

U.S. Department of the Interior
Office of Surface Mining Reclamation and Enforcement (OSMRE)
Findings and Approval of Permit Renewal for
Peabody Western Coal Company's Kayenta Mine
OSMRE Project Tracking Code: NN.AZ0001E.0037

OSMRE has reviewed Peabody Western Coal Company's (PWCC's) permit renewal application for the Kayenta Mine, and finds there is no basis for denying the requested permit renewal. Based on the permit renewal application, the approved permit application package (PAP), a review of the current and historical record of compliance by the permittee, and inspection of the operations, OSMRE has determined the following:

1. The terms and conditions of the existing permit are being satisfactory met.
2. The present surface coal mining and reclamation operations comply with the environmental protection standards of the Surface Mining Control and Reclamation Act of 1977, as amended, and the Indian Lands Program at 30 CFR Chapter VII, Subchapter E.
3. The requested permit renewal does not jeopardize the operator's continuing ability to comply with the Act and the regulatory program on the existing permit areas.
4. The operator has provided evidence of having liability insurance or self-insurance as required in the applicable regulations at 30 CFR 800.60.
5. The operator has provided evidence that the performance bond required to be in effect for the operation will continue in full force and effect for the proposed period of renewal.
6. The application for renewal of the current permit is accurate and complete and includes all additional revised or updated information required by OSMRE.
7. The application indicates that the applicant has no added a new partner, officer, principal, principal shareholder, director, or person with a similar ownership or control function required to be listed in the application pursuant to 30 CFR 778.11(c). OSMRE's review confirms that no surface coal mining and reclamation operation owned or controlled by PWCC is currently in violation of SMCRA, or any State or Federal laws, rule or regulation pertaining to air or water environmental protection, except as provided at 30 CFR 773.14(b)(1) through (b)(4).

On the bases of these documents, I approve the Renewal of Federal Permit AZ0001E, now designated as Federal Permit AZ0001F.



Mychal Yellowman, Manager
Indian Programs Branch
Program Support Division
Western Region, OSMRE

October 3, 2017

Date