

PEABODY WESTERN COAL COMPANY Kayenta Mine Highway 160, Navajo Route 41 P.O. Box 650 Kayenta, Arizona 86033 928.280.7088

February 27, 2025

Ms. Amy Ryser Office of Surface Mining Reclamation and Enforcement P.O. Box 25065 One Federal Center, Building 41 Denver, CO 80225

Re: <u>Peabody Western Coal Company/ Kayenta Mine / Permit AZ-0001F / Permit Renewal</u>

Dear Ms. McGregor:

The current five-year term of the Kayenta Mine Permit AZ-0001F has an expiration date of July 6, 2025. Pursuant to the Code of Federal Regulations (CFR), Title 30, Chapter VII, Subchapter E, Part 750 and Subchapter G, Parts 773 and 774, enclosed please find seven (7) copies of an application for renewal of Surface Mine Permit AZ-0001F. Peabody Western Coal Company (PWCC) is requesting this permit be renewed for a five-year term (July 6, 2025 through July 5, 2030). No new permit area is proposed beyond that which is currently approved. No new coal leases are associated with this five-year permit term renewal application.

The application package contains all information required by 30 CFR 774.15(a) and (b) as listed in the enclosed Table of Contents. No additional updated information per 30 CFR 774.15(b)(2)(v) is included; however, PWCC will provide information as required by the Office of Surface Mining Reclamation and Enforcement Western Region (OSMRE) during their technical review. The renewal does not propose any revisions to the approved mining and reclamation plan. A notarized verification and certification statement is enclosed per 30 CFR 777.11(c), 778.9(a), (b), and (d), and 843.12. PWCC will also submit the enclosed proposed certification statement shortly before OSMRE issues the 5-year permit renewal.

According to 30 CFR 773.6(a)(b), 774.15(b)(2)(iv), and 778.21, once OSMRE has determined the application to be administratively complete, PWCC will commence the publication process and provide a complete application for public inspection. A copy of the approved newspaper advertisement and proof of publication shall be filed with OSMRE and shall be made part of the application within four weeks after the last date of publication.

Please contact Marie Shepherd or me if you have any questions concerning the enclosed material.

Respectfully,

Gary Altsisi, P.E. Field Compliance Manager

Encl.

c:

R. Lehn (PWCC) M. Shepherd (PWCC)

CERTIFICATION

Based upon my inquiry of those individuals immediately responsible for obtaining and preparing the information contained in this 2025 5-year permit renewal application package for Kayenta Mine, I certify per 30 CFR 777.11(c) that such information is true and correct to the best of my information and belief.

As an authorized representative for Kayenta Mine of Peabody Western Coal Company, I hereby certify that per 30 CFR 778.9(a), (b), and (d) the AVS information, regarding ownership and control and notice of violation information is accurate, complete, and up to date.

Pursuant to 30 CFR 778.11(d), I certify, swear, or affirm under penalty of the Act (Public Law 95-87) that I am the natural person with the greatest level of effective control over the entire proposed operation. I am aware that, as the person with the greatest level of effective control over this proposed operation, I am obligated by the Act to prevent violations and to cause any violation that occurs to be abated promptly. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Randolph S.'Lehn Director, Operations Support -Kayenta Mine Peabody Western Coal Company

State of Arizona)) ss. Navajo County)

The foregoing instrument was acknowledged before me this _27__ day of __February_, 2025, by Randolph S. Lehn, Director, Operations Support - Kayenta Mine, Peabody Western Coal Company, a Delaware Corporation, on behalf of the corporation.

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Notary Public

My Commission Expires:

il 5,2028

SUSIE CRANK Notary Public - Arizona Navajo County Commission # 664886 My Comm. Expires Apr 5, 2028

PERMIT RENEWAL APPLICATION

KAYENTA MINE

PERMIT AZ-0001F

February 27, 2025

PEABODY WESTERN COAL COMPANY

KAYENTA, ARIZONA

TABLE OF CONTENTS

Transmittal Letter, 774.15 Verification & Certification Statement, 777.11(c), 778.9(a) (b) (d) Certification Statement, 777.11(c), 778.9(a) (b) (d), 778.11(d) Table of Contents, 774.15 Introduction, 774.15(a), (b) (1) Name and Address of Permittee, Permit Number, and Permit Term, 774.15(b) (2) (i) Certificate of Liability Insurance, 774.15(b) (2) (ii) Current Certificate, 08/01/19 to 08/01/20 Performance Bond Assurance, 774.15(b) (2) (iii) Newspaper Notice and Proof of Publication, 774.15(b) (2) (iv) and 774.15(b) (3) Proposed Public Notice, 2020-2025 Permit Term Additional Updated Information, 774.15(b) (2) (v)

Introduction, 774.15(a), (b)(1)

Pursuant to 30 CFR 774.15(a) and (b)(1), Peabody Western Coal Company (PWCC) hereby applies for renewal of Surface Mine Permit AZ-0001F for Kayenta Mine. This package has been submitted at least 120 days prior to the permit expiration date of July 6, 2025. The following information is included in this package to support the application and make it administratively complete. The renewal does not propose any revisions to the approved mining and reclamation plan. The renewal application package contains:

- Name and address of the permittee, the term of the renewal requested, and permit number as required by 30 CFR 774.15(b)(2)(i)
- 2. Certificate of liability insurance as required by 30 CFR 774.15(b)(2)(ii).
- 3. Performance bond assurance as required by 30 CFR 774.15(b)(2)(iii).
- Newspaper notice and proof of publication as required by 30 CFR 774.15(b)(2)(iv) and 30 CFR 774.15(b)(3).
- 5. Additional updated information as required by 30 CFR 774.15(b)(2)(v).

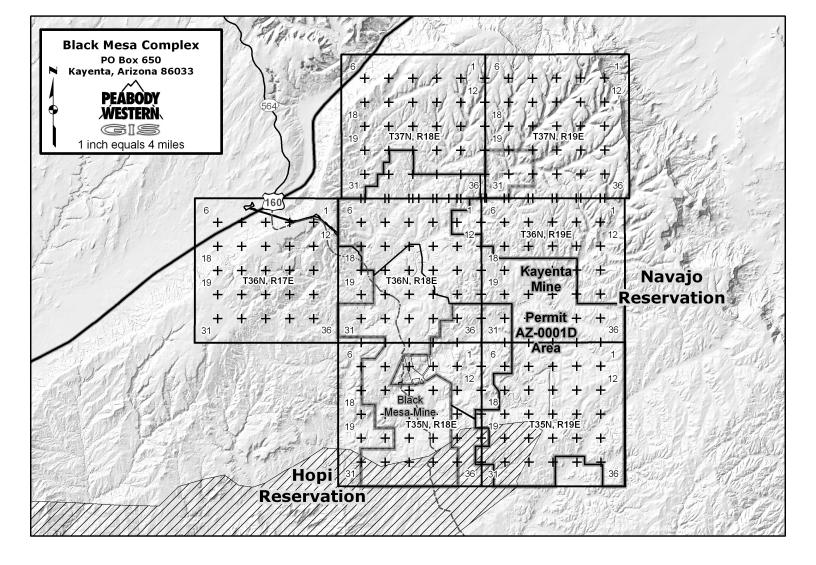
Name and Address of Permittee, Permit Number, and Permit Term, 774.15(b)(2)(i).

Name and Address of Permittee:

Peabody Western Coal Company P. O. Box 650 Navajo Route 41 Kayenta, Arizona 86033 (928) 677-3201

This information is presented on Page 1, Chapter 3, Permit AZ-0001F. Listed below is the current permit number, permit number for the requested renewal permit, and the term of the requested renewal.

Permit Number: AZ-0001F 2025-2030 Permit Number: AZ-0001G Renewal Term: July 6, 2025 through July 5, 2030



Certificate of Liability Insurance, 774.15(b)(2)(ii).

Attached is a Certificate of Liability Insurance for the Kayenta Complex (which includes Kayenta Mine) indicating compliance with the minimum requirements for liability insurance per 30 CFR 800.60(a). The policy shall be maintained in full force during the life of the permit, this and any subsequent renewals, and the liability period necessary to complete all reclamation operations per 30 CFR 800.60(b).

A copy of the effective Liability Insurance Certificate is always maintained in Attachment 5, Chapter 3, Volume 1 of the Kayenta Mine Permit AZ-0001F as specified on Page 4, Chapter 3 of the permit.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 08/06/2024

INDUCER MRSH USA LLC. IN 155 N. WACKER, SUITE 1200 248 CHICAGO, IL 60661 248 Peabody Energy Corporation and Subsidiary Companies Attr: Kala Finklang Gateway One Building St. Louis, MO 63101-1826 IN COVERAGES CERTIFICATE NUMBER: THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BE Sign TYPE OF INSURANCE ADDELSUBR INSD A COMMERCIAL GENERAL LIABILITY JECT 7032448 A AUTOMOBILE LIABILITY AUTOS ONLY AUTOS O	EXTEND OR AL E A CONTRACT olicy(ies) must h e policy, certain ch endorsement CONTACT NAME: Mar PHONE (A/C, No, Ext): 866 E-MAIL ADDRESS: SIL INSURER A: National INSURER A: National INSURER B: N/A INSURER B: N/A INSURER C: Underwi INSURER C: UNDERWICK INSURER C: UNDERWICK IN	TER THE CC DETWEEN	DVERAGE AFFORDED BY THE ISSUING INSURER(S) NAL INSURED provisions of require an endorsement. ns FAX (AC, No): 2 PMarsh.Com REVISION OVERAGE nce Comp. of Pittsburgh, PA London ENAMED ABOVE FOR THE DOCUMENT WITH RESPECT ED HEREIN IS SUBJECT TO A 3. LIMITS EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ COMBINED SINGLE LIMIT \$	THE POLICIES , AUTHORIZED or be endorsed A statement of 12-948-0811 N/A 19445 N/A 15792 POLICY PERIOD TO WHICH THIS	
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OFFICER/MEMBER EXCLUDED?			E.L. EACH ACCIDENT \$		
(Mandatory in NH)			E.L. DISEASE - EA EMPLOYEE \$		
If yes, describe under DESCRIPTION OF OPERATIONS below			E.L. DISEASE - POLICY LIMIT \$		
ESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, I	e, may be attached if m	ore space is requi	red)		
CERTIFICATE HOLDER C	CANCELLATIO	N			
Office of Surface Mining Reclamation and Enforcement Western Region			DESCRIBED POLICIES BE CAN		
Attn: Amy McGregor	THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN				
P.O. Box 25065		ACCORDANCE WITH THE POLICY PROVISIONS.			
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AGENCY CUSTOMER ID: CN101390393

LOC #: Chicago

ACORD	

ADDITIONAL REMARKS SCHEDULE

Page 2 of 2

AGENCY MARSH USA LLC.		NAMED INSURED Peabody Energy Corporation and Subsidiary Companies Attn: Kala Finklang Gateway One Building St. Louis, MO 63101-1826	
POLICY NUMBER			
CARRIER	NAIC CODE		
		EFFECTIVE DATE:	

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM, FORM NUMBER: 25 FORM TITLE: Certificate of Liability Insurance

The policies referenced on this certificate may be subject to retained limits, self-insured retentions or deductibles.

Performance Bond Assurance, 774.15(b)(2)(iii).

All performance bonds in effect for the Kayenta Mine operation will continue in full force and effect for the 2025 to 2030 five-year renewal period per 30 CFR 774.15(b)(2)(iii). PWCC calculated the bond liability for the 2010 "worst case" or highest reclamation liability year in June 2010. PWCC reviewed the bond liability and adjusted for life-of-mine reclamation costs in December 2017 and for bond release and inflation in November 2019. Additionally, bond releases and adjustments have occurred since that time. The bond calculations are presented in Chapter 24, Volume 11A of Permit AZ-0001F. FWCC will provide any additional bond justified and required by OSMRE per 30 CFR 800.15. The following documents are in force as of February 27, 2025 for the Kayenta Complex (which includes Kayenta Mine). This information is presented in Chapter 3, Volume 1 of Permit AZ-0001F.

Bond No.	Surety*		Amount
#SPA150171_003	SPAIC		\$32,649,707.28
#60S003887	LMIC		\$20,871,344.37
#8940860	ZAIC		\$17,178,247.35
Letter of Credit	GSBUSA		\$36,471,839.00
		Total:	\$107,171,138

*SPAIC - SiriusPoint America Insurance Company LMIC - Liberty Mutual Insurance Company ZAIC - Zurich American Insurance Company GSBUSA - Goldman Sachs Bank, USA

Upon approval of the permit renewal application, PWCC will provide OSMRE with any additional bond required by OSMRE pursuant to 30 CFR, Subchapter J.

Newspaper Notice and Proof of Publication, 774.15(b)(2)(iv) and 774.15(b)(3).

Attached is the proposed announcement of application for renewal of surface mining Permit AZ-0001F. According to 30 CFR 773.6(a)(b), 30 CFR 774.15(b)(2)(iv), and 30 CFR 778.21, once the OSMRE has determined the application to be administratively complete and has approved the proposed newspaper notice, PWCC will commence the publication process. A copy of the approved newspaper advertisement and proof of publication will be filed with OSMRE and shall be made part of the renewal application within four weeks after the last date of publication. The announcement will be published in the following two newspapers: the Navajo Times and Navajo Hopi Observer.

The advertisement and proof of publication shall be placed in Attachment 11, Chapter 3, Volume 1 of Kayenta Mine Permit AZ-0001F.

PUBLIC NOTICE

Pursuant to the Code of Federal Regulations (CFR), Title 30, Chapter VII, Subchapter E, Part 750 and Subchapter G, Parts 773 and 774, notice is hereby given that Peabody Western Coal Company (PWCC) has filed an application with the Office of Surface Mining Reclamation and Enforcement, Western Region Office (OSMRE) for renewal of Permit AZ-0001F covering mining and reclamation operations at Kayenta Mine, Navajo County, Arizona. The permit renewal does not affect any terms and conditions of the existing coal leases, and no new coal leases are associated with the renewal. No new permit area is proposed beyond that which is currently approved. The term of the renewed permit will be from July 6, 2025 through July 5, 2030. This notice is hereby given that:

- The name and business address of the applicant is: Peabody Western Coal Company,
 P. O. Box 650, Navajo Route 41, Kayenta, Arizona, 86033.
- 2. The Kayenta Mine Permit AZ-0001F area is in northeastern Arizona near the northern edge of Black Mesa within the protracted boundaries of Townships 35 through 37 North, Ranges 17 through 19 East. The operation is contained within the areas shown on the following U.S. Geological Survey 7.5-minute quadrangle maps: Longhouse Valley, Marsh Pass S.E, Owl Spring, Great Spring, Yucca Hill, and Cliff Rose Hill. The permit area is located within the following lands of Navajo County, Arizona that are described relative to the Gila and Salt River Base Meridian.

T35N, R18E - Sections 13, 14, 24, 25, and 36; T35N, R19E - Sections 1-5 and 7-36; T36N, R17E - Sections 1-4, 11, and 12; T36N, R18E - Sections 1-18, 20, and 22-26; T36N, R19E - Sections 15-22, 25-30, and 32-36; T37N, R18E - Sections 28, 29, and 32-36.

The permit area with important landmarks is shown on the map included with this public notice.

3. An electronic copy of the application is available for review on the OSMRE Internet website at <u>http://www.wrcc.osmre.gov</u>. Paper copies of the application are available for public review and/or inspection at the following four listed locations:

Navajo Nation Minerals Department	Forest Lake Chapter House
Office of Surface Mining	Navajo Route 41
Window Rock Boulevard	14 miles north of Pinon
Window Rock, AZ 86515	Pinon, AZ 86510

Office of Surface Mining Reclamation and Enforcement Western Region Office One Federal Center, Bldg. 41 Denver, CO 80225 The Hopi Tribe Office of Mining and Mineral Resources Highway 264 1 mile east of Kykotsmovi Kykotsmovi, AZ 86039

4. The name and address of the OSMRE representative where written comments, objections, or requests for an informal conference may be submitted on or before 5:00 p.m., m.d.t., May 19, 2025, which is no less than thirty (30) days after the last publication date of the two papers is:

Ms. Amy Ryser Office of Surface Mining Reclamation and Enforcement P.O. Box 25065 One Federal Center, Building 41 Denver, CO 80225 (303) 293-5040 email: kayentarenewal@osmre.gov

Per 30 CFR 773.6(c), any person having an interest that is or may be adversely affected by the decision on the application may request an informal conference. The request must briefly summarize the issues to be raised by the requestor and must state whether the requester desires to have the conference conducted in the locality of the proposed operation.

No new items are being submitted with this five-year Kayenta Mine Permit AZ-0001F renewal application to update information per 30 CFR 774.15(b)(2)(v). PWCC will provide information during the technical review as required by OSMRE.