

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

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July 3, 2013

Tonya Hammond
Snowcap Coal Company, Inc.
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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

RE: Roadside Portals (Permit No. C-1981-041)
Technical Revision No. 64 (TR-64) Adequacy Review

The Division of Reclamation Mining, and Safety (Division) has reviewed the above referenced technical revision application submitted to remove various silt fences located throughout the permit area. Based on our site inspections and review of the application, the Division agrees that vegetation has become established to the extent that the silt fences are no longer required to treat the run-off from the following disturbed areas: the A Substation, South Fan Bench and the 2 West North and South Portals.

During our site inspection on June 21, 2013 we discussed the remaining fences and gates at the mine site. The barbed wire fence and gate on the Fontanari property has been removed at the land owner's request. Two more locations have fence/gates that SCC will request to retain as permanent post-mine features as follows:

Fencing along Coal Creek access road on both sides of the road on property owned by SCC; and
Barbed wire fencing and gate located on Ute Water property at the II-W Portals access road.

The Division has the following adequacy comment to incorporate the fencing and gate retention request into this existing TR-64 application.

1. SCC will need to obtain land owner consent from the applicable property owners indicating that they wish to retain the fences and gates as permanent features. In accordance with Rule 2.05.5(2)(b) please incorporate comments/consent from the equitable landowners of the said property indicating they wish to retain the fences and gates as permanent features and update the pertinent section(s) of the PAP to describe these permanent post-mine features.

Ms. Tonya Hammond
Snowcap Coal Company
July 3, 2013

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Please let me know if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Michael P. Boulay". The signature is written in a cursive, slightly slanted style.

Michael P. Boulay
Environmental Protection Specialist

C: Denver File