

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

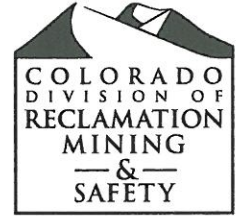
Department of Natural Resources

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21 August 2013

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Piñeda
Director

Jason S. Storey, P.E.
Senior Permit / Compliance Engineer
Western Fuels Association, Inc.
12050 N. Pecos Street, Suite 100
Westminster, CO 80234

Re: New Horizon North Mine – Permit No. C-2010-089
Minor Revision No. 8 (MR-08) – CDPHE APCD Construction Permit
Preliminary Adequacy Review

Dear Mr. Storey:

The Division received your application for MR-08 on August 20, 2013, and found it to be complete for purposes of filing on August 21. The application has been reviewed for adequacy with respect to the rules and the current permit, and there is one item that remains to be addressed.

1. Section 2.05.6 of the permit contains wording under 2.05.6(1) (Air Pollution Control Plan) that is outdated. Please revise this paragraph to include a brief discussion of the APCD permitting process for the mine, addressing the two Compliance Orders on Consent and issuance of the new permit.

Please submit your response to this review at your earliest convenience. The Decision Due date for MR-08 is August 31, 2013.

You are welcome to contact me with any questions you may have regarding this revision.

Sincerely,

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

cc: Sandy Brown, DRMS