

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

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John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta E. Pineda
Director

September 4, 2013

David G. Anderson, P.L.S.
Western Fuels Association, Inc.
12050 N. Pecos St., Suite 100
Westminster, CO 80234

**Re: New Horizon North Mine (Permit No. C-2010-089)
Minor Revision No. 9 (MR- 9)
Stockpile Side Slopes**

Dear Mr. Anderson:

We have received your minor revision application to revise your permit to conduct coal mining in Colorado. Our initial review indicates that all preliminary items required by the Colorado Surface Coal Mining Reclamation Act, Section 34-33-101 *et seq.*, C.R.S., have been submitted. Thus, your application has been considered complete for the purposes of filing as of September 4, 2013. All review and comment periods as provided in the Act and the Regulations initiate from this date of filing.

The Division is currently reviewing your revision application to determine whether the items you have submitted are adequate in terms of meeting the requirements of the Act and Regulations. The Division will either issue a decision or inform you of adequacy issues regarding the application on or before September 14, 2013.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in blue ink that reads "Marcia L. Talvitie".

Marcia L. Talvitie, P.E.
Environmental Protection Specialist
Marcia.talvitie@state.co.us

cc: Greg Lewicki and Associates, PLLC

C-MR-02