the renewal is sought;
  - b) The certificate holder is listed as Savage & Savage, rather than the Division of Reclamation, Mining and Safety; and
  - c) No rider is included requiring that the insurer notify the Division whenever substantive changes are made in the policy, including any termination or failure to renew.
- 2) The proposed public notice submitted for the Division's review (Rule 2.07.3(2)) contains a number of errors and omissions, enumerated here for your consideration and response:
  - a) The first paragraph fails to include Section 4, T34N, R9W in the legal description. Please add this information.
  - b) The first paragraph refers to the "Sixth" Principal Meridian, when "New Mexico" should be used as it is elsewhere in the notice.
  - c) In the last paragraph, William D. Ewing Jr. and First Interstate Bank of Denver are listed as surface owners. The Division's review of parcel information on the La Plata County GIS website did not produce these names; please review the surface ownership and update as necessary.

- d) The description of "Highway 160-550 business route junction" in the last paragraph is confusing. Perhaps you intended to refer to the junction between US Highway 160/550 and State Hwy 3? Please revise, if appropriate.
- e) The last paragraph refers to the "bond release request" application; this should be replaced by "renewal" application.
- f) The La Plata County Clerk and Recorder's office has moved. The current address is 98 Everett Street, Suite C, Durango, CO 81303. Please revise the address here, and update your records accordingly.
- g) Please revise the notice to clearly state that written comments or objections may be submitted to the Division within 30 days *after the last publication* of the notice, in accordance with Rule 2.07.3(5).

In accordance with Rule 2.07.3(1), you have the opportunity to amend, review, or otherwise make your application complete.

If you have any questions, please contact me.

Sincerely,



Marcia L. Talvitie, P.E.  
Environmental Protection Specialist

cc: Arbie Marie Price, Oakridge Energy, Inc.  
Sandra Brown, DRMS