

## SURFACE/UNDERGROUND MINING PERMIT

STATE OF MONTANA  
Department of Environmental Quality  
PO Box 200901  
Helena, Montana 59620-0901  
Phone (406) 444-4970

SURFACE MINING PERMIT NO. C1979012  
Pursuant to Title 82, Chapter 4, Part 2, MCA

Pursuant to Application for Coal Mine Permit Transfer No. SO1 received by the Department of Environmental Quality (DEQ) on November 21, 2019, Coal Mine Permit No. C1979012 issued to Spring Creek Coal, LLC on April 11, 1979 is hereby revised as follows:

<b>Legal Description of Revised Area:</b>	<b>Change in Permitted Acres:</b>	<b>Change in Required Surety:</b>
N/A	N/A	N/A

THIS PERMIT, WHEN EXECUTED BY THE CHIEF, COAL AND OPENCUT MINING BUREAU, DEPARTMENT OF ENVIRONMENTAL QUALITY, SHALL AUTHORIZE THE OPERATOR TO COMMENCE COAL MINING ACTIVITIES AS SPECIFIED HEREIN AND AS SHOWN ON MAPS, PLANS, SPECIFICATIONS AND APPLICATIONS SUBMITTED BY THE OPERATOR.

<b>Name and Address of Operator:</b>	<b>Mineral to be mined:</b>	<b>County:</b>
Navajo Transitional Energy Company, LLC P.O. Box 67	Coal	Big Horn

Decker, MT 59025-0000

**Total Required Surety:** \$ 117,550,000.00      **Total Permitted Acreage:** 9,201, more or less

### Legal Description:

The SCM PERMIT AREA is located in all or portions of the following subdivisions.  
In Big Horn County, Montana:

Township 8 South, Range 39 East, M.P.M.

Section 13 - W1/2; W1/2NE1/4; NW1/4SE1/4; Portion of E1/2NE1/4; Portion of E1/2SE1/4; Portion of SW1/4SE1/4

Section 14 - All

Section 15 - All

Section 21 - Portion of SE1/4

Section 22 - N1/2; SE1/4; N1/2SW1/4; SE1/4SW1/4; Portion of SW1/4SW1/4

Section 23 - All

Section 24 - W1/2; SE1/4; S1/2NE1/4; Portion of N1/2NE1/4

Section 25 - All

Section 26 - N1/2; SE1/4; E1/2SW1/4; NW1/4SW1/4

Section 27 - N1/2; N1/2SE1/4

Section 35 - E1/2

Section 36 - All

Township 8 South, Range 40 East, M.P.M

Section 19 - SW1/4; SW1/4NW1/4; S1/2SE1/4NW1/4; S1/2SE1/4

Section 20 - Portion of SW1/4SW1/4

Section 29 - SW1/4; W1/2NW1/4; Portion of E1/2NW1/4; Portion of SE1/4; Portion of W1/2NE1/4

Section 30 - All

Section 31 - All

Section 32 - N1/2NW1/4NW1/4; Portion of NE1/4NW1/4; Portion of NE1/4

Township 9 South, Range 40 East, M.P.M  
Section 6 - All

The permit area also includes an ACCESS ROAD located in portions of the following subdivisions.  
In Big Horn County, Montana:

Township 8 South, Range 40 East, M.P.M.  
Section 18 - S1/2NW1/4; N1/2SW1/4

In addition to areas of principal mining activity and the access road, the permit area also includes a  
RAILROAD AND UTILITY COORIDOR located in portions of the following subdivisions.  
In Big Horn County, Montana:

Township 8 South, Range 40 East, M.P.M.  
Section 20 - SW1/4SW1/4  
Section 27 - SW1/4; SW1/4NW1/4; SW1/4SE1/4  
Section 28 - S1/2NE1/4; SE1/4; SW1/4; S1/2NW1/4  
Section 29 - SE1/4; NE1/4SW1/4; SE1/4NW1/4; N1/2NW1/4  
Section 34 - E1/2SW1/4; W1/2SE1/4; E1/2NW1/4; NE1/4  
Section 35 - NW1/4

Township 9 South, Range 40 East, M.P.M.  
Section 3 - SE1/4; W1/2NE1/4; NE1/4NE1/4NW1/4  
Section 6 - Portion of NE1/4; Portion of NW 1/4; Portion of SW1/4  
Section 7 - Portion of NW1/4  
Section 10 - E1/2NE1/4; E1/2SE1/4; SW1/4SE1/4  
Section 11 - W1/2NW1/4  
Section 15 - N1/2NE1/4

Township 9 South, Range 39 East, M.P.M.  
Section 1 - Portion of S1/2  
Section 12 - Portion of N1/2

Acreage Breakdown	Permit Acreage Mineral	Permit Acreage Surface
<b>Federal:</b>	7,877	904
<b>Tribal:</b>	0	0
<b>State:</b>	1,120	674
<b>Private:</b>	204	7,623
<b>County:</b>	0	0
<b>Total:</b>	9,201	9,201

THIS PERMIT AUTHORIZES THE PERMITTEE TO CONDUCT MINING ACTIVITIES AS SPECIFIED IN:

1. The mining and reclamation permit numbered C1979012 covering this mine or mine complex approved by the Commissioner, Department of State Lands, or Director, Department of Environmental Quality on April 11, 1979, and any approved amendments, revisions, and renewals.
2. The application for transfer of Surface/Underground Coal Mine Permit numbered C1979012, received by DEQ on November 21, 2019 and revised through May 6, 2021.

**Stipulations:** None

THIS PERMIT IS ISSUED PURSUANT TO AND SUBJECT TO THE PROVISIONS OF TITLE 82, CHAPTER 4, PART 2, MCA, AND RULES ADOPTED PURSUANT TO TITLE 82, CHAPTER 4, PART 2, MCA.

THIS PERMIT IS APPROVED AND ISSUED BY: Effective Date: 6/3/2021

*Robert D. Smith*

Acting

Chief, Coal and Opencut Mining Bureau  
Department of Environmental Quality

Expiration Date: May 11, 2024

This permit is valid for 5 years and is subject to renewal, suspension or revocation as deemed necessary by DEQ.

Date: 6/3/2021

