



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Natural Resources

DIVISION OF MINING, LAND & WATER
Water Resources Section

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August 8, 2023

CERTIFIED MAIL: 70221670000225889191

Coeur Alaska, Inc.
3031 Clinton Drive
Juneau, AK 99801
Attention: Peter Strow

RE: DECISION TO ISSUE *CERTIFICATE OF APPROVAL TO OPERATE A DAM FOR COMET PONDS DAM SYSTEM NATIONAL INVENTORY OF DAMS #AK00408*

Dear Peter Strow,

The Dam Safety and Construction Unit of the Alaska Department of Natural Resources has decided to issue to Coeur Alaska, Inc. the attached Certificate of Approval to Operate a Dam for the Comet Ponds Dam System NID# AK00408. This decision was based on the document titled *Operations and Maintenance Manual Comet Ponds Dam System Kensington Mine, Alaska* dated September 27, 2021.

An eligible person affected by this decision may appeal to the DNR Commissioner per AS 44.37.011 and 11 AAC 02. Any appeal must be received within twenty (20) calendar days after issuance of this decision under 11 AAC 02.040. An eligible person must first appeal a decision to the Commissioner before seeking relief in superior court. The Alaska Court System establishes its own rules for timely appealing final administrative orders and decisions of the department. Appeals may be mailed or hand-delivered to the DNR Commissioner's Office, 550 W. 7th Avenue, Suite 1400, Anchorage, Alaska, 99501; or faxed to (907)-269-8918; or sent by electronic mail to dnr.appeals@alaska.gov. Appeals must be accompanied by the fee established in 11 AAC 05.160(d)(1)(F), which has been set at \$200 under the provisions of 11 AAC 05.160 (a)-(b). A copy of 11 AAC 02 is available on the department's website at <https://dnr.alaska.gov/mlw/pdf/DNR-11-AAC-02.pdf>.

This decision takes effect immediately. If no appeal is filed by the appeal deadline, this decision becomes a final administrative order and decision of the department on the 31st calendar day after issuance. An eligible person must first appeal this decision in accordance with 11 AAC 02 before appealing this decision to Superior Court. A copy of 11 AAC 02 may be obtained from any regional information office of the Department of Natural Resources.

Thank you for your continued attention to the safety of the Comet Ponds Dam System.
Respectfully,

Kim Bustillos
Assistant Dam Safety Engineer

A handwritten signature in blue ink, appearing to be "KB", written over a blue circular stamp.

cc: Ben Wagner, ADNR
Tom Barrett, ADNR
Sylvia Kreel, ADNR

Attachments: *Certificate of Approval to Operate a Dam (FY2024-3-AK00408)*