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DIVISION OF
RECLAMATION MINING & SAFETY

February 1, 2013

Dustin Czapla
Colorado Division of Reclamation, Mining, and Safety
Grand Junction Field Office
101 S. Third St, Suite 301
Grand Junction, Colorado 81501

RE: Notice of Publication for JD-7 Pit Mine Permit Amendment, Permit No. M-1979-094HR

Mr. Czapla:

Please find the enclosed information associated with the JD-7 Pit Mine Permit Amendment, Permit No. M-1979-094HR:

A copy of the affidavit of publication in the local paper;

If you have further questions regarding this request please call me at Cotter's Nucla office, 970-864-7347.

Respectfully,

Glen Williams
Vice President of Mining
Cotter Corporation

AFFIDAVIT OF PUBLICATION

FORUM NEWSPAPERS, INC.

STATE OF COLORADO

)

)SS.

COUNTY OF MONTROSE

)

I, **Erin Culver** do solemnly swear that I am **Secretary of Forum Newspapers, Inc.**; that the same is a weekly newspaper printed, in whole or in part, and published in the County of Montrose, State of Colorado, and has a general circulation therein; that said newspaper has been published continuously and uninterrupted in said County of Montrose for a period of more than fifty-two weeks prior to the first publication of the annexed legal notice or advertisement; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, or any amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

That the annexed legal notice or advertisement was published in the regular and entire issues of every number of said weekly newspaper for the period of 4 consecutive insertions; and that the first publication of said notice was in the issue of the newspaper dated Jan. 10 A.D., 20 13, and that the last publication of said notice was in the issue of said newspaper dated Jan. 31 A.D., 20 13.

In witness whereof I have hereunto set my hand

this 30 day of Jan, A.D., 20 13

Erin Culver

Subscribed and sworn to before me, a Notary Public in and for the County of Montrose, State of Colorado

this 30 day of Jan, A.D., 20 13

Roger Culver

(Notary Public)

My Commission Expires 03-04-2017

Public Notice JD-7 Pit Mine

Cotter Corporation; 7800 E. Dorado Place, Suite 210, Englewood, CO 80111, has filed an amendment application for a Regular (112d) Designated Mining Reclamation Permit from the Colorado Mined Land Reclamation Board under provisions of the Colorado Mined Land Reclamation Act. The existing mine is known as the JD-7 Pit Mine, and is located at or near Section 16, 17 and 21, Township 46 North, Range 17 West, New Mexico Principal Meridian, Montrose County, Colorado.

This is an existing permitted mine with minor changes to the original application, and the proposed date of completion is March 2018. This amendment application is to incorporate an Environmental Protection Plan into the permit. The proposed future use of the land is rangeland.

Additional information and tentative decision date may be obtained from the Division of Reclamation, Mining, and Safety, 1313 Sherman Street, Room 215, Denver, CO 80203, (303) 866-3567, or at the Montrose County Court Annex, 300 Main Street, Nucla, Colorado 81424, or the above named applicant.

Comments must be in writing and must be received by the Division of Reclamation, Mining, and Safety by 4:00 p.m. on February 20, 2013.

Published in the San Miguel Basin Forum on January 10th, January 17th, January 24th, and January 31st, 2013