

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



July 30, 2013

Jerry Nettleton
Twentymile Coal, LLC
29515 Routt County Road No. 27
Oak Creek, CO 80467

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

**Re: Foidel Creek Mine (Permit No. C-1982-056)
Bond Release Application No. 1 (SL-1)**

Dear Mr. Nettleton:

The Division has issued a proposed decision to Approve Bond Release Application No. 1 (SL-1) for the Foidel Creek Mine. Enclosed is the Division's decision form and written findings. Notice of the proposed decision will be published in the *Steamboat Pilot*, as soon as possible. Publication of the notice initiates a thirty-day public comment period. If there are no requests for an adjudicatory hearing within the thirty days, the decision will become final.

As provided by Rule 3.03.2(6), should you object to the Division's proposed decision, you may request an adjudicatory hearing.

If there are stipulations attached, please sign and return the proposed decision form to the Division.

If you have questions or are in need of additional information, please contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jason D. Musick".

Jason D. Musick
Environmental Protection Specialist
Jason.musick@state.co.us

Enclosures

C-SL-07



COLORADO DIVISION OF RECLAMATION, MINING AND SAFETY
1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567

COAL MINING PERMIT - BOND RELEASE DECISION

Foidel Creek Mine, Twentymile Coal, LLC
Permit No. C-1982-056

The Division of Reclamation, Mining and Safety has proposed the decision stated below. Provided there are no objections, the decision will become final in accordance with the requirements of Rule 3.03.2(5)(b).

Bond Release No. 1

Decision: Approve

Submittal Date: November 5, 2012

Decision Date: July 29, 2013

Description of Release: Phase 1 Bond Release

DIVISION OF RECLAMATION, MINING AND SAFETY PERMITTEE

Authorized Representative - Division

Authorized Representative - Permittee (if applicable)

Date: July 30, 2013

Date:

| CHANGE IN ACREAGE | REVISED TOTAL ACREAGE | PERFORMANCE BOND |
|-------------------|-----------------------|-------------------------------------|
| Disturbed: 0.00 | Disturbed: 636.87 | Prior Liability: \$9,829,302.92 |
| Affected: 0.00 | Affected: 19,803.85 | Change in Liability: (\$347,892.16) |
| Permit: 0.00 | Permit: 20,100.00 | Revised Liability: \$9,481,410.76 |
| State: 0.00 | State: 7,692.70 | Bond Held: \$10,056,089.00 |
| Federal: 0.00 | Federal: 6,069.60 | |
| Private: 0.00 | Private: 6,337.70 | |

SL-1 RELEASED ACREAGE REMAINING IN PERMIT BOUNDARY

| | <u>Phase I</u> | <u>Phase II</u> | <u>Phase III</u> |
|-----------|----------------|-----------------|------------------|
| Disturbed | 14.30 | 0.00 | 0.00 |
| Affected | 0.00 | 0.00 | 0.00 |

| | | | |
|-----------|------|------|------|
| Permitted | 0.00 | 0.00 | 0.00 |
|-----------|------|------|------|

REVISED APPLICATION PAGES

None

DELETED APPLICATION PAGES

None

REVISED MAPS

None

DELETED MAPS

None