

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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August 22, 2013

Robert Congdon
Elbram Stone LLC
801 Colorado Avenue
Glenwood Springs, CO
81601

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta Piñeda
Director

RE: White Banks Mine, Permit No. M-1999-042, Surety Increase Protest

Dear Mr. Congdon:

On August 16, 2013 the Division of Reclamation, Mining and Safety (Division) received your correspondence regarding the Notice of Surety Increase (SI-3). In your letter you express your wish to protest the surety increase. Pursuant to Rule 4.2.1 (2), if an Operator disagrees with a notice of surety increase, the Division shall schedule the matter for a hearing before the Board. The Division can schedule the matter to be heard at the November 13-14, 2013 Board meeting.

During a telephone conversation with with your associate, Walter Brown on August 19, 2013, I explained that the reclamation liability for the site could be reduced by performing some of the reclamation tasks, such as removal of unusable structures or equipment from the site. If these reclamation tasks can be completed within a timely manner, before October 31, 2013, the Division can reevaluate the reclamation liability for the site and adjust the required financial warranty accordingly.

If you require additional information, or have questions or concerns, please contact me at the Division's Grand Junction Field Office.

Sincerely,



Dustin Czaplak

Environmental Protection Specialist
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Cc: Olivia Garcia, USFS