



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Natural Resources

DIVISION OF MINING, LAND & WATER
Water Resources Section

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December 20, 2022

CERTIFIED MAIL: 9171999991703226835301

Northern Star (Pogo) LLC
PO Box 145
Delta Junction, AK 99737

Attention: Russell Gossett

**RE: DECISION TO ISSUE *CERTIFICATE OF APPROVAL TO OPERATE A DAM*
POGO R.T.P. DAM (AK00304)**

Dear Mr. Gossett:

The Dam Safety and Construction Unit of the Alaska Department of Natural Resources has decided to issue to Northern Star (Pogo) LLC the attached *Certificate of Approval to Operate a Dam FY2023-13-AK00304* for the Pogo R.T.P. Dam (NID# AK00304). This decision was made based on the document titled *Recycling Tailings Pond Operating and Maintenance Manual* dated December 14, 2022.

Please review the terms and conditions of the certificate, including the special conditions listed in Attachment A.

A person affected by this decision may appeal it, in accordance with 11 AAC 02. Any appeal must be received within 20 calendar days after the date of "issuance" of this decision, as defined in 11 AAC 02.040(c) and (d) and may be mailed or delivered to the Commissioner, Department of Natural Resources, 550 W. 7th Avenue, Suite 1400, Anchorage, Alaska 99501; faxed to 1-907-269-8918, or sent by electronic mail to dnr.appeals@alaska.gov. Under 11 AAC 02.030, appeals and requests for reconsideration filed under 11 AAC 02 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) and (b).

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 cooperation with the Alaska Dam Safety Program. Your attention to the safety of the Pogo RTP Dam is greatly appreciated.

Respectfully,



Kim Bustillos
Assistant State Dam Safety Engineer

cc: Ben Wagner, ADNR
Tom Barrett, ADNR
Kate Harper, ADNR

Attachments: *Certificate of Approval to Operate a Dam* No. FY2023-13-AK00304