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BHP Billiton Mine Management Company

July 7, 2014

Mr. Mychal Yellowman
Pinabete Permit Team Leader
Office of Surface Mining Reclamation and Enforcement
U.S. Department of the Interior
1999 Broadway, Suite 3320
Denver, CO 80202-3050

14-07-14-01

Re: Navajo Transitional Energy Company ownership update to the Pinabete SMCRA Permit (OSM Permit NM-0042-A-P) (Revision 1402)

Dear Mr. Yellowman:

BHP Billiton Mine Management Company (MMCo) submits for your review and approval a revision to the Pinabete Permit Application Package (OSM Permit No. NM-0042A-P). This revision updates the applicant and ownership and control information contained in the Pinabete SMCRA Permit to reflect the sale of BHP Navajo Coal Company (BNCC) to the Navajo Transitional Energy Company (NTEC). MMCo is submitting seven copies of the revision in their native format (i.e., Word) with track changes shown.

On December 30, 2013, NTEC acquired ownership of Navajo Mine Coal Company, LLC. (NMCC), successor to Navajo Mine interests previously held by BHP Navajo Coal Company. The Office of Surface Mining Reclamation and Enforcement (OSMRE) analyzed the sale of NMCC to NTEC in their November 2013 Environmental Assessment and issued their Finding of No Significant Impact. Once all of OSMRE's November 1, 2013 permit transfer conditions were met, OSMRE issued NTEC a Surface Mining Control and Reclamation Act permit to conduct surface mining and reclamation operations within the Navajo Mine Coal Lease.

In addition to updating the ownership and control information in Section 4 Permittee Ownership and Control, MMCO has reviewed and revised the Pinabete SMCRA Permit Application Package, where applicable, and provides the new ownership and applicant information. This revision also incorporates MMCo responses (submitted to OSMRE on December 13, 2013, January 27, 2014, March 6, 2014, and March 17, 2014) as unapproved track changes.

Instructions for the replacement of the revised Pinabete Permit Application Package follow:

Part 1- Legal, Financial, Compliance, and Related Information

Section 1- Permitting History

- Replace the entire "Section 1- Permitting History" directory with the revised "Section 1- Permitting History" directory

Section 2- Operation and Permit Description

- Replace the entire "Section 2- Operation and Permit Description" directory with the revised "Section 2- Operation and Permit Description" directory

Section 3- Permittee and Resident Agent

- Replace the entire "Section 3- Permittee and Resident Agent" directory with the revised "Section 3- Permittee and Resident Agent" directory

Section 4- Permittee Ownership and Control

- Replace the entire "Section 4- Permittee Ownership and Control" directory with the revised "Section 4- Permittee Ownership and Control" directory

Section 5- Compliance Information

- Replace the entire "Section 5- Compliance Information" directory with the revised "Section 5- Compliance Information" directory

Section 6- Land Ownership and Control

- Replace the entire "Section 6- Land Ownership and Control" directory with the revised "Section 6- Land Ownership and Control" directory

Section 7- Liability Insurance

- Replace the entire "Section 7- Liability Insurance" directory with the revised "Section 7- Liability Insurance" directory

Section 8- Compliance with Air and Water Quality Laws and Regulations

- Replace the entire "Section 8- Compliance with Air and Water Quality Laws and Regulations" directory with the revised "Section 8- Compliance with Air and Water Quality Laws and Regulations" directory

Section 9- Compliance with Health and Safety Standards

- Replace the entire "Section 9- Compliance with Health and Safety Standards" directory with the revised "Section 9- Compliance with Health and Safety Standards" directory

Part 2- Premining Environmental Resources Information

Section 10- Lands Use

- Replace the entire "Section 10- Lands Use" directory with the revised "Section 10- Lands Use" directory

Section 11- Cultural, Historic, and Archeological Resources

- Replace the entire "Section 11- Cultural, Historic, and Archeological Resources" directory with the revised "Section 11- Cultural, Historic, and Archeological Resources" directory

Section 12- Climate

- Replace the entire "Section 12- Climate" directory with the revised "Section 12- Climate" directory

Section 13- Topography

- Replace the entire "Section 13- Topography" directory with the revised "Section 13- Topography" directory

Section 14- Soil

- Replace the entire "Section 14- Soil" directory with the revised "Section 14- Soil" directory

Section 15- Vegetation

- Replace the entire "Section 15- Vegetation" directory with the revised "Section 15- Vegetation" directory

Section 16- Fish and Wildlife

- Replace the entire "Section 16 Fish and Wildlife" directory with the revised "Section 16 Fish and Wildlife" directory

Section 17- Geologic Information

- Replace the entire "Section 17- Geologic Information" directory with the revised "Section 17- Geologic Information" directory

Section 18- Water Resources

- Replace the entire "Section 18- Water Resources" directory with the revised "Section 18- Water Resources" directory

Section 19- Alluvial Valley Floors

- Replace the entire "Section 19- Alluvial Valley Floors" directory with the revised "Section 19- Alluvial Valley Floors" directory

Part 3- Operations Plan

Section 20- Mining Operations

- Replace the entire "Section 20- Mining Operations" directory with the revised "Section 20- Mining Operations" directory

Section 21- Waste Disposal Structure and Facilities

- Replace the entire "Section 21- Waste Disposal Structure and Facilities" directory with the revised "Section 21- Waste Disposal Structure and Facilities" directory

Section 22- Support Facilities

- Replace the entire "Section 22- Support Facilities" directory with the revised "Section 22- Support Facilities" directory

Section 23- Roads

- Replace the entire "Section 23- Roads" directory with the revised "Section 23- Roads directory

Part 4- Sediment Control Plan

Section 25- Sediment Control Plan

- Replace the entire "Section 25- Sediment Control Plan" directory with the revised "Section 25- Sediment Control Plan" directory

Section 26- Drainage Control Plan

- Replace the entire "Section 26- Drainage Control Plan" directory with the revised "Section 26- Drainage Control Plan" directory

Part 5- Reclamation Plan

Section 30- Post-Reclamation Land Use

- Replace the entire "Section 30- Post-Reclamation Land Use" directory with the revised "Section 30- Post-Reclamation Land Use" directory

Section 31- Permanent Waste Disposal Structures and Facilities Reclamation

- Replace the entire "Section 31- Permanent Waste Disposal Structures and Facilities Reclamation" directory with the revised "Section 31- Permanent Waste Disposal Structures and Facilities Reclamation" directory

Section 32- Temporary Structures and Facilities Removal and Reclamation

- Replace the entire "Section 32- Temporary Structures and Facilities Removal and Reclamation" directory with the revised "Section 32- Temporary Structures and Facilities Removal and Reclamation" directory

Section 33- Post-Reclamation Roads, Buildings, Facilities, and Other Structures

- Replace the entire "Section 33- Post-Reclamation Roads, Buildings, Facilities, and Other Structures" directory with the revised "Section 33- Post-Reclamation Roads, Buildings, Facilities, and Other Structures" directory

Section 34- Post-Reclamation Topography

- Replace the entire "Section 34- Post-Reclamation Topography" directory with the revised "Section 34- Post-Reclamation Topography" directory

Section 35- Hydrologic Reclamation Plan

- Replace the entire "Section 35- Hydrologic Reclamation Plan" directory with the revised "Section 35- Hydrologic Reclamation Plan" directory

Section 36- Post-Reclamation Soil

- Replace the entire "Section 36- Post-Reclamation Soil" directory with the revised "36- Post-Reclamation Soil" directory

Section 37- Post-Reclamation Vegetation

- Replace the entire "Section 37- Post-Reclamation Vegetation" directory with the revised "Section 37- Post-Reclamation Vegetation" directory

Section 38- Post-Reclamation Surface Stabilization and Sediment Control

- Replace the entire "Section 38- Post-Reclamation Surface Stabilization and Sediment Control" directory with the revised "Section 38- Post-Reclamation Surface Stabilization and Sediment Control" directory

Section 39- Fish and Wildlife Enhancement

- Replace the entire "Section 39- Fish and Wildlife Enhancement" directory with the revised "Section 39- Fish and Wildlife Enhancement" directory

Part 6- Environmental Protection, Probable Hydrologic Consequences, and Monitoring**Section 40- Environmental Protection**

- Replace the entire "Section 40- Environmental Protection" directory with the revised "Section 40- Environmental Protection" directory

Section 41- Probable Hydrologic Consequences

- Replace the entire "Section 41- Probable Hydrologic Consequences" directory with the revised "Section 41- Probable Hydrologic Consequences" directory

Section 42- Monitoring, Maintenance, Inspections, and Examinations

- Replace the entire "Section 42- Monitoring, Maintenance, Inspections, and Examinations" directory with the revised "Section 42- Monitoring, Maintenance, Inspections, and Examinations" directory

Part 7- Bonding**Section 50- Bonding**

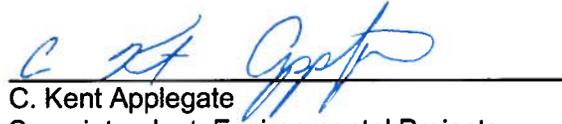
- Replace the entire "Section 50- Bonding" directory with the revised "Section 50- Bonding" directory

Section 51- Reclamation Schedule

- Replace the entire "Section 51- Reclamation Schedule" directory with the revised "Section 51- Reclamation Schedule" directory

If you have any questions, please contact Matt Owens at 505-598-3229

Sincerely,



C. Kent Applegate
Superintendent, Environmental Projects
BHP Billiton Mine Management Company

Cc: Sam Woods, Navajo Transitional Energy Company