

**SECTION 6**

**LAND OWNERSHIP AND CONTROL**

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**SECTION 6**

**LAND OWNERSHIP AND CONTROL**

**LIST OF EXHIBITS**

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<a href="#"><u>6.1-1</u></a>	Surface Ownership, Mineral Ownership, and Leasehold Interests (Sheet 2 of 2)
<a href="#"><u>6.1-2</u></a>	Claim Use Areas
<a href="#"><u>6.5-1</u></a>	BHP Navajo Coal Company Lease Boundary (Sheet 1 of 9)
<a href="#"><u>6.5-1</u></a>	BHP Navajo Coal Company Lease Boundary (Sheet 2 of 9)
<a href="#"><u>6.5-1</u></a>	BHP Navajo Coal Company Lease Boundary (Sheet 3 of 9)
<a href="#"><u>6.5-1</u></a>	BHP Navajo Coal Company Lease Boundary (Sheet 4 of 9)
<a href="#"><u>6.5-1</u></a>	BHP Navajo Coal Company Lease Boundary (Sheet 5 of 9)
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**SECTION 6**

**LAND OWNERSHIP AND CONTROL**

**LIST OF APPENDICES**

**APPENDIX**

**NUMBER      APPENDIX TITLE**

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[6.A](#)              BHP Navajo Coal Company Lease Boundary Description

**SECTION 6**

**LAND OWNERSHIP AND CONTOL**

**LIST OF REVISIONS DURING PERMIT TERM**

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<b>REV.</b>		<b>DATE</b>
<b>NUMBER</b>	<b>REVISION DESCRIPTION</b>	<b>APPROVED</b>

---

## **SECTION 6 LAND OWNERSHIP AND CONTROL**

### **6.1 Surface Owners of Record of the Property to be Mined**

The surface owner of record for the permit area is:

The United States of America,

in trust for the benefit of

The Navajo Nation

Window Rock, AZ 86515

Attention: The Honorable President of the Navajo Nation

This information is presented on [Exhibit 6.1-1](#).

#### *6.1.1 Claim Use Area Interests of the Property to be Mined*

The Navajo Nation and U.S. Department of the Interior - Bureau of Indian Affairs (BIA) have established claim use areas (CUAs) throughout the Navajo Nation. The CUA boundaries and a listing of individuals associated with those CUAs within the Pinabete Mine Plan permit area (permit area) are presented on [Exhibit 6.1-2](#). The BIA is the owner of this information. BHP Navajo Coal Company (BNCC) is presenting this information to the best of its knowledge. As BNCC is made aware of changes to the CUA boundaries this exhibit will be updated.

### **6.2 Subsurface Owners of Record of the Property to be Mined**

The subsurface owner of record for the permit area is:

The United States of America,

in trust for the benefit of

The Navajo Nation

Window Rock, AZ 86515

Attention: The Honorable President of the Navajo Nation

### **6.3 Leaseholders of Record of the Property to be Mined**

The leaseholder of record for the permit is:

BHP Navajo Coal Company

P.O. Box 1717

Fruitland, NM 87416

This information is presented on [Exhibit 6.1-1](#).

### **6.4 Purchasers of Record of the Property to be Mined**

There are no purchasers of record under a real estate contract associated with the Pinabete permit.

## 6.5 Right-of-Entry Documents

The following documents establish the legal right for BNCC to enter and conduct coal surface mining and reclamation operations on Navajo Nation tribal lands. The information under Section 6.5 addresses the regulatory requirements found at 30 CFR 778.15(a). The permit area is within the mining lease and amendment boundary. A description of the permit area is located in Section 2 Operation and Permit Description.

### 6.5.1 Mining Lease and Amendments

The following is a list of documents relating to the original mining lease, and amendments thereto, between the Navajo Nation and Utah Construction Company, now known as BHP Navajo Coal Company. Copies of the original documents are on file at the mine site and may be viewed by the regulatory authority upon request. The original mining lease and applicable amendment areas, as resurveyed November 27, 1991, are presented on [Exhibit 6.5-1](#). A legal description of the original mining lease and Amendment Nos. 2, 3, 4, and 4-A as resurveyed between 1990 and 1991 is located in [Appendix 6.A](#).

- The original Mining Lease (Contract No. 14-20-603-2505), dated July 26, 1957, grants to Applicant the right to enter and begin surface coal mining and reclamation activities on said lands.
- Amendment No. 1, dated October 18, 1957, amends the original mining lease to include a right-of-way across Applicant's lease for the Four Corners Pipeline Company. The rights granted under Amendment No. 1 are the same as the original mining lease. Amendment No. 1 is not applicable to the permit application, and therefore is not shown on [Exhibit 6.5-1](#).
- Amendment No. 2, dated October 24, 1961, amends the original mining lease by adding 14 separate parcels of mineral lands to the lease. The rights granted to Applicant are the same as the rights granted in the original mining lease.
- Amendment No. 3, dated March 29, 1965, amends the original mining lease by adding additional mineral lands to the lease. The rights granted to Applicant are the same as the rights granted in the original mining lease.
- Amendment No. 4 and Supplement, dated April 25, 1985, amends the original mining lease by adding additional surface use areas. The amendment allows Applicant only surface use rights and not mineral rights on these additional lands. These areas are referred to as EQ-1, EQ-2, EQ-3, EQ-4, EQ-5, EQ-6, EQ-7, EQ-8, EQ-9, EQ-10, EQ-11, EQ-12, EQ-13, EQ-14, EQ-18, EQ-19, EQ-20, EQ-21, EQ-22, EQ-23, EQ-24, EQ-25, EQ-26, and EQ-27 in [Appendix 6.A](#) and shown as Amendment 4-EQ in [Exhibit 6.5-1](#).
- Amendment No. 4-A, dated December 28, 1988, amends the original mining lease by adding additional mineral lands to the lease. These areas are known as Blocks A, B, C, and D. The rights granted to Applicant are the same as the rights granted in the original mining lease.

## **6.6 Severed Estates and Authorizations to Extract Coal by Surface Mining Methods**

No private mineral estate severed from the private surface estate.

## **6.7 Lands Contiguous to the Permit Area**

### *6.7.1 Surface Owners of Record of Lands Contiguous to the Permit Area*

The surface owner of record for the lands contiguous to the permit area is:

The United States of America,

in trust for the benefit of

The Navajo Nation

Window Rock, AZ 86515

Attention: The Honorable President of the Navajo Nation

This information is presented on [Exhibit 6.1-1](#).

### *6.7.2 Subsurface Owners of Record of Lands Contiguous to the Permit Area*

The subsurface owner of record for the lands contiguous to the permit area is:

The United States of America,

in trust for the benefit of

The Navajo Nation

Window Rock, AZ 86515

Attention: The Honorable President of the Navajo Nation

This information is presented on [Exhibit 6.1-1](#).

#### 6.7.2.1 Claim Use Area Interest of Lands Contiguous to the Permit Area

The Navajo Nation and BIA have established CUAs throughout the Navajo Nation. The CUA boundaries and a listing of individuals associated with those CUAs contiguous to the Pinabete permit area are presented on [Exhibit 6.1-2](#). The BIA is the owner of this information. BNCC is presenting this information to the best of its knowledge. As BNCC is made aware of changes to the CUA boundaries this exhibit will be updated.

### *6.7.3 Applicant's Interest in Lands Contiguous to the Property to be Mined*

The applicant does not have any interest in lands, options, or pending bids on interest held or made for lands contiguous to the area described in the permit application.

**6.8 Recorded Information Collection**

BNCC employees responsible for the collection of information in Section 6 are listed in the “Personnel” section below. Copies of the referenced documents within this section will be maintained at the mine site and be available for review by the regulatory authority upon request.

*Personnel*

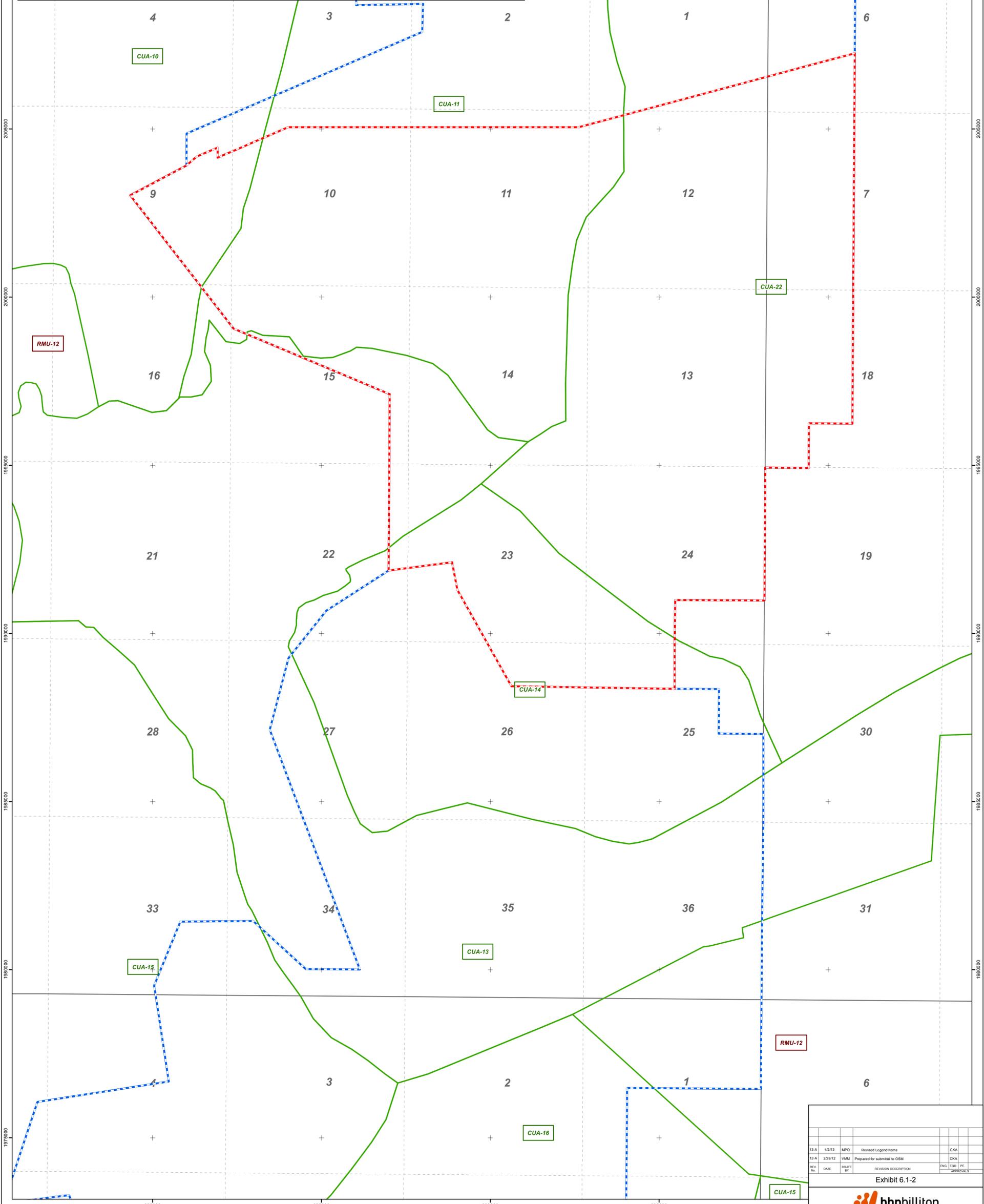
Persons or organizations responsible for data collection, analysis, and preparation of this permit application package section:

Kent Applegate  
Marian Wimsatt  
Vivie Melendez  
BHP Navajo Coal Company





CUA MAP No.	NAME	CUA No.	STATUS	BIA AREA No.
10	SIMS, STANLEY & LEVADA BEGAY	13-562	A	.0049
	JIM, (YAZZIE), PERTINA & RAYMOND	13-672	A	
11	STEELE, ROSE MARIE	13-559	A	.0362
	GILMORE, ALICE D. & JULIUS R.	13-660	A	
13	STEVENSON, DAISY & IRENE STEVENSON JOE	13-661	A	.0047
14	LOPEZ, IDA MAE	13-565	A	
22	BENALLY, BETTY	13-673	A	.0394



Note:  
 -The information contained on this Exhibit is intended for illustrative purposes only.  
 -The accuracy of the specific data including locations of CUA boundaries cannot be warranted by the applicant. The CUA boundaries are managed and maintained by the United States Department of the Interior, Bureau of Indian Affairs (BIA). CUA boundaries were obtained from BIA records and are consistent with the approved Navajo Mine Permit Application Package (NM-0003F).

Coordinate System:  
 NAD 1983 State Plane New Mexico West  
 Datum: North American 1983

- Legend
- - - SMCRA Permit Area
  - - - Mining Lease and ROWs
  - - - Resource Areas
  - - - Claim Use Areas (CUA)

13-A	4/2/13	MPO	Revised Legend Items	CKA
12-A	2/29/12	VMM	Prepared for submittal to OSM	CKA
REV. NO.	DATE	DRAFT BY	REVISION DESCRIPTION	DWG. CODE
				APP. NO.

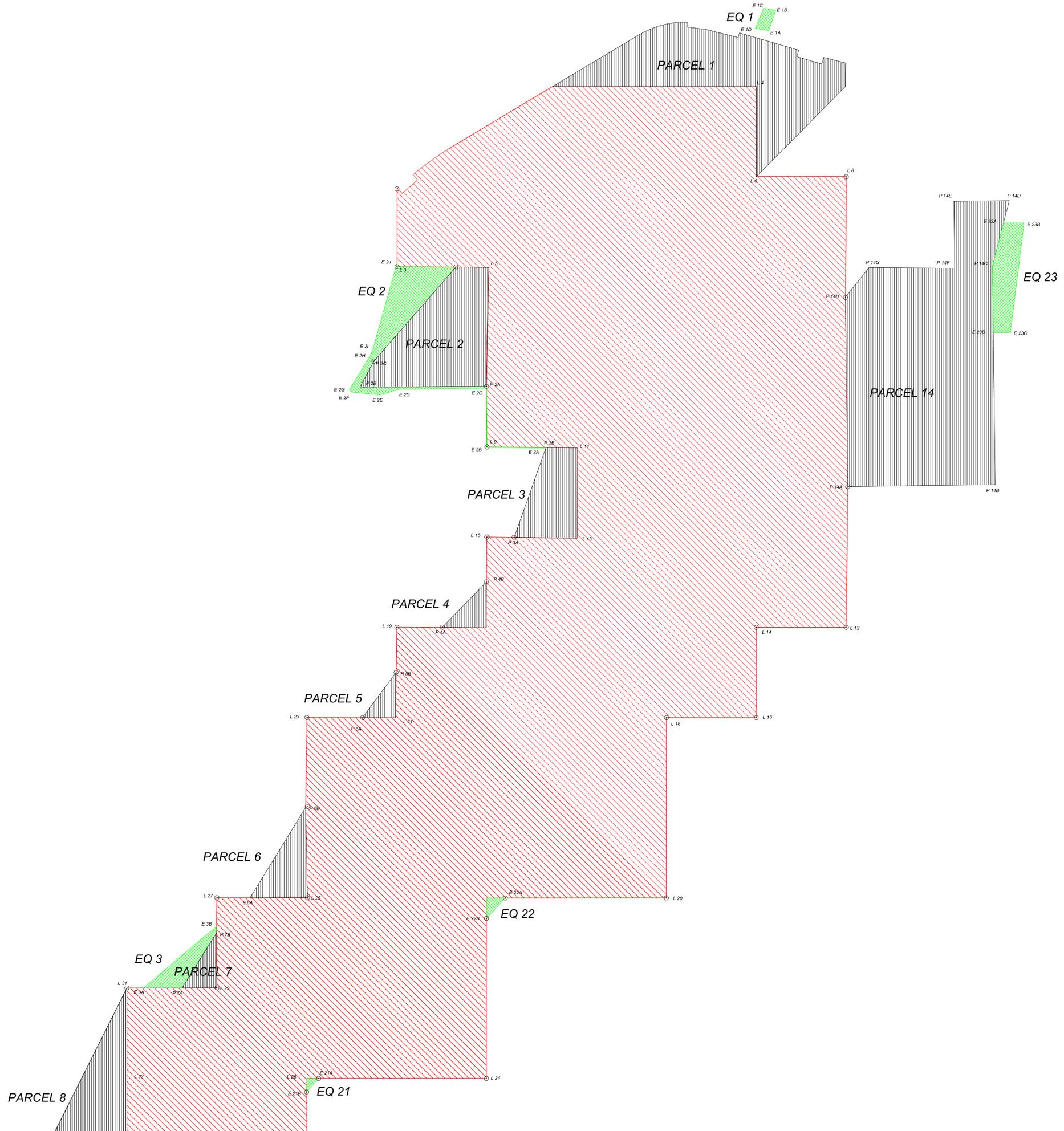
Exhibit 6.1-2

**bhpbilliton**  
 resourcing the future

**BHP NAVAJO COAL COMPANY**

Pinabete Permit  
 Claim Use Areas

PREPARED BY: VMM	DRAWN BY: VMM	PAPER SIZE: ARCH D
APPROVED BY: CKA	DATE: 2/29/12	



**LEGEND**

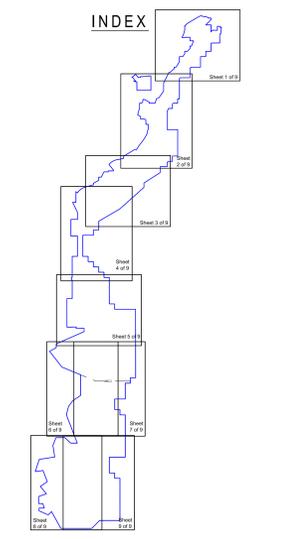
- BRASS CAPS (BLM)
- STEEL POST 4"x4" (ORANGE)
- △ NAVAJO MINE MONUMENTS
- EQ 20
- EQ 20
- PERMIT LEASE CORNERS
- PERMIT BOUNDARY

**MINERALS LEASE AREAS :**

[Red Hatched]	ORIGINAL LEASE	24,210.06
[Vertical Lines]	AMENDMENT 2	512.20
[Pink Hatched]	AMENDMENT 3	6,554.05
[Orange Hatched]	AMENDMENT 4A	1,340.07
	<b>TOTAL</b>	<b>32,617.28</b>

**SURFACE LEASE AREAS :**

[Green Hatched]	AMENDMENT 4-EQ	545.32
[Vertical Lines]	AREA-III ADDITION	3.11
[Purple Hatched]	MINE PLANT LEASE (NOT SURVEYED)	223.21
	<b>TOTAL</b>	<b>771.64</b>
	<b>TOTAL LEASE ACREAGE</b>	<b>33,388.92</b>



"THIS IS NOT A SURVEY FOR USE BY A PROPERTY OWNER FOR ANY PURPOSE"



2014	2/29/12	MPO	Prepared for submit to CSM	DKA	
REV	DATE	BY	DESCRIPTION	APP'D	APPROVED
1		CKA			

Notes:  
 1) Exhibit based on approved BHP Navajo Coal Company Navajo Mine (CSM Permit NM-0003F) permit application package Exhibit 1-6 Navajo Mine Lease Base Map (sheets 1 through 9).  
 2) This exhibit is for display purposes only and does not represent a survey of the BHP Navajo Coal Company lease boundaries.  
 3) For needs and bounds description of the Pinabete Permit Area and BHP Navajo Coal Company Lease, see the Pinabete permit application package Appendices 2.A and 6.A.

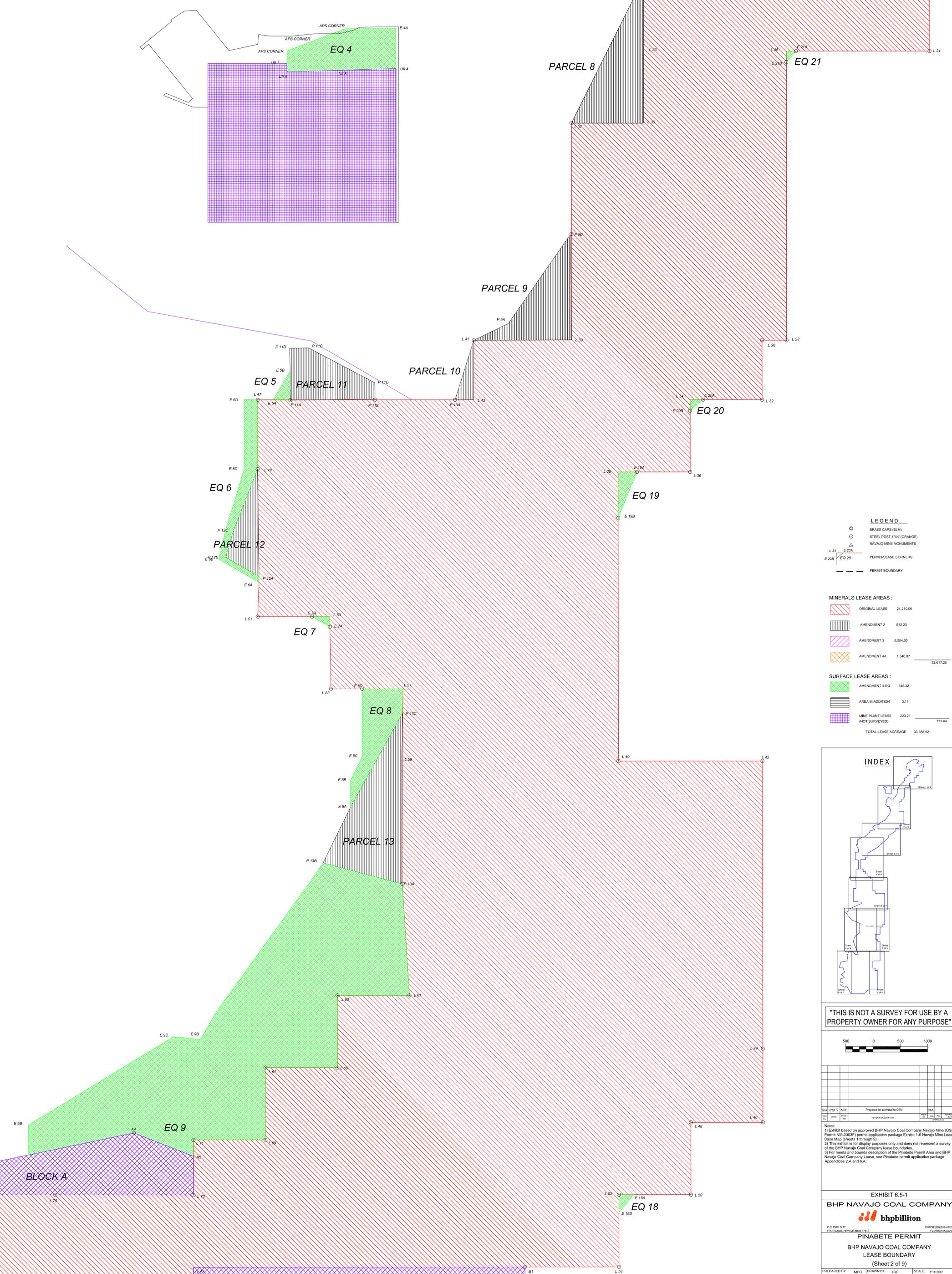
**EXHIBIT 6.5-1**

**BHP NAVAJO COAL COMPANY**

P.O. BOX 1717  
 FRUITLAND, NEW MEXICO 87418

**PINABETE PERMIT**  
**BHP NAVAJO COAL COMPANY**  
**LEASE BOUNDARY**  
 (Sheet 1 of 9)

PREPARED BY	MPO	DRAWN BY	RFJ	SCALE:	1" = 500'
APPROVED BY	CKA	DATE	12/31/10		



**LEGEND**

- BRASS CAPS (BLM)
- ⊙ STEEL POST 4"x4" (ORANGE)
- △ NAVAJO MINE MONUMENTS
- PERMIT LEASE CORNERS
- PERMIT BOUNDARY

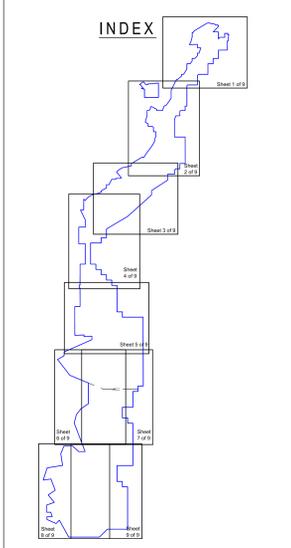
**MINERALS LEASE AREAS :**

Original Lease	24,210.96
Amendment 2	512.20
Amendment 3	6,554.05
Amendment 4A	1,340.07
<b>TOTAL</b>	<b>32,617.28</b>

**SURFACE LEASE AREAS :**

Amendment 4-EQ	545.32
Area-III Addition	3.11
Mine Plant Lease (NOT SURVEYED)	223.21
<b>TOTAL</b>	<b>771.64</b>

**TOTAL LEASE ACREAGE 33,388.92**



"THIS IS NOT A SURVEY FOR USE BY A PROPERTY OWNER FOR ANY PURPOSE"



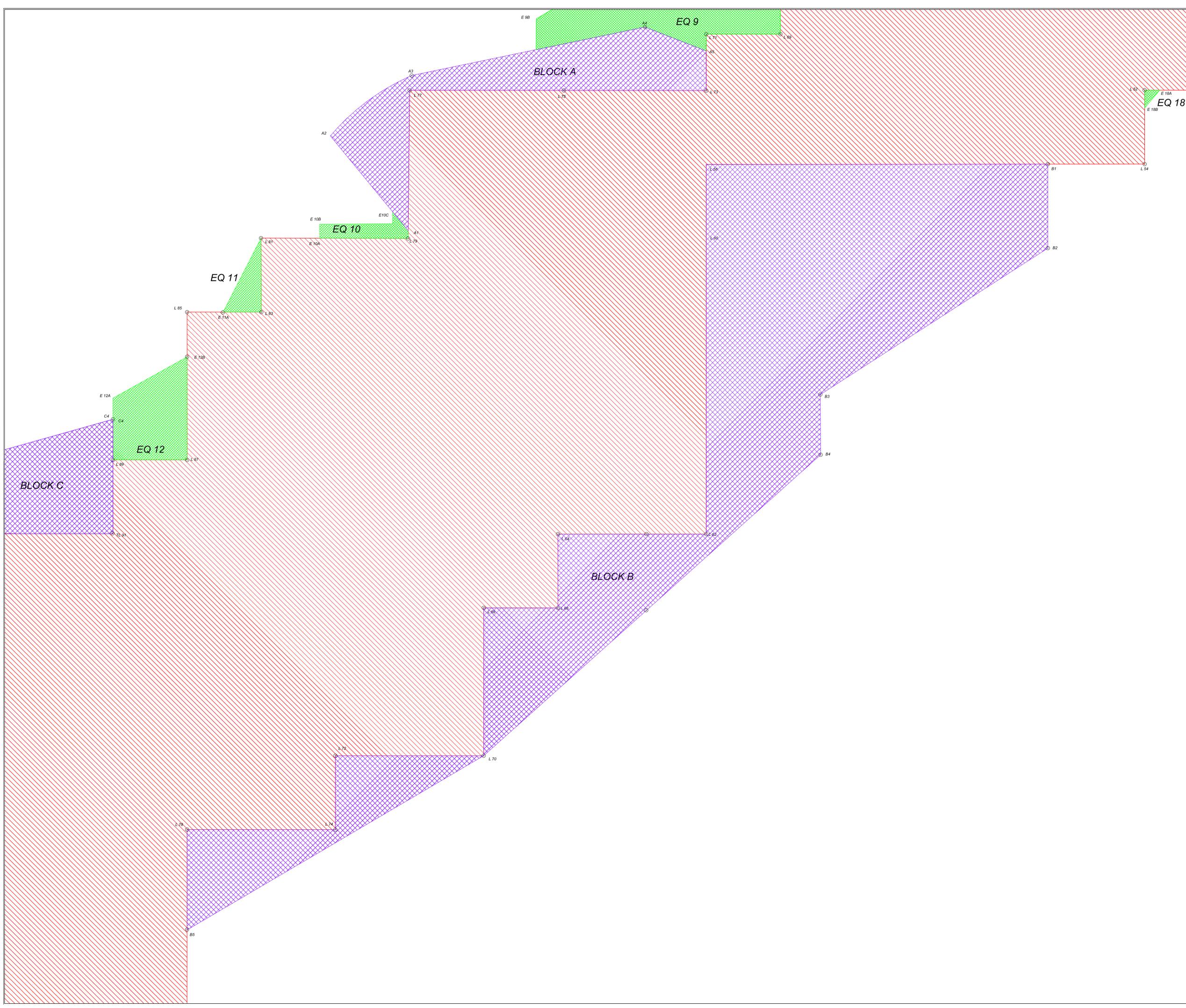
33A 22912	MPO	Prepared for submittal to OSM	CKA
REV	DATE	DESCRIPTION	BY

**Notes:**  
 1) Exhibit based on approved BHP Navajo Coal Company Navajo Mine (OSM Permit NM-00037) permit application package Exhibit 1-6 Navajo Mine Lease Base Map (sheets 1 through 9).  
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**EXHIBIT 6.5-1**  
**BHP NAVAJO COAL COMPANY**  
  
 P.O. BOX 1717  
 PRUITLAND, NEW MEXICO 87416  
 PHONE: 505.698-4300  
 FAX: 505.698-4229

**PINABETE PERMIT**  
**BHP NAVAJO COAL COMPANY**  
**LEASE BOUNDARY**  
 (Sheet 2 of 9)

PREPARED BY: MPO DRAWN BY: FJF SCALE: 1" = 500'  
 APPROVED BY: CKA DATE: 12/31/10



**LEGEND**

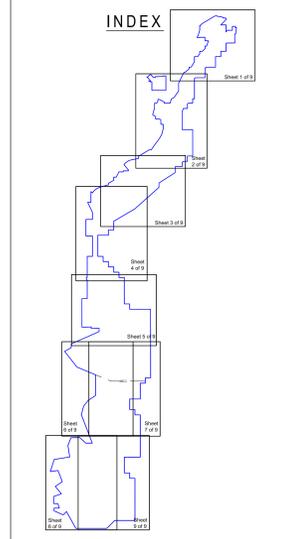
- BRASS CAPS (BLM)
- STEEL POST 4"x4" (ORANGE)
- NAVAJO MINE MONUMENTS
- EQ 20
- EQ 20
- PERMIT LEASE CORNERS
- PERMIT BOUNDARY

**MINERALS LEASE AREAS :**

ORIGINAL LEASE	24,210.06
AMENDMENT 2	512.20
AMENDMENT 3	6,554.05
AMENDMENT 4A	1,340.07
AMENDMENT 4-EQ	545.32
AREA-III ADDITION	3.11
MINE PLANT LEASE (NOT SURVEYED)	223.21
<b>TOTAL LEASE ACREAGE</b>	<b>33,388.92</b>

**SURFACE LEASE AREAS :**

AMENDMENT 4-EQ	545.32
AREA-III ADDITION	3.11
MINE PLANT LEASE (NOT SURVEYED)	223.21
<b>TOTAL LEASE ACREAGE</b>	<b>771.64</b>



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DATE	2/29/12	BY	MPO	PREPARED FOR	submittal to DSM	DATE	2/29/12	BY	CKA	APPROVED FOR	DATE	2/29/12	
DATE	2/29/12	BY	CKA	APPROVED FOR	DATE	2/29/12	BY	MPO	APPROVED FOR	DATE	2/29/12	BY	MPO

**Notes:**

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- 3) For needs and bounds description of the Pinabete Permit Area and BHP Navajo Coal Company Lease, see Pinabete permit application package Appendices 2.A and 6.A.

**EXHIBIT 6.5-1**

**BHP NAVAJO COAL COMPANY**

P.O. BOX 1717  
FRUITLAND, NEW MEXICO 87418

PHONE: 505/698-4200  
FACSIMILE: 505/698-4222

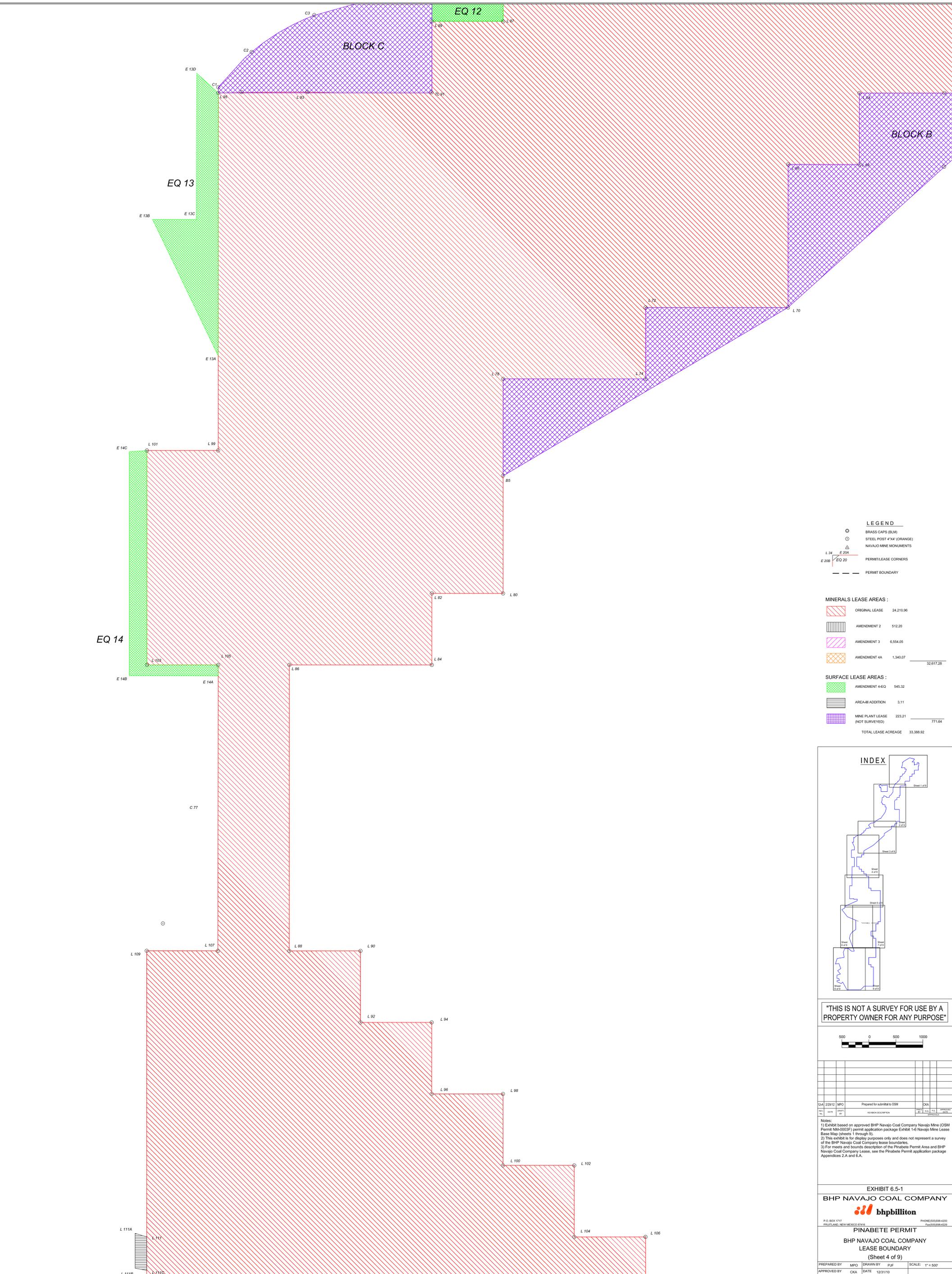
**PINABETE PERMIT**

**BHP NAVAJO COAL COMPANY**

**LEASE BOUNDARY**

**(Sheet 3 of 9)**

PREPARED BY	MPO	DRAWN BY	PJF	SCALE:	1" = 500'
APPROVED BY	CKA	DATE	12/31/10		



**LEGEND**

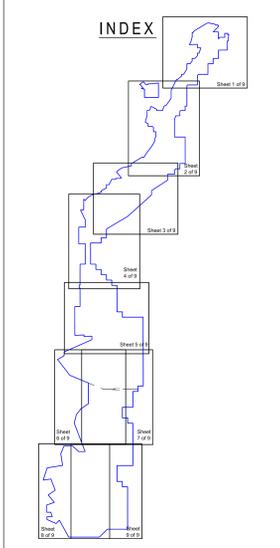
- BRASS CAPS (BLM)
- STEEL POST 4"x4" (ORANGE)
- △ NAVAJO MINE MONUMENTS
- NAVAJO MINE MONUMENTS
- PERMITLEASE CORNERS
- PERMIT BOUNDARY

**MINERALS LEASE AREAS :**

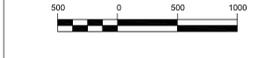
	ORIGINAL LEASE	24,210.86
	AMENDMENT 2	512.20
	AMENDMENT 3	6,554.05
	AMENDMENT 4A	1,340.07
	<b>TOTAL</b>	<b>32,617.28</b>

**SURFACE LEASE AREAS :**

	AMENDMENT 4-EQ	545.32
	AREA-III ADDITION	3.11
	MINE PLANT LEASE (NOT SURVEYED)	223.21
	<b>TOTAL LEASE ACREAGE</b>	<b>33,388.92</b>



**"THIS IS NOT A SURVEY FOR USE BY A PROPERTY OWNER FOR ANY PURPOSE"**



NO.	DATE	BY	DESCRIPTION

Prepared for submittal to OSM

**Notes:**  
 1) Exhibit based on approved BHP Navajo Coal Company Navajo Mine (OSM Permit NM-0003F) permit application package Exhibit 1-6 Navajo Mine Lease Base Map (sheets 1 through 9).  
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**EXHIBIT 6.5-1**

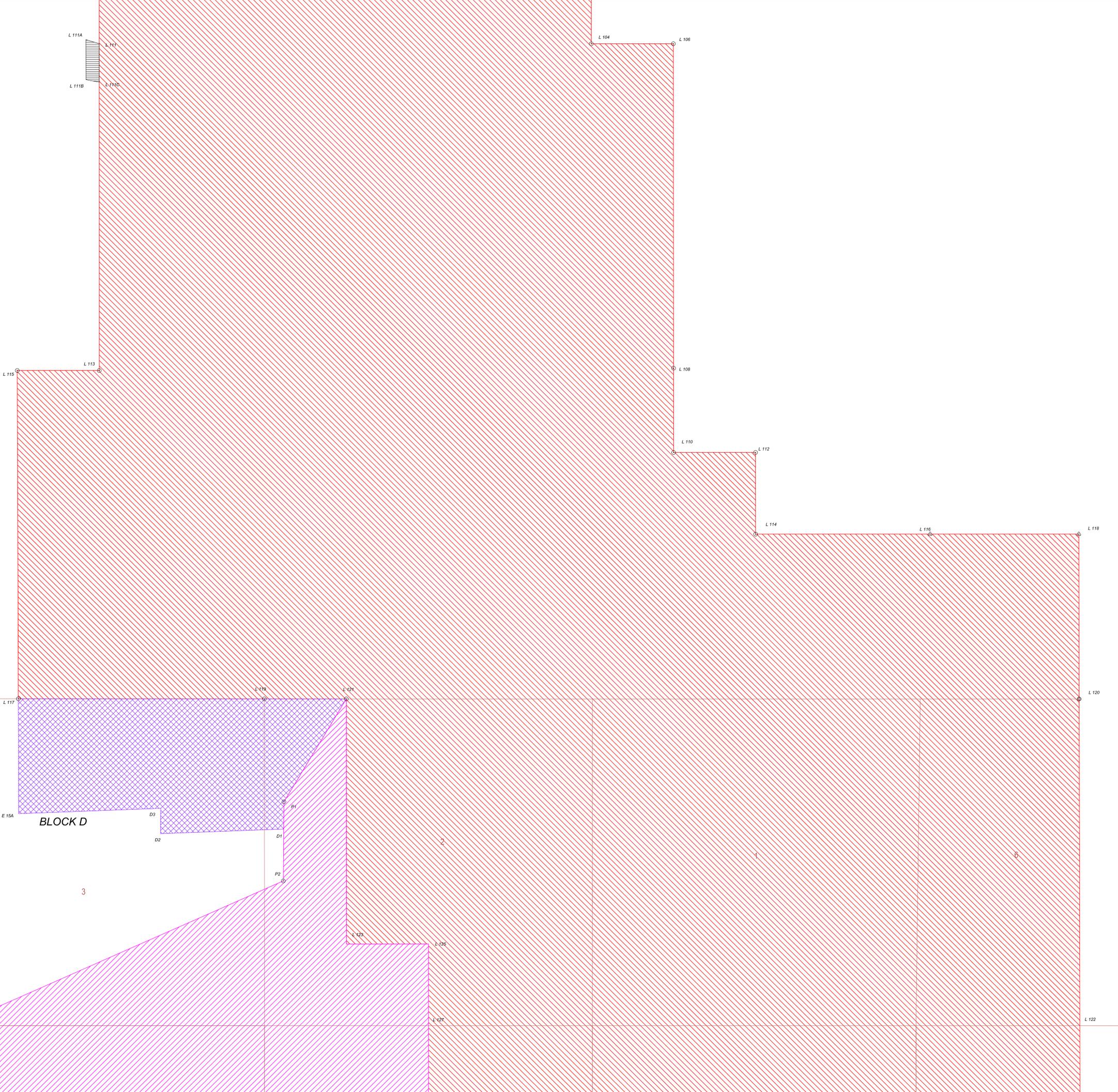
**BHP NAVAJO COAL COMPANY**

P.O. BOX 1717  
FRUITLAND, NEW MEXICO 87416

PHONE: 505.698-4300  
FAX: 505.698-4229

**PINABETE PERMIT**  
**BHP NAVAJO COAL COMPANY**  
**LEASE BOUNDARY**  
 (Sheet 4 of 9)

PREPARED BY	MPO	DRAWN BY	FJF	SCALE:	1" = 500'
APPROVED BY	CKA	DATE	12/31/10		



**LEGEND**

- BRASS CAPS (BLM)
- STEEL POST 4"x4" (ORANGE)
- NAVAJO MINE MONUMENTS
- EQ 20 PERMIT/LEASE CORNERS
- PERMIT/LEASE BOUNDARY

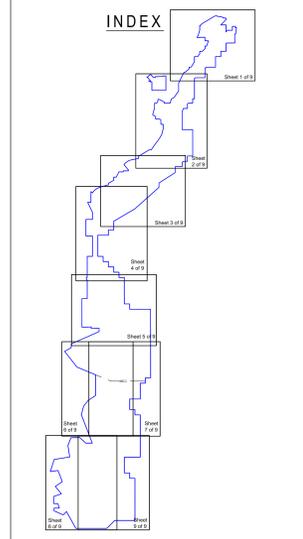
**MINERALS LEASE AREAS :**

	ORIGINAL LEASE	24,210.06
	AMENDMENT 2	512.20
	AMENDMENT 3	6,554.05
	AMENDMENT 4A	1,340.07
	<b>TOTAL</b>	<b>32,617.28</b>

**SURFACE LEASE AREAS :**

	AMENDMENT 4-EQ	545.32
	AREA-HH ADDITION	3.11
	MINE PLANT LEASE (NOT SURVEYED)	223.21
	<b>TOTAL</b>	<b>771.64</b>

**TOTAL LEASE ACREAGE 33,388.92**



**"THIS IS NOT A SURVEY FOR USE BY A PROPERTY OWNER FOR ANY PURPOSE"**



DATE	2/29/10	PROJECT	MPO	PREPARED FOR	OSM
BY	CKA	NO.	1000	DATE	2/29/10
BY	CKA	NO.	1000	DATE	2/29/10

**Notes:**

- 1) Exhibit based on approved BHP Navajo Coal Company Navajo Mine (OSM Permit NM-0003F) permit application package Exhibit 1-6 Navajo Mine Lease Base Map (sheets 1 through 9).
- 2) This exhibit is for display purposes only and does not represent a survey of the BHP Navajo Coal Company lease boundaries.
- 3) For needs and bounds description of the Pinabete Permit Area and BHP Navajo Coal Company Lease, see the Pinabete permit application package Appendices 2.A and 6.A.

**EXHIBIT 6.5-1**

**BHP NAVAJO COAL COMPANY**

P.O. BOX 1717  
FRUITLAND, NEW MEXICO 87416

PHONES: 505/694-4200  
FAX: 505/694-4252

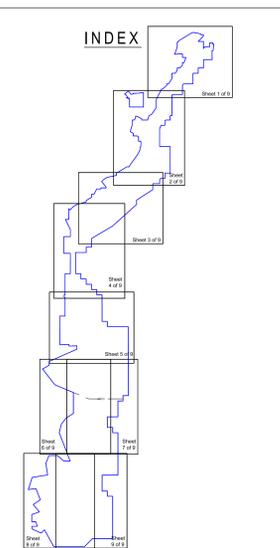
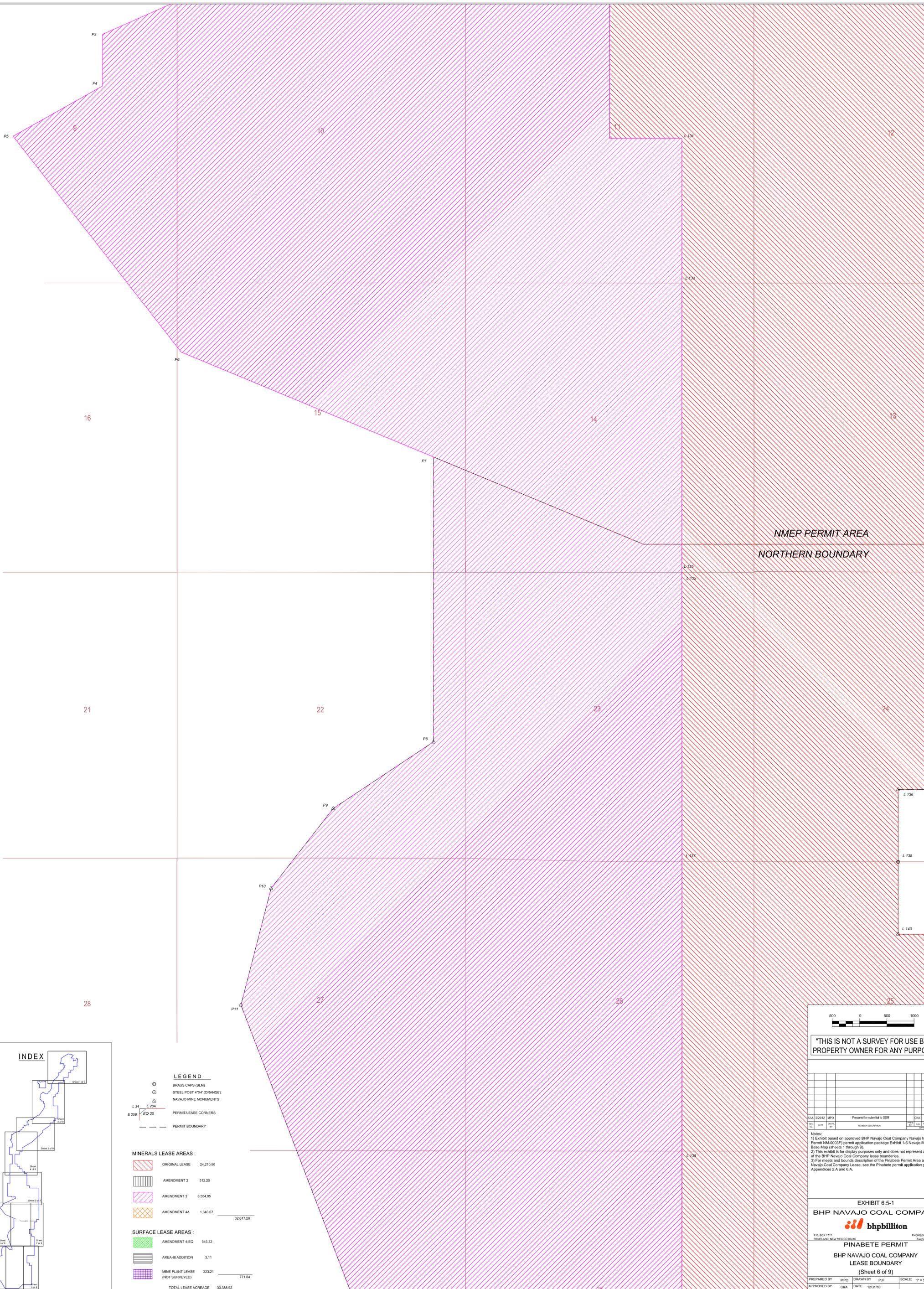
**PINABETE PERMIT**

**BHP NAVAJO COAL COMPANY**

**LEASE BOUNDARY**

**(Sheet 5 of 9)**

PREPARED BY	MPO	DRAWN BY	PJF	SCALE:	1" = 500'
APPROVED BY	CKA	DATE	12/31/10		



**LEGEND**

- BRASS CAPS (BLM)
- STEEL POST 4"X4" (ORANGE)
- △ NAVAJO MINE MONUMENTS
- PERMIT/LEASE CORNERS
- PERMIT BOUNDARY

**MINERALS LEASE AREAS :**

Original Lease	24,210.96
Amendment 2	512.20
Amendment 3	8,554.05
Amendment 4A	1,340.07
<b>Total Minerals Lease Areas</b>	<b>32,617.28</b>

**SURFACE LEASE AREAS :**

Amendment 4-EQ	545.32
Area-III Addition	3.11
Mine Plant Lease (Not Surveyed)	223.21
<b>Total Surface Lease Areas</b>	<b>771.64</b>

**TOTAL LEASE ACREAGE 33,388.92**

500 0 500 1000

**"THIS IS NOT A SURVEY FOR USE BY A PROPERTY OWNER FOR ANY PURPOSE"**

DATE	2/29/12	MPD	Prepared for submittal to OSM	CKA	DATE	12/31/10	
BY	MPD	DRWN	MPD	DATE	12/31/10	SCALE	1" = 500'

Notes:

- 1) Exhibit based on approved BHP Navajo Coal Company Navajo Mine (OSM Permit NM-00037) permit application package Exhibit 1-6 Navajo Mine Lease Base Map (sheets 1 through 9).
- 2) This exhibit is for display purposes only and does not represent a survey of the BHP Navajo Coal Company lease boundaries.
- 3) For meets and bounds description of the Pinabete Permit Area and BHP Navajo Coal Company Lease, see the Pinabete permit application package Appendices 2.A and 6.A.

**EXHIBIT 6.5-1**

**BHP NAVAJO COAL COMPANY**

**bhpbilliton**

P.O. BOX 1717  
FRUITLAND, NEW MEXICO 87416  
PHONE: 505.696.4200  
FAX: 505.696.4229

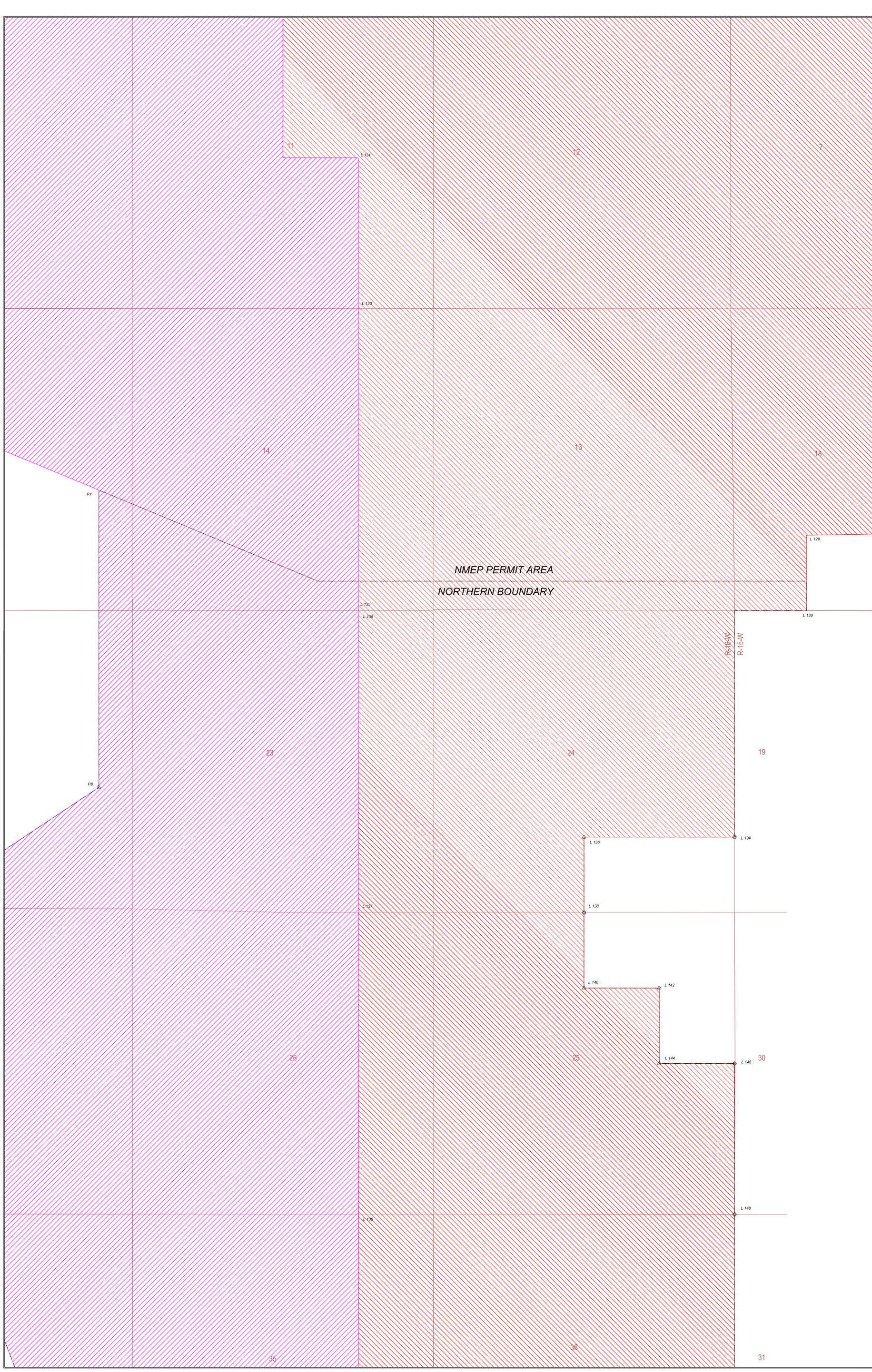
**PINABETE PERMIT**

**BHP NAVAJO COAL COMPANY**

**LEASE BOUNDARY**

**(Sheet 6 of 9)**

PREPARED BY: MPD DRAWN BY: PJF SCALE: 1" = 500'  
APPROVED BY: CKA DATE: 12/31/10



NMEP PERMIT AREA  
NORTHERN BOUNDARY

**LEGEND**

- BRASS CAPS (BLM)
- STEEL POST 4"x4" (ORANGE)
- △ NAVAJO MINE MONUMENTS
- PERMITLEASE CORNERS
- PERMIT BOUNDARY

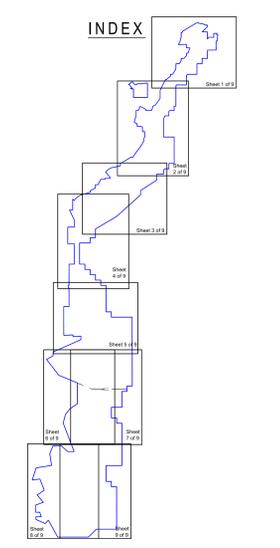
**MINERALS LEASE AREAS :**

	ORIGINAL LEASE	24,210.06
	AMENDMENT 2	512.20
	AMENDMENT 3	6,554.05
	AMENDMENT 4A	1,340.07
	<b>TOTAL</b>	<b>32,617.28</b>

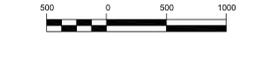
**SURFACE LEASE AREAS :**

	AMENDMENT 4-EO	545.32
	AREA-III ADDITION	3.11
	MINE PLANT LEASE (NOT SURVEYED)	223.21
	<b>TOTAL</b>	<b>771.64</b>

**TOTAL LEASE ACREAGE 33,388.92**



"THIS IS NOT A SURVEY FOR USE BY A PROPERTY OWNER FOR ANY PURPOSE"



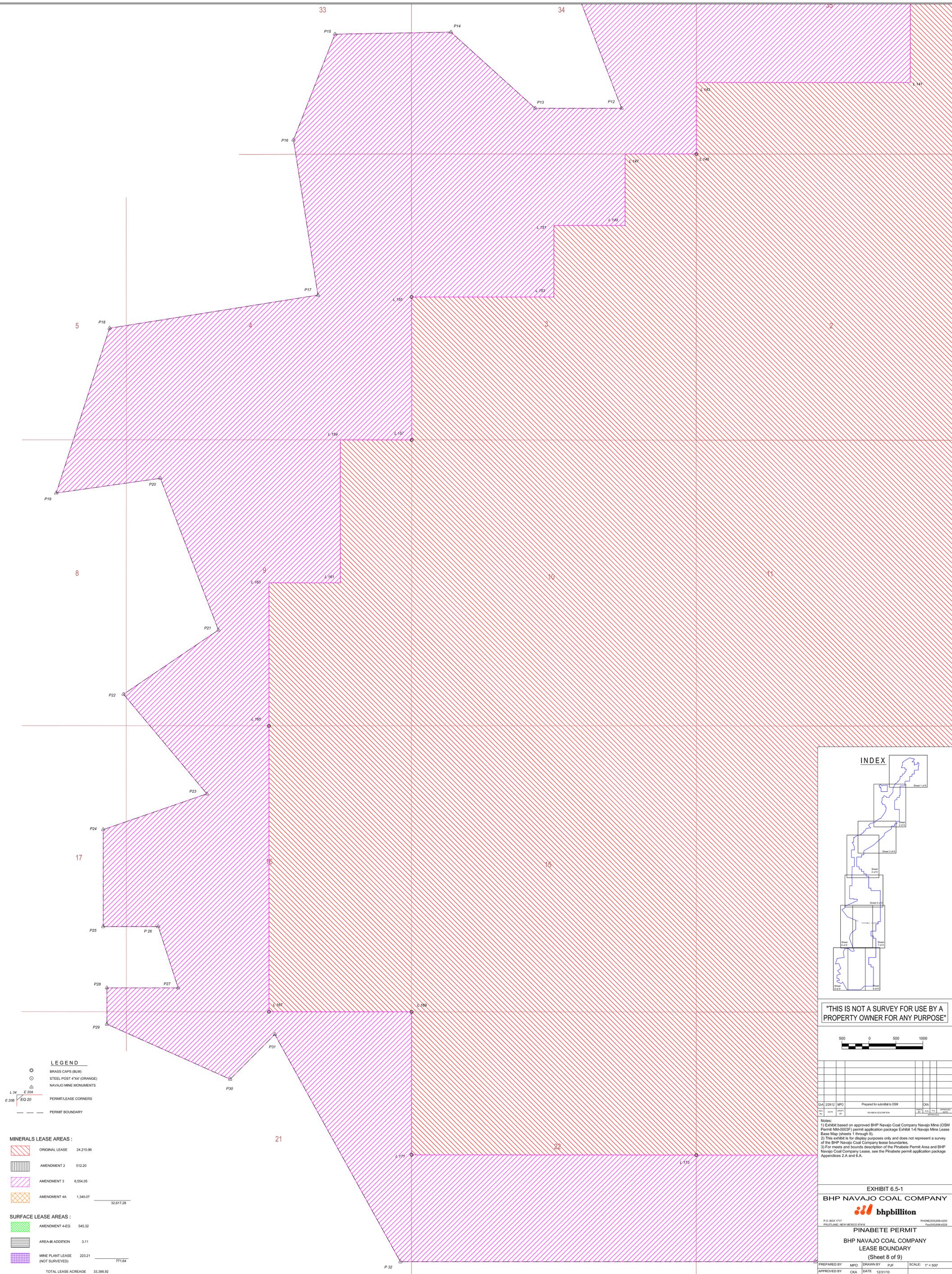
DATE	2/29/12	PROJECT	MPD	PREPARED FOR	OSM	DRAWN BY	CKA	CHECKED BY	CKA
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**Notes:**  
 1) Exhibit based on approved BHP Navajo Coal Company Navajo Mine (OSM Permit NM-0003) permit application package Exhibit 1-6 Navajo Mine Lease Base Map (sheets 1 through 9).  
 2) This exhibit is for display purposes only and does not represent a survey of the BHP Navajo Coal Company lease boundaries.  
 3) For meets and bounds description of the Pinabete Permit Area and BHP Navajo Coal Company Lease, see the Pinabete permit application package Appendices 2.A and 6.A.

**EXHIBIT 6.5-1**  
**BHP NAVAJCO COAL COMPANY**  
  
 P.O. BOX 1717  
 FRUITLAND, NEW MEXICO 87416  
 PHONE 505.698.4300  
 FAX 505.698.4229

**PINABETE PERMIT**  
**BHP NAVAJCO COAL COMPANY**  
**LEASE BOUNDARY**  
 (Sheet 7 of 9)

PREPARED BY	MPD	DRAWN BY	CKA	SCALE:	1" = 500'
APPROVED BY	CKA	DATE	12/31/10		



**LEGEND**

- BRASS CAPS (BLM)
- STEEL POST 4"x4" (ORANGE)
- △ NAVAJO MINE MONUMENTS
- PERMIT/LEASE CORNERS
- - - PERMIT BOUNDARY

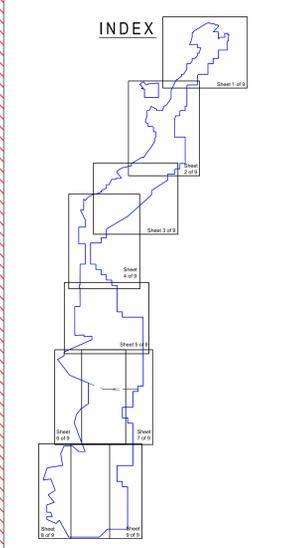
**MINERALS LEASE AREAS :**

	ORIGINAL LEASE	24,210.96
	AMENDMENT 2	512.20
	AMENDMENT 3	6,554.05
	AMENDMENT 4A	1,340.07
		32,617.28

**SURFACE LEASE AREAS :**

	AMENDMENT 4-EQ	545.32
	AREA-III ADDITION	3.11
	MINE PLANT LEASE (NOT SURVEYED)	223.21
		771.64
<b>TOTAL LEASE ACREAGE</b>		<b>33,388.92</b>



**"THIS IS NOT A SURVEY FOR USE BY A PROPERTY OWNER FOR ANY PURPOSE"**



NO.	DATE	BY	DESCRIPTION

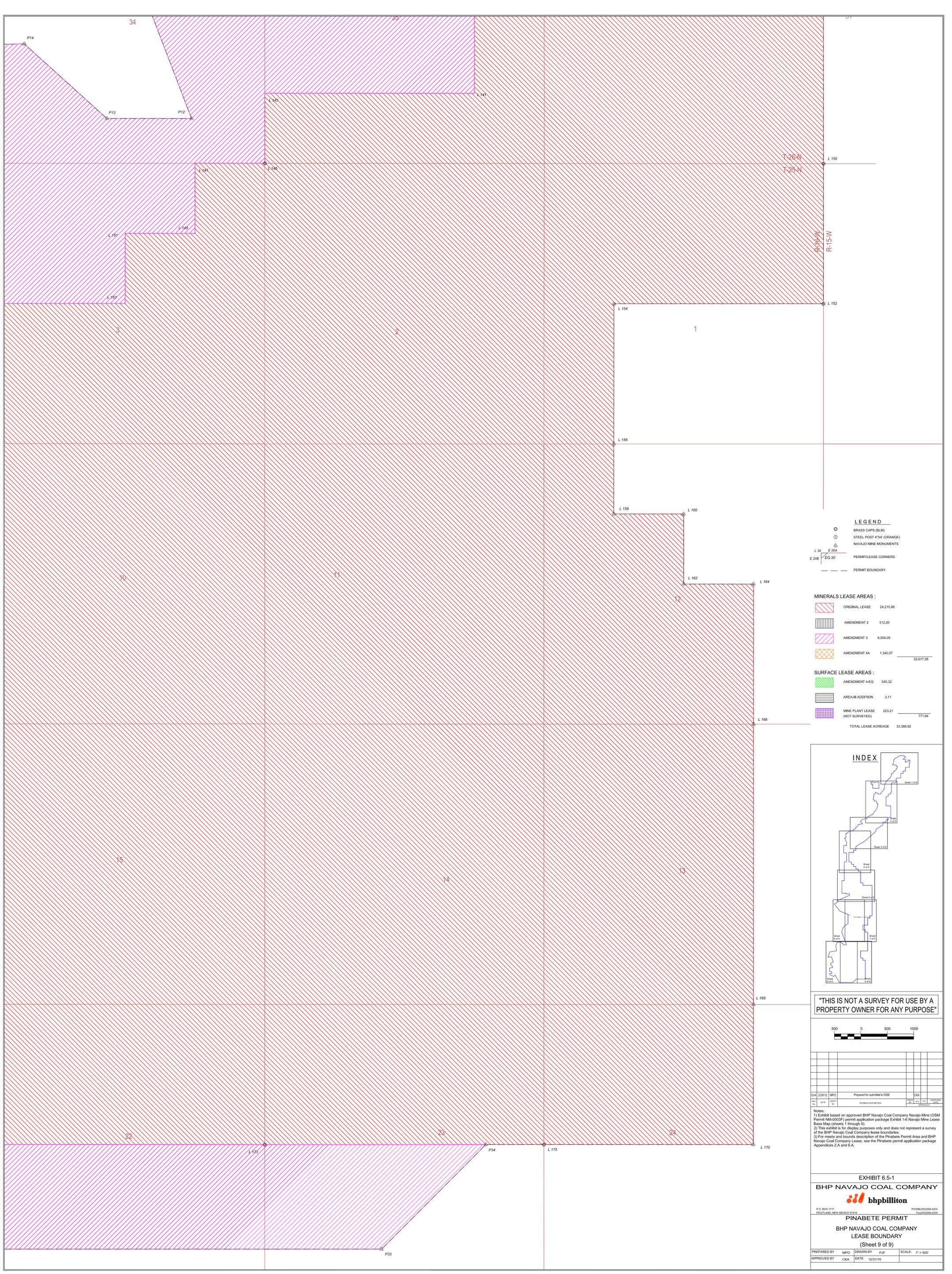
Notes:  
 1) Exhibit based on approved BHP Navajo Coal Company Navajo Mine (OSM Permit NM-0003F) permit application package Exhibit 1-6 Navajo Mine Lease Base Map (sheets 1 through 9).  
 2) This exhibit is for display purposes only and does not represent a survey of the BHP Navajo Coal Company lease boundaries.  
 3) For meets and bounds description of the Pinabete Permit Area and BHP Navajo Coal Company Lease, see the Pinabete permit application package Appendices 2.A and 6.A.

**EXHIBIT 6.5-1**  
**BHP NAVAJO COAL COMPANY**

P.O. BOX 1717  
 FRUITLAND, NEW MEXICO 87416  
 PHONE: 505.696.4300  
 FAX: 505.696.4229

**PINABETE PERMIT**  
**BHP NAVAJO COAL COMPANY**  
**LEASE BOUNDARY**  
 (Sheet 8 of 9)

PREPARED BY: MPO	DRAWN BY: PJF	SCALE: 1" = 500'
APPROVED BY: CKA	DATE: 12/31/10	



**LEGEND**

- BRASS CAPS (BLM)
- ⊙ STEEL POST 4"x4" (ORANGE)
- △ NAVAJO MINE MONUMENTS
- ⊠ PERMIT LEASE CORNERS
- PERMIT BOUNDARY

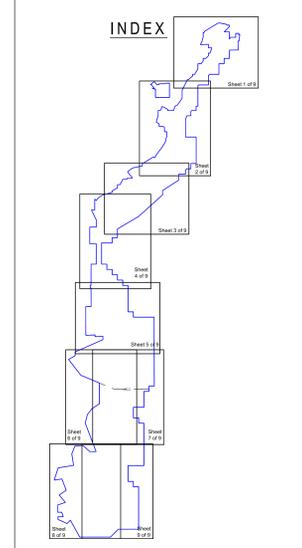
**MINERALS LEASE AREAS :**

Original Lease	24,210.96
Amendment 2	512.20
Amendment 3	6,554.05
Amendment 4A	1,340.07
<b>TOTAL</b>	<b>32,617.28</b>

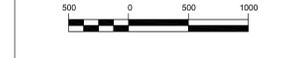
**SURFACE LEASE AREAS :**

Amendment 4-EO	545.32
Area-III Addition	3.11
Mine Plant Lease (NOT SURVEYED)	223.21
<b>TOTAL</b>	<b>771.64</b>

**TOTAL LEASE ACREAGE 33,388.92**



**"THIS IS NOT A SURVEY FOR USE BY A PROPERTY OWNER FOR ANY PURPOSE"**



20912	MPO	Prepared for submit to OSM	CKA
10/16/2012	10/16/2012		

**Notes:**

- 1) Exhibit based on approved BHP Navajo Coal Company Navajo Mine (OSM Permit NM-0003) permit application package Exhibit 1-6 Navajo Mine Lease Base Map (sheets 1 through 9).
- 2) This exhibit is for display purposes only and does not represent a survey of the BHP Navajo Coal Company lease boundaries.
- 3) For meets and bounds description of the Pinabete Permit Area and BHP Navajo Coal Company Lease, see the Pinabete permit application package Appendices 2.A and 6.A.

**EXHIBIT 6.5-1**

**BHP NAVAJO COAL COMPANY**

P.O. BOX 1717  
FRUITLAND, NEW MEXICO 87416

**PINABETE PERMIT**

**BHP NAVAJO COAL COMPANY**

**LEASE BOUNDARY**

**(Sheet 9 of 9)**

PREPARED BY	MPO	DRAWN BY	FJF	SCALE:	1" = 500'
APPROVED BY	CKA	DATE	12/31/10		

**Appendix 6.A**

BHP Navajo Coal Company Lease Boundary Description

NAVAJO MINE LEASE BOUNDARY DESCRIPTION

AUGUST 1991

*[Handwritten signature]*  
SCOTT AND  
NEW MEASUREMENTS  
REGISTERED PROFESSIONAL LAND SURVEYOR  
8825  
8/16/91

*[Handwritten signature]*  
SCOTT AND  
NEW MEASUREMENTS  
REGISTERED PROFESSIONAL LAND SURVEYOR  
8825  
09/29/93

## 1990 SURVEY BACKGROUND:

In 1990 the Navajo Tribe asked that the boundary descriptions of Navajo Mine be stamped by a New Mexico Registered Professional Surveyor and that they meet the Minimum Standards of New Mexico. Since there were no continuous sets of field notes to defend the boundaries it was decided to resurvey the boundaries. In April, 1990, field work was begun by Wilbert Benally and Ray Yazzie. The job was supervised and directed by Scott Andrae, a New Mexico Registered Professional Surveyor. The field work was completed by the same people in August, 1990. The notes were reduced and the boundaries computed and described by Scott Andrae.

A meeting was held between the Navajo Tribe and Navajo Mine to settle some questions about the survey. Since no section corners have been set north of Township 26 North, where areas 1, 2, & 3 of the Navajo Mine are situated, it was agreed that the existing monumentation set to satisfy Office of Surface Mining requirements be held as controlling monuments for the boundaries. These monuments are 4" steel posts, 4' high and painted orange. Since the lands where areas 4 & 5 of the Navajo Mine are situated were surveyed in 1982 by the B.L.M. Cadastral crews and section corners have been set, it was agreed that these section corners would control the boundaries in that area. This clarification was necessary for several reasons. The original lease is described as aliquot parts of sections, even though the land was unsurveyed, and much of it still is. There have been section corners set by the B.L.A. and by private surveyors. It became readily apparent that the B.L.M. had ignored these section corners when setting the new corners. The tribe held that only the B.L.M. corners were correct. No disturbance had yet occurred in areas 4 & 5, so adjusting the boundaries to the B.L.M. corners posed no problem. Since disturbance in areas 1, 2, & 3 was confined within the existing monumentation, using this monumentation also posed no problem.

Angular measurement was done with a Leitz TM-1 1" theodolite, cleaned and calibrated just prior to the job. Linear measurement was done with a Lietz Red 2L distance meter leased for the job, or a 100' steel tape when necessary. Angles and distances were shot to prisms mounted on a tripod over the sights. All backsight were taken from tripods over sights. Angles and distances were repeated and averaged. A series of loops were surveyed and closed. Closure accuracy was computed and, if acceptable, the loop was balanced and adjusted using the Compass rule. When side shots were necessary to establish the position of a point, the point was shot in from at least two separate positions.

A total of 10 solar observations were taken throughout the survey to check bearings. Deviation from solar observation never exceeded 2 minutes of arc.

#### Original Lease:

In the area previously subdivided by the B.L.M. all section corners needed to establish the mine boundaries were recovered. When necessary the sections were broken down further. These section subdivisions were based on standard procedures as set forth in B.L.M.'s "Manual of Surveying Instructions, 1973". No new corners were set during this survey.

Some of the original lease corners in areas 1, 2, & 3 have been destroyed. Several methods were used to re-establish these positions. In most cases where the original lease corners were gone, the area was flanked by amendment or EQ parcels. Where monuments of these parcels were found, they were held as evidence of the original lines. Lines were then intersected through these points to establish missing points. Sometimes it was necessary to begin at an established monument and go the record bearing and distance for several courses before closing in on another established monument. In all cases like this, the original lease boundary is flanked by amendment boundaries and is no longer an external boundary.

#### Amendment 2:

Amendment 2 parcels were re-established based upon found original monuments. When necessary, positions were re-established by intersecting lines using record bearings from existing found monuments. The north half of parcel 1 was released to the B.I.A. and the Navajo Tribe for the construction of N-36 highway. The right of way of N-36 is now the north boundary of parcel 1. This was re-established from found B.I.A. monuments, B.I.A. plats, and Navajo Mine plats.

#### Amendment 3:

The first five points of amendment 3 had been set. Point P5 was so far off that we chose to ignore it. Points P1-P4 were held as good. Points P5-P33 were computed from record bearing and distance. Point P34 was computed along the record bearing from P33 and intersection with the original lease based on the found section corners. No new points were set during this survey.

#### Amendment 4 A blocks:

Most of the monuments for Blocks B and D were recovered. None of the monuments for Blocks A and C were ever set. The

western boundary for both of these blocks is the railroad right of way boundary. No as built or metes and bounds description for the right of way exists. Neither the Navajo Tribe or Navajo Mine could produce adequate drawings for the railroad. A copy of the construction design drawings were obtained from a private surveyor in Farmington, N.M. . These were used for curve data and bearings. These drawings, plus the monuments recovered on the original lease boundary were used to describe these two blocks.

#### Area 3 amendment:

All but one of the corners for this parcel were recovered. L 111 was placed through a bearing intersection on the original lease boundary.

#### EQ Parcels:

The majority of these parcel monuments were recovered. Where none were found original bearings or distances were used to determine original positions.

A new coordinate system was used in this survey. Point L 120 is zero north and zero east for this system. Bearings are based on B.L.M. bearings. These coordinates could be transformed and rotated to the mine coordinates if desired.

## 1991 Survey Background:

Beginning in the spring of 1991, Wilbert Benally and Ray Yazzie, under the supervision of Scott Andrae, set the remaining monuments on the Navajo Mine boundary. The survey lasted 3 months. Monuments consisted of 2" aluminum caps set on 18" rebar. The caps were stamped with Scott Andrae's registration number, 9625, as well as the Navajo Mine point number. All of the points in areas 4 & 5 that were not B.L.M. brass caps, were set. All of the "P" points in Amendment 3 were set. Missing points in on the external boundaries of areas 1,2, & 3 were set. These points were set from the computed coordinates from the previous year's survey. The same theodolite was used, and a leased Geodimeter distance meter was used.

Final mapping was done by Ron VanValkenberg at Navajo Mine, based upon draft maps and information produced by Scott Andrae at San Juan Mine.

Original lease - 24,210.96 acres

Beginning at the north 1/4 corner of Sec. 6, T.26 N.,  
R.15 W., N.M.P.M., also called L 120;

thence, S.00°09'59"E., 5,278.72' to the south 1/4 corner of  
said Sec. 6, also called L 122;

thence, S.00°04'50"E., 5,279.64' to the north 1/4 corner of  
Sec. 18, T.26 N., R.15 W., N.M.P.M., also called L 124;

thence, S.00°05'09"E., 3,960.21' to the south 1/16 corner of  
said Sec. 18, also called L 126;

thence, S.89°58'43"W., 1,320.42' to the southwest 1/16  
corner of said Sec. 18, also called L 128;

thence, S.00°03'58"E., 1,320.16' to the west 1/16 corner of  
said Sec. 18 and Sec. 19, T.26 N., R.15 W., N.M.P.M., also  
called L 130;

thence, S.89°57'56"W., 1,262.07' to the northwest corner of  
said Sec. 19, also called L 132;

thence, S.00°00'05"W., 2,641.54' to the west 1/4 corner of  
said Sec. 19.

thence, S.00°00'17"E., 1,319.29' to the south 1/16 corner of  
said Sec. 19 and Sec. 24, T.26 N., R.16 W., N.M.P.M., also  
called L 134;

thence, N.89°58'58"W., 2,639.17' to the south 1/16 of said  
Sec. 24, also called L 136;

thence, S.00°00'27"W., 1,319.80' to the south 1/4 corner of  
said Sec. 24, also called L 138;

thence, S.00°00'58"W., 1,319.99' to the north 1/16 corner of  
Sec. 25, T.26 N., R.16 W., also called L 140;

thence, S.89°59'24"E., 1,319.83' to the northeast 1/16  
corner of said Sec. 25, also called L 142;

thence, S.00°00'42"W., 1,320.08' to the east 1/16 corner of  
said Sec. 25, also called L 144;

thence, S.89°59'11"E., 1,319.92' to the east 1/4 corner of  
said Sec. 25, also called L 146;

thence, S.00°00'34"W., 2,640.22' to the southeast corner of  
said Sec. 25, also called L 148;

thence, S.00°00'19"W., 2,640.12' to the east 1/4 corner of  
Sec. 36, T.26 N., R.16 W., N.M.P.M.;

thence, S.00°00'51"W., 2,639.98' to the southeast corner of said Sec. 36, also called L 150;

thence, S.00°00'32"W., 2,639.91' to the east 1/4 corner of Sec. 1, T.25 N., R.16 W., N.M.P.M., also called L 152;

thence, N.89°59'44"W., 2,641.26' to the center 1/4 corner of said Sec. 1;

thence, N.89°59'46"W., 1,320.83' to the west 1/16 corner of said Sec. 1, also called L 154;

thence, S.00°03'15"W., 2,640.03' to the west 1/16 corner of said Sec. 1 and Sec. 12, T.25 N., R.16 W., N.M.P.M., also called L 156;

thence, S.00°00'23"W., 1,320.07' to the northwest 1/16 corner of said Sec. 12, also called L 158;

thence, S.89°59'33"E., 1,321.34' to the north 1/16 corner of said Sec. 12, also called L 160;

thence, S.00°00'13"W., 1,320.10' to the center 1/4 corner of said Sec. 12, also called L 162;

thence, S.89°59'28"E., 1,321.31' to the east 1/16 corner of said Sec. 12, also called L 164;

thence, S.00°00'34"W., 2,640.08' to the east 1/16 corner of said Sec. 12 and Sec. 13, T.25 N., R.16 W., N.M.P.M., also called L 166;

thence, S.00°00'18"W., 2,639.48' to the east 1/16 corner of said Sec. 13;

thence, S.00°00'17"W., 2,640.47' to the east 1/16 corner of said Sec. 13 and Sec. 24, T.25 N., R.16 W., N.M.P.M., also called L 168;

thence, S.00°04'07"W., 2,640.06' to the east 1/16 corner of said Sec. 24, also called L 170;

thence, N.89°59'22"W., 1,317.75' to the center 1/4 corner of said Sec. 24;

thence, N.89°59'23"W., 2,641.86' to the west 1/4 corner of said Sec. 24, also called L 175;

thence, N.89°59'26"W., 5,278.24' to the east 1/4 corner of Sec. 22, T.25 N., R.16 W., N.M.P.M., also called L 173;

thence, N.89°57'56"W., 5,277.06' to the west 1/4 corner of

said Sec. 22, also called L 171;

thence, N.00°00'36"E., 2,640.24' to the northwest corner of said Sec. 22, also called L 169;

thence, N.89°57'54"W., 2,642.16' to the south 1/4 corner of Sec. 16, T.25 N., R.16 W., N.M.P.M., also called L 167;

thence, N.00°00'11"E., 5,280.46' to the north 1/4 corner of said Sec. 16, also called L 165;

thence, N.00°00'23"W., 2,640.35' to the center 1/4 corner of Sec. 9, T.25 N., R.16 W., N.M.P.M., also called L 163;

thence, S.89°58'06"E., 1,321.92' to the east 1/16 corner of said Sec. 9, also called L 161;

thence, N.00°00'11"E., 2,640.01' to the east 1/16 corner of said Sec. 9 and Sec. 4, T.25 N., R.16 W., N.M.P.M., also called L 159;

thence, S.89°58'19"E., 1,322.35' to the southeast corner of said Sec. 4, also called L 157;

thence, N.00°02'43"W., 2,640.16' to the east 1/4 corner of said Sec. 4, also called L 155;

thence, S.89°58'41"E., 2,638.23' to the center 1/4 corner of Sec. 3, T.25 N., R.16 W., N.M.P.M., also called L 153;

thence, N.00°00'17"E., 1,321.24' to the north 1/16 corner of said Sec. 3, also called L 151;

thence, S.89°59'15"E., 1,319.38' to the east 1/16 corner of said Sec. 3, also called L 149;

thence, N.00°01'30"E., 1,320.69' to the east 1/16 corner of said Sec. 3 and Sec. 34, T.26 N., R.16 W., N.M.P.M., also called L 147;

thence, S.89°57'49"E., 1,319.85' to the southeast corner of said Sec. 34, also called L 145;

thence, N.00°00'18"E., 1,320.12' to the east 1/16 corner of said Sec. 34 and Sec. 35, T.26 N., R.16 W., N.M.P.M., also called L 143;

thence, S.89°58'36"E., 2,640.87' to the south 1/16 corner of said Sec. 35;

thence, S.89°57'37"E., 1,320.49' to the southeast 1/16 corner of said Sec. 35, also called L 141;

thence, N.00°00'36"W., 1,320.44' to the east 1/16 corner of said Sec. 35;

thence, N.00°03'01"E., 2,637.76' to the east 1/16 corner of said Sec. 35 and Sec. 26, T.26 N., R.16 W., N.M.P.M., also called L 139;

thence, N.00°00'45"E., 2,640.03' to the east 1/16 corner of said Sec. 26;

thence, N.00°00'45"E., 2,640.38' to the east 1/16 corner of said Sec. 26 and Sec. 23, T.26 N., R.16 W., N.M.P.M., also called L 137;

thence, N.00°00'37"E., 2,640.70' to the east 1/16 corner of said Sec. 23;

thence, N.00°00'35"E., 2,638.71' to the east 1/16 corner of said Sec. 23 and Sec. 14, T.26 N., R.16 W., N.M.P.M., also called L 135;

thence, N.00°01'06"W., 2,640.27' to the east 1/16 corner of said Sec. 14;

thence, N.00°03'44"W., 2,641.77' to the east 1/16 corner of said Sec. 14 and Sec. 11, T.26 N., R.16 W., N.M.P.M., also called L 133;

thence, N.00°01'36"E., 2,640.80' to the east 1/16 corner of said Sec. 11, also called L 131;

thence, N.89°59'22"W., 1,320.77' to the center 1/4 corner of said Sec. 11, also called L 129;

thence, N.00°02'11"E., 2,637.12' to the south 1/4 corner of Sec. 2, T.26 N., R.16 W., N.M.P.M., also called L 127;

thence, N.00°02'47"W., 1,320.54' to the south 1/16 corner of said Sec. 2, also called L 125;

thence, S.89°59'54"W., 1,320.76' to the southwest 1/16 corner of said Sec. 2, also called L 123;

thence, N.00°02'16"W., 1,320.16' to the west 1/16 corner of said Sec. 2;

thence, N.00°02'16"W., 2,638.82' to the west 1/16 corner of said Sec. 2 and the unsurveyed section and township to the north, also called L 121;

thence, N.89°58'49"W., 1,320.05' to the northwest corner of said Sec. 2, also called L 119;

thence, N.89°58'47"W., 2,640.17' to the north 1/4 corner of Sec. 3, T.26 N., R.16 W., N.M.P.M.;

thence, N.89°58'13"W., 1,320.33' to a monument marked L 117;

thence, N.00°11'15"W., 5,303.28', entering unsurveyed lands, to a monument marked L 115;

thence, N.89°59'25"E., 1,319.92' to a monument marked L 113;

thence, N.00°00'29"W., 5,280.00' to a point called L 111;

thence, N.00°00'32"E., 5,281.59' to a monument marked L 109;

thence, S.89°56'49"E., 1,319.23' to a monument marked L 107;

thence, N.00°11'49"E., 2,642.32' to a monument marked C 77;

thence, N.00°05'44"W., 2,637.69' to a point called L 105;

thence, west, 1,320.00' to a point called L 103;

thence, N.00°00'20"E., 3,960.37' to a monument marked L 101;

thence, N.89°58'39"E., 1,319.38' to a monument marked L 99;

thence, N.00°00'25"E., 1,319.64' to a monument marked L 97;

thence, N.00°00'28"E., 5,282.09' to a monument marked L 95;

thence, N.89°55'24"E., 1,320.19' to a monument marked L 93;

thence, S.89°59'16"E., 2,640.92' to a monument marked L 91;

thence, N.00°01'56"W., 1,320.39' to a monument marked L 89;

thence, S.89°59'10"E., 1,319.10' to a monument marked L 87;

thence, N.00°18'40"E., 1,842.34' to a monument marked E 12B;

thence, N.00°42'39"W., 797.35' to a monument marked L 85;

thence, N.89°47'32"E., 637.50' to a point called E 11A;

thence, S.89°47'26"E., 682.79' to a monument marked L 83;

thence, N.00°10'46"W., 1,322.25' to a monument marked L 81;

thence, S.89°51'21"E., 1,044.90' to a monument marked E 10A;

thence, S.89°48'34"E., 1,573.53' to a monument marked L 79;

thence, N.00°34'44"E., 2,645.47' to a monument marked L 77;  
thence, S.89°57'54"E., 2,640.49' to a monument marked L 75;  
thence, N.89°52'07"E., 2497.27' to a monument marked L 73;  
thence, north, 1,320.42', to a point called L 71;  
thence, east, 1320.23' to a monument marked L 69;  
thence, north, 1320' to a point called L 67;  
thence, N.89°59'14"E., 1,321.07' to a point called L 65;  
thence, north, 1,320.00' to a monument marked L 63;  
thence, east, 1,320.00' to a point called L 61;  
thence, north, 1,718.00' to a point called P 13A;  
thence, north, 2242.00' to a point called L 59;  
thence, N.01 00'00"E., 1,320.00' to a point called L 57;  
thence, N.89°54'16"W., 747.64' to a monument marked E 8D;  
thence, S.89°52'31"W., 572.37' to a monument marked L 55;  
thence, N.01°08'43"W., 1,131.78' to a monument marked E 7A;  
thence, N.00°07'14"W., 190.04' to a point called L 53;  
thence, N.89°59'36"W., 324.62' to a monument marked E 7B;  
thence, N.89°59'36"W., 995.38' to a monument marked L 51;  
thence, N.02°08'00"E., 625.30' to a monument marked E 6A;  
thence, N.00°39'17"W., 2,065.86' to a monument marked L 49;  
thence, N.00°01'22"E., 1,269.71' to a monument marked L 47;  
thence, S.89°09'34"E., 600.27' to a monument marked P 11A;  
thence, N.89°14'10"E., 1,550.56' to a monument marked P 11E;  
thence, S.89°27'51"E., 1,466.73' to a monument marked P 10A;  
thence, N.89°41'24"E., 342.71' to a point called L 43;  
thence, N.00°05'34"E., 1,086.62' to a monument marked L 41;

thence, N.89°46'34"E., 1,790.96' to a point called L 39;  
thence, N.00°35'05"W., 1,925.31' to a monument marked P 9B;  
thence, N.00°33'12"E., 2,034.89' to a point called L 37;  
thence, east, 1,320.00' to a point called L 35;  
thence, north 1,320.00' to a point called L 33;  
thence, north, 1,320.00' to a monument marked L 31;  
thence, N.89°56'42"E., 1,313.43' to a monument marked L 29;  
thence, N.00°47'06"W., 800.82' to a monument marked P 7B;  
thence, N.01°12'38"E., 519.37' to a monument marked L 27;  
thence, S.89°24'51"E., 481.78' to a monument marked P 6A;  
thence, N.89°39'48"E., 838.26' to a monument marked L 25;  
thence, N.01°02'57"W., 1,324.37' to a monument marked P 6B;  
thence, N.00°46'55"E., 1,316.79' to a monument marked L 23;  
thence, S.89°49'58"E., 813.13' to a monument marked P 5A;  
thence, S.89°49'57"E., 481.58' to a point called L 21;  
thence, N.00°46'38"E., 667.15' to a monument marked P 5B;  
thence, N.00°46'38"E., 657.97' to a monument marked L 19;  
thence, S.89°40'24"E., 661.05' to a monument marked P 4A;  
thence, S.89°40'24"E., 643.42' to a point called L 17;  
thence, N.00°22'16"E., 672.54' to a monument marked P 4B;  
thence, N.00°22'16"E., 655.99' to a monument marked L 15;  
thence, S.89°13'10"E., 401.13' to a monument marked P 3A;  
thence, S.89°13'10"E., 918.86' to a point called L 13;  
thence, N.00°06'01"E., 1,325.35' to a point called L 11;  
thence, N.89°26'57"W., 459.17' to a monument marked P 3B;  
thence, N.89°26'57"W., 860.83' to a monument marked L 9;

thence, N.00°22'24"W., 887.75' to a monument marked E 2C;  
thence, N.00°25'02"W., 387.25' to a point called L 7;  
thence, N.01°33'09"E., 1,354.05' to a point called L 5;  
thence, N.89°13'11"W., 480.68' to a monument marked P 2D;  
thence, N.89°40'37"W., 860.42' to a monument marked L 3;  
thence, north, 1,139.05 to a point on the south right of way  
boundary of Highway N-36;  
thence, N.48°36'28"E., 13.10' along said right of way;  
thence, S.41°23'20"E., 100.00' along said right of way;  
thence, N.48°36'28"E., 300.00' along said right of way;  
thence, N.41°23'20"W., 100.00' along said right of way;  
thence, N.48°36'28"E., 94.85' along said right of way to the  
beginning of a curve to the right;  
thence, 505.08' along said right of way and curve to the end  
of the curve, said curve having a radius of 2,764.79', a  
chord length of of 504.38', and a chord bearing of  
N.53°50'28"E;  
thence, N.59°04'28"E., 1811.56' along said right of way;  
thence, east, 2,977.32' to a point called L 4;  
thence, south, 1,320.00' to a point called L 6;  
thence, N.89°37'54"E., 449.44' to a monument marked E 24B;  
thence, S.89°48'29"E., 862.57' to point called L 8;  
thence, S.00°22'29"W., 1,762.38' to a monument marked P 14H;  
thence, S.00°44'00"E., 2,776.50' to a monument marked P 14A;  
thence, S.00°40'03"W., 2,061.52' to a monument marked L 12;  
thence, S.89°59'40"W., 1,313.23' to a monument marked L 14;  
thence, S.00°01'53"W., 1,321.35' to a monument marked L 16;  
thence, N.89°59'55"W., 1,311.28' to a monument marked L 18;  
thence, S.00°01'24"W., 2,641.05' to a monument marked L 20;

thence, S.89°57'49"W., 2,350.11' to a monument marked E 22A;  
thence, S.89°57'45"W., 275.03' to a point called L 22;  
thence, S.00°01'09"W., 300.00' to a monument marked E 22B;  
thence, S.00°00'57"W., 2,341.03' to a monument marked L 24;  
thence, S.89°58'39"W., 2,449.73' to a monument marked E 21A;  
thence, N.89°40'43"W., 171.83' to a point called L 26;  
thence, S.00°52'03"W., 201.23' to a monument marked E 21B;  
thence, S.00°02'04"E., 5,081.67' to a monument marked L 28;  
thence, S.89°58'31"W., 451.26' to a monument marked L 30;  
thence, S.00°05'14"E., 1,084.45' to a monument marked L 32;  
thence, west, 1,318.45' to a point called L 34;  
thence, south, 1,321.14' to a monument called L 36;  
thence, S.89°58'58"W., 1,320.68' to a monument marked L 38;  
thence, S.00°04'05"E., 5,281.65' to a monument marked L 40;  
thence, N.89°58'29"E., 2,640.51' to a monument marked L 42;  
thence, S.00°04'10"E., 5,281.83' to a monument marked L 44;  
thence, S.00°04'17"E., 1,320.46' to a monument marked L 46;  
thence, S.89°58'51"W., 1,320.50' to a monument marked L 48;  
thence, S.00°04'20"E., 1,320.41' to a monument marked L 50;  
thence, S.89°58'34"W., 1,050.50' to a monument marked E 18A;  
thence, S.89°59'34"W., 270.01' to a point called L 52;  
thence, S.00°01'36"E., 319.98' to a monument marked E 18B;  
thence, S.00°04'58"E., 1,000.36' to a monument marked L 54;  
thence, S.89°59'24"W., 1,723.63' to a point called B1;  
thence, S.89°59'24"W., 6,188.85' to a monument marked L 58;  
thence, S.00°27'53"W., 1,320.88' to a monument marked L 60;

thence, S.00°02'59"E., 5,282.67' to a monument marked L 62;  
thence, S.89°58'10"W., 2,526.47' to a monument marked L 64;  
thence, S.00°00'14"W., 1,320.00' to a monument marked L 66;  
thence, N.89°53'22"W., 1,320.47' to a monument marked L 68;  
thence, S.00°00'14"W., 2,641.01' to a monument marked L 70;  
thence, N.89°58'52"W., 2,640.87' to a monument marked L 72;  
thence, S.00°00'45"W., 1,321.07' to a monument marked L 74;  
thence, N.89°58'34"W., 2,639.88' to a monument marked L 78;  
thence, S.00°00'26"W., 3,961.79' to a monument marked L 80;  
thence, N.89°59'05"W., 1,320.44' to a monument marked L 82;  
thence, S.00°00'39"W., 1,320.82' to a monument marked L 84;  
thence, N.89°59'49"W., 2,640.89' to a monument marked L 86;  
thence, S.00°00'47"W., 5,282.49' to a monument marked L 88;  
thence, N.89°56'06"E., 1,320.39' to a monument marked L 90;  
thence, S.00°00'33"E., 1,320.22' to a monument marked L 92;  
thence, S.89°59'33"E., 1,319.98' to a monument marked L 94;  
thence, S.00°00'42"W., 1,320.39' to a monument marked L 96;  
thence, S.89°58'36"E., 1,320.86' to a monument marked L 98;  
thence, S.00°00'17"E., 1,320.27' to a monument marked L 100;  
thence, N.89°59'18"E., 1,320.33' to a monument marked L 102;  
thence, S.00°00'37"E., 1,320.21' to a monument marked L 104;  
thence, N.89°59'23"E., 1,320.76' to a monument marked L 106;  
thence, S.00°02'02"E., 5,282.58' to a monument marked L 108;  
thence, S.00°02'01"E., 1,320.13' to a monument marked L 110;  
thence, N.89°57'58"E., 1,320.42' to a monument marked L 112;  
thence, S.00°01'36"E., 1,320.26' to a monument marked L 114;

thence, N.89°59'42"E., 2,641.16' to a monument marked L 116;

thence, N.89°59'59"E., 2,563.08' to a monument marked L 118;

thence, S.00°03'06"E., 2662.97' to the point of beginning  
and containing 24,210.96 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of  
Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" steel orange steel posts 4' high, with the exception of L 118  
and L 116 which are B.I.A./ Utah Construction brass caps.

Amendment 2 - 512.20 acres

Parcel 1

Beginning at a point on the south right of way boundary of highway N-36 from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.10°57'30"W., 76,445.73';

thence, N.59°04'28"E., 1,465.37' along said right of way to a B.I.A. monument marked 904+95.21 which is the beginning of a curve to the right;

thence, along said curve and right of way 748.67' to the end of the curve and a B.I.A. monument marked 913+00, said curve having a radius of 1,334.91', a chord length of 738.90', and a chord bearing of N.75°08'25"E.;

thence, S.01°09'30"W., 70.18' along said right of way to a B.I.A. monument marked 913+00 which is the beginning of a curve concave to the south;

thence, 281.80' along said curve and right of way to the end of the curve and a B.I.A. monument marked 916+20.07, said curve having a radius of 1,259.44', a chord length of 281.21', and a chord bearing of S.82°19'50"E.;

thence, S.75°55'14"E., 480.14' along said right of way to a B.I.A. monument marked 921+00;

thence, N.14°03'26"E., 69.90' along said right of way of a to a B.I.A. monument marked 921+00;

thence, S.73°45'28"E., 900.00' along said right of way;

thence, S.16°14'32"W., 100.00' along said right of way;

thence, S.73°45'28"E., 380.00' along said right of way;

thence, N.16°14'32"E., 100.00' along said right of way;

thence, S.73°45'16"E., 34.35' along said right of way to a B.I.A. monument marked 934+13.55;

thence, S.75°53'10"E., 299.60' along said right of way;

thence, S.00°36'11"W., 340.77' to a monument marked E 1, also called P 1H;

thence, S.44°38'12"W., 1,466.55' to a monument marked E 24A;

thence, S.44°06'54"W., 391.23' to a point called L 6;

thence, north, 1,320.00' to a point called L 4;  
thence, west, 2,977.32' to the point of beginning, and  
containing 78.13 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of  
Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Parcel 2

Beginning at a monument marked P 2D from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.10°16'26"W., 73,589.48';

thence, S.89°13'11"E., 480.68' to a point called L 5;

thence, S.01°33'09"W., 1,354.05' to a point called L 7;

thence, S.00°25'02"E., 387.25' to a monument marked E 2C;

thence, S.89°35'14"W., 1,849.47' to a monument marked P 2B;

thence, N.28°15'46"E., 434.69' to a monument marked P 2C;

thence, N.40°58'45"E., 1,825.12' to the point of beginning and containing 48.57 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

Parcel 3

Beginning at a monument marked P 3B from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.11°41'33"W., 71,244.59';

thence, S.89°26'57"E., 459.17' to a point called L 11;

thence, S.00°06'01"W., 1,325.35' to a point called L 13;

thence, N.89°13'09"W., 918.86' to a monument marked P 3A;

thence, N.19°19'31"E., 1,395.90' to the point of beginning and containing 20.94 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

Parcel 4

Beginning at a monument marked P 4B from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.11°19'09"W., 69,143.37';

thence, S.00°22'16"W., 672.54' to a point called L 17;

thence, N.89°40'24"W., 643.42' to a monument marked P 4A;

thence, N.44°04'55"E., 931.11' to the point of beginning and containing 4.97 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

Parcel 5

Beginning at a monument marked P 5A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.10°08'02"W., 66,852.74';

thence, N.36°23'28"E., 826.96' to a monument marked P 5B;

thence, S.00°46'38"W., 667.15' to a point called L 21;

thence, N.89°49'58"W., 481.58' to the point of beginning and containing 3.69 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

Parcel 6

Beginning at a monument marked P 6A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.09°06'00"W., 63,971.56';

thence, N.31°29'07"E., 1,558.53' to a monument marked P 6B;

thence, S.01°02'57"E., 1,324.37' to a monument marked L 25;

thence, S.89°39'48"W., 838.26' to the point of beginning and containing 12.74 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

Parcel 7

Beginning at a monument marked P 7A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.08°24'08"W., 62,515.12';

thence, N.31°14'39"E., 945.00' to a monument marked P 7B;

thence, S.00°47'06"E., 800.82' to a monument marked L 29;

thence, S.89°10'37"W., 501.18' to the point of beginning and containing 4.61 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

Parcel 8

Beginning at a point called L 37 from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.06°44'41"W., 59,622.70';

thence, N.26°33'54"E., 2,951.61' to a monument marked L 31;

thence, south, 1,320.00' to a point called L 33;

thence, south, 1,320.00' to a point called L 35;

thence, west, 1,320.00' to the point of beginning and containing 40.00 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

Parcel 9

Beginning at a monument marked L 41 from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.05°23'21"W., 55,488.34';

thence, N.64°14'03"E., 703.12' to monument marked P 9A;

thence, N.34°58'47"E., 1,985.18' to monument marked P 9B;

thence, S.00°35'05"E., 1,925.31' to a point called L 39;

thence, S.89°46'33"W., 1,790.96' to the point of beginning and containing 31.75 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

Parcel 10

Beginning at a monument marked P 10A from which the north  
1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears  
S.05°08'08"W., 54,372.86';

thence, N.17°33'38"E., 1,141.68' to a monument marked L 41;

thence, S.00°05'34"W., 1,086.62' to a point called L 43;

thence, S.89°41'24"W., 342.71' to the point of beginning  
and containing 4.27 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of  
Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

Parcel 11

Beginning at a monument marked P 11A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.01°57'25"W., 54,779.22';

thence, N.00°48'54"W., 530.15' to a monument marked E 5B;

thence, N.00°49'19"W., 420.20' to a monument marked P 11B;

thence, N.89°14'41"E., 350.09' to a monument marked P 11C;

thence, S.62°19'52"E., 1,365.81' to a monument marked P 11D;

thence, S.00°49'18"E., 300.00' to a monument marked P 11E;

thence, S.89°14'10"W., 1,550.56' to the point of beginning and containing 24.86 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

Parcel 12

Beginning at a point called P 12A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.01°24'20"W., 50,942.09';

thence, N.60°10'07"W., 703.21' to a monument marked P 12B;

thence, N.17°23'09"E., 500.00' to a point called P 11C;

thence, N.21°09'40"E., 1,214.00' to a monument marked L 49;

thence, S.00°39'17"E., 1,959.23' to the point of beginning and containing 14.09 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

Parcel 13

Beginning at a monument marked P 13A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.04°54'22"W., 45,479.23';

thence, N.75°12'49"W., 1,491.27' to a monument marked P 13B;

thence, N.26°13'52"E., 1,140.66' to a monument marked E 8A;

thence, N.29°02'26"E., 1,963.34' to a point called P 13C;

thence, S.01°00'00"W., 878.42' to a point called L 59;

thence, south, 2,242.00' to the point of beginning and containing 52.57 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

Parcel 14

Beginning at a monument marked P 14A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.15°14'08"W., 71,713.60';

thence, N.89°12'47"E., 2,151.02' to a monument marked P 14B;

thence, N.00°42'44"W., 2,225.04' to a monument marked E 23D;

thence, N.00°46'45"W., 975.96' to a monument marked P 14C;

thence, N.14°25'33"E., 650.24' to a monument marked E 23A;

thence, N.14°28'00"E., 340.02' to a monument marked P 14D;

thence, S.89°13'16"W., 810.09' to a monument marked P 14E;

thence, S.00°43'29"E., 980.22' to a monument marked P 14F;

thence, N.89°32'37"W., 1,250.00' to a monument marked P 14G;

thence, S.38°36'26"W., 552.56' to a monument marked P 14H;

thence, S.00°44'00"E., 2,776.50' to the point of beginning and containing 171.01 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.



Amendment 3 - 6,554.05 acres



Beginning at a monument marked L 121;

thence, S.31°07'05"W., 1,941.24' to a monument marked P1;

thence, S.00°28'49"W., 1,278.75' to a monument marked P2;

thence, S.66°08'08"W., 7,601.98' to a monument marked P3;

thence, S.00°06'09"W., 944.52' to a monument marked P4;

thence, S.60°47'01"W., 1,875.16' to a point called P5;

thence, S.38°00'00"E., 5,000.00' to a point called P6;

thence, S.67°30'00"E., 5,000.00' to a point called P7;

thence, south, 5,200.00' to a point called P8;

thence, S.56°30'00"W., 2,200.00' to a point called P9;

thence, S.38°00'00"W., 1,850.00' to a point called P10;

thence, S.14°30'00"W., 2,220.00' to a point called P11;

thence, S.21°00'00"E., 7,600.00' to a point called P12;

thence, west, 1,600.00' to a point called P13;

thence, N.48°00'00"W., 2,100.00' to a point called P14;

thence, S.89°00'00"W., 2,150.00' to a point called P15;

thence, S.22°00'00"W., 2,050.00' to a point called P16;

thence, S.09°00'00"E., 2,900.00' to a point called P17;

thence, S.81°00'00"W., 3,910.00' to a point called P18;

thence, S.18°00'00"W., 3,200.00' to a point called P19;

thence, N.82°00'00"E., 1,950.00' to a point called P20;

thence, S.21°00'00"E., 3,000.00' to a point called P21;

thence, S.56°00'00"W., 2,120.00' to a point called P22;

thence, S.40°00'00"E., 2,400.00' to a point called P23;

thence, S.71°00'00"W., 2,030.00' to a point called P24;

thence, south, 1,790.00' to a point called P25;

thence, east, 1,020.00' to a point called P26;  
thence, S.18°00'00"E., 1,190.00' to a point called P27;  
thence, west, 1,320.00' to a point called P28;  
thence, south, 670.00' to a point called P29;  
thence, S.66°00'00"E., 2,500.00' to a point called P30;  
thence, N.45°00'00"E., 1,170.00' to a point called P31;  
thence, S.29°00'00"E., 4,800.00' to a point called P32;  
thence, east, 7,690.00' to a point called P33;  
thence, N.45°00'00"E., 2,703.78' to a point called P34;  
thence, N.89°59'26"W., 4,118.39' to the west 1/4 corner of  
Sec.23, T.25 N., R.16 W., N.M.P.M., also called L 173;  
thence, N.89°57'56"W., 5,277.06' to the west 1/4 corner of  
said Sec. 22, also called L 171;  
thence, N.00°00'36"E., 2,640.24' to the northwest corner of  
said Sec. 22, also called L 169;  
thence, N.89°57'54"W., 2,642.16' to the south 1/4 corner of  
Sec. 16, T.25 N., R.16 W., N.M.P.M., also called L 167;  
thence, N.00°00'11"E., 5,280.46' to the north 1/4 corner of  
said Sec. 16, also called L 165;  
thence, N.00°00'23"W., 2,640.35' to the center 1/4 corner of  
Sec. 9, T.25 N., R.16 W., N.M.P.M., also called L 163;  
thence, S.89°58'06"E., 1,321.92' to the east 1/16 corner of  
said Sec. 9, also called L 161;  
thence, N.00°00'11"E., 2,640.01' to the east 1/16 corner of  
said Sec. 9 and Sec. 4, T.25 N., R.16 W., N.M.P.M., also  
called L 159;  
thence, S.89°58'19"E., 1,322.35' to the southeast corner of  
said Sec. 4, also called L 157;  
thence, N.00°02'43"W., 2,640.16' to the east 1/4 corner of  
said Sec. 4, also called L 155;  
thence, S.89°58'41"E., 2,638.23' to the center 1/4 corner of  
Sec. 3, T.25 N., R.16 W., N.M.P.M., also called L 153;  
thence, N.00°00'17"E., 1,321.24' to the north 1/16 corner of  
said Sec. 3, also called L 151;

thence, S.89°59'15"E., 1,319.38' to the east 1/16 corner of said Sec. 3, also called L 149;

thence, N.00°01'30"E., 1,320.69' to the east 1/16 corner of said Sec. 3 and Sec. 34, T.26 N., R.16 W., N.M.P.M., also called L 147;

thence, S.89°57'49"E., 1,319.85' to the southeast corner of said Sec. 34, also called L 145;

thence, N.00°00'18"E., 1,320.12' to the east 1/16 corner of said Sec. 34 and Sec. 35, T.26 N., R.16 W., N.M.P.M., also called L 143;

thence, S.89°58'36"E., 2,640.87' to the south 1/16 corner of said Sec. 35;

thence, S.89°57'37"E., 1,320.49' to the southeast 1/16 corner of said Sec. 35, also called L 141;

thence, N.00°00'36"W., 1,320.44' to the east 1/16 corner of said Sec. 35;

thence, N.00°03'01"E., 2,637.76' to the east 1/16 corner of said Sec. 35 and Sec. 26, T.26 N., R.16 W., N.M.P.M., also called L 139;

thence, N.00°00'45"E., 2,640.03' to the east 1/16 corner of said Sec. 26;

thence, N.00°00'45"E., 2,640.38' to the east 1/16 corner of said Sec. 26 and Sec. 23, T.26 N., R.16 W., N.M.P.M., also called L 137;

thence, N.00°00'37"E., 2,640.70' to the east 1/16 corner of said Sec. 23;

thence, N.00°00'35"E., 2,638.71' to the east 1/16 corner of said Sec. 23 and Sec. 14, T.26 N., R.16 W., N.M.P.M., also called L 135;

thence, N.00°01'06"W., 2,640.27' to the east 1/16 corner of said Sec. 14;

thence, N.00°03'44"W., 2,641.77' to the east 1/16 corner of said Sec. 14 and Sec. 11, T.26 N., R.16 W., N.M.P.M., also called L 133;

thence, N.00°01'36"E., 2,640.80' to the east 1/16 corner of said Sec. 11, also called L 131;

thence, N.89°59'22"W., 1,320.77' to the center 1/4 corner of said Sec. 11, also called L 129;

thence, N.00°02'11"E., 2,637.12' to the south 1/4 corner of Sec. 2, T.26 N., R.16 W., N.M.P.M., also called L 127;

thence, N.00°02'47"W., 1,320.54' to the south 1/16 corner of said Sec. 2, also called L 125;

thence, S.89°59'54"W., 1,320.76' to the southwest 1/16 corner of said Sec. 2, also called L 123;

thence, N.00°02'16"W., 1,320.16' to the west 1/16 corner of said Sec. 2;

thence, N.00°02'16"W., 2,638.82' to the point of beginning and containing 6,554.05 acres, more or less;

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .



Area 3 addition- 3.11 acres



Beginning at a point called L 111 from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.56°08'10"E., 18,998.50';

thence, N.73°22'25"W., 224.08' to a monument marked L 111A;

thence, S.00°11'00"E., 645.72' to a monument marked L 111B;

thence, S.79°32'36"E., 216.32' to a monument marked L 111C;

thence, N.00°00'28"W., 620.86' to the point of beginning and containing 3.11 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.

**Amendment 4A Block A - 172.39 acres**

Beginning at a point called A1 from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.07°57'29"E., 37,788.24;

thence, N.39°19'49"W., 2,187.80' to a point on a curve to the right, said point is on the eastern boundary of the Navajo Mine Railroad right of way, said point is also called A2;

thence, 1,863.11' along said curve and right of way to the end of the curve, said curve has a radius of 2,138.67', a chord length of 1804.75', and a chord bearing of N.53°16'36"E., said point also called A3;

thence, N.78°14'00"E., 4,244.21' along said right of way to a point called A4;

thence, S.68°34'18"E., 1,015.23' to a point called A5;

thence, south, 1,056.47', to a monument called L 73;

thence, S.89°57'14"W., 5,137.76' to a monument marked L 77;

thence, S.00°34'44"W., 2,205.55' to the point of beginning and containing 172.39 acres, more or less.

Basis of bearing is the north line of the northwest corner of Sec.6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.



Amendment 4-A Block B - 831.58 acres

Beginning at a monument marked L 70 from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.07°58'48"E., 28,019.75';

thence, N.00°00'14"E., 2,641.01' to a monument marked L 68;

thence, S.89°53'22"E., 1,320.47' to a monument marked L 66;

thence, N.00°00'14"E., 1,320.00' to a point called L 64;

thence, N.89°58'10"E., 2,526.47' to a monument marked L 62;

thence, N.00°02'59"W., 5,282.67' to a monument marked L 60;

thence, N.00°27'53"E., 1,320.88' to a monument marked L 58;

thence, N.89°59'25"E., 6,188.85' to a point called B1;

thence, S.00°35'34"E., 1,510.96' to a monument marked B2;

thence, S.57°21'57"W., 4,828.81' to a monument marked B3;

thence, S.00°21'50"E., 1,074.60' to a monument marked B4;

thence, S.48°08'13"W., 8,053.99' to the point of beginning;

thence, S.59°30'44"W., 6,130.16' to a point called B5;

thence, N.00°02'58"E., 1,1791.07' to a monument marked L 78;

thence, S.89°57'53"E., 1,319.47' to a monument marked L 76;

thence, S.89°59'15"E., 1,320.41' to a monument marked L 74;

thence, N.00°00'45"E., 1,321.07' to a monument marked L 71;

thence, S.89°58'52"E., 2,640.87' to the point of beginning and containing 831.58 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

Amendment 4-A Block C - 124.22 acres

Beginning at a monument marked L 95 from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.24°29'57"E., 34,846.73';

thence, north, 104.62' to the eastern right of way boundary of the Navajo Mine Railroad to a point called C1;

thence, N.42°14'15"E., 720.09' along said right of way to the beginning of a curve to the right, also called C2;

thence, 1,526.63' along said curve and right of way to the end of the curve, also called C3; said curve having a radius of 2,715.03', a chord length of 1,506.59', and a chord bearing of N.58°20'45"E.;

thence, N.74°26'24"E., 2,277.88' along said right of way to a point called C4;

thence, S.00°02'33"W., 717.86' to a monument marked L 89;

thence, S.00°01'56"E., 1,320.38' to a monument marked L 91;

thence, N.89°59'15"W., 2,640.92' to a monument marked L 93;

thence, S.89°55'23"W., 1,320.19' to the point of beginning and containing 124.22 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. .

Monuments are 4" orange steel posts, 4' high.



**Amendment 4-A Block D - 211.88 acres**



Beginning at a monument marked L 121;

thence, N.89°58'49"W., 1,320.05' to the northeast corner of Sec. 3, T.26 N., R.16 W., N.M.P.M., also called L 119;

thence, N.89°58'47"W., 2,640.17' to the north 1/4 of said Sec. 3;

thence, N.89°58'13"W., 1,320.33' to a monument called L 117;

thence, S.00°11'59"E., 1,855.62' to a monument marked E 15A;

thence, N.87°50'18"E., 2,290.00' to a point called D3;

thence, S.00°53'55"W., 410.01' to a point called D2;

thence, N.87°50'18"E., 1986.63' to a point called D1;

thence, N.00°28'50"E., 440.30' to a monument marked P1;

thence, N.31°07'05"E., 1,941.23' to the point of beginning and containing 211.88 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

LEGAL DESCRIPTIONS FOR NAVAJO MINE EQ PARCELS:

EQ-1

Beginning at a point called E1-A, from which the north 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M., bears S.13°07'39"W., 77,905.33';

thence, N.18°19'57"E., 317.42', to E1-B;  
thence, N.80°59'02"W., 177.82' to E1-C;  
thence, S.22°40'22"W., 319.73' to E1-D;  
thence, S.80°15'43"E., 201.94' to the point of beginning,  
containing 1.36 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Parcel is monumented by "in-line" offsets.

EQ-2

Beginning at a point called P3-B from which the north 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M., bears S.11°41'33"W., 71,244.59';

thence, S.17°50'36"W., 9.78' to a monument marked E2-A;  
thence, N.89°28'32"W., 869.11' to a monument marked E2-B;  
thence, N.00°21'38"E., 897.64' to a monument marked E2-C;  
thence, S.89°15'33"W., 1,274.82' to a monument marked E2-D;  
-thence, S.73°18'42"W., 293.26' to a monument marked E2-E;  
thence, N.84°56'25"W., 398.51' to a monument marked E2-F;  
thence, N.57°14'19"W., 61.33' to a monument marked E2-G;  
thence, N.30°48'19"E., 596.96' to a monument E2-H;  
thence, N.22°02'33"E., 101.68' to a monument marked E2-I;  
thence, N.16°01'08"E., 1,278.98' to a monument marked E2-J;  
thence, S.00°01'01"E., 52.01' to a monument marked L-3;  
thence, S.89°40'37"E., 860.42' to a monument marked P2-D;  
thence, S.40°58'45"W., 1,825.02' to a monument marked P2-C;  
thence, S.28°15'46"W., 434.69' to a monument marked P2-B;  
thence, N.89°35'14"E., 1,849.47' to a monument marked E2-C;  
thence, S.00°22'24"E., 887.74' to a monument marked L-9;  
thence, S.89°26'57"E., 860.83' to the point of beginning,  
containing 17.75 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 3

Beginning at a monument marked P 7A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears N.08°24'08"E., 62,515.12';

thence, N.89°35'05"W., 567.25' to a monument marked E 3A;  
thence, N.49°32'26"E., 1,392.62' to a monument marked E 3B;  
thence, S.01°15'48"W., 99.88' to a monument marked P 7B;  
thence, S.31°14'39"W., 945.00' to the point of beginning, containing 6.46 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 4

Beginning at a point called U11 7 from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.01°41'52"W., 60,325.54';

thence, N.00°21'58"W, 257.72' to a point called an APS corner;

thence; N.23°23'32"E, 10.10' to a point called an APS corner;

thence, N.70°46'38"E, 1,123.25' to a monument marked APS corner;

thence, N.89°37'19"E, 932.51' to a monument marked E 4A;

thence, S.00°21'13"E, 733.97' to a monument marked U11 4;

thence, S.88°18'16"W, 1000.44' to a point called U11 5;

thence, S.88°18'58"W, 1000.44' to a point called U11 6;

thence, north, 150.00' to the point of beginning, containing 30.28 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 5

Beginning at a point called P 11A, from which the north 1/4 of Sec.6, T.26 N., R.15 W., N.M.P.M. bears S.01°57'25"W., 54,179.21';

thence, N.89°07'28"W., 320.03' to a monument marked E 5A;  
thence, N.30°44'52"E., 611.13' to a monument marked E 5B;  
thence, S.00°48'52"E., 530.16' to the point of beginning, containing 1.95 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 6

Beginning at a point called P 12 A, from which the north 1/4 of Sec. 6 , T.26 N., R.15 W., N.M.P.M. bears S.01°24'20"W., 50,942.09' ;

thence, S.00°39'09"E., 106.63' to a monument marked E 6A;  
thence, N.60°10'07"W., 850.00' to a point called E 6B;  
thence, N.15°46'50"E., 1,708.91' to a monument marked E 6C;  
thence, N.00°00'43"W., 1,272.16' to a monument marked E 6D;  
thence, S.89°04'11"E., 249.83 to a point called L 47;  
thence, S.00°01'22"W., 1,269.71' to a monument marked P 12D;  
thence, S.21°09'40"W., 1,214.00' to a point called P 12C;  
thence, S.17°23'09"W., 500.00' to a monument marked P 12B;  
thence, S.60°10'07"E., 703.21' to the point of beginning,  
containing 15.62 acres more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

**EQ 7**

**Beginning at a point called L 53 from which the north 1/4 of Sec. 6, T.26N., R.15 W., N.M.P.M. bears S.02°55'50"W., 50,261.71;**

**thence, S.00°07'14"E., 190.04' to a monument marked E 7A;  
thence, N.59°40'51"W., 376.52' to a monument marked E 7B;  
thence, S.89°59'36"E., 324.62' to the point of beginning,  
containing 0.71 acres, more or less.**

**Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.**

**Monuments are 4" orange steel posts, 4' high.**

EQ 8

Beginning at a point called P 13C from which the north 1/4 of Sec. 6, T.26N., R.15 W., N.M.P.M. bears S.04°36'34"W., 48,590.04' :

thence, S.29°02'26"W., 1963.34' to a monument marked E 8A;  
thence, N.00°22'36"W., 480.14' to a monument marked E 8B;  
thence, N.26°14'56"E., 490.02' to a monument marked E 8C;  
thence, N.00°01'12"W., 1239.64' to a monument marked E 8D;  
thence, S.89°54'16"E., 747.64' to a point called L 57;  
thence, S.01°00'00"W., 441.58' to the point of beginning,  
containing 21.38 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 9

Beginning at a monument marked E 9B, from which the north  
1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears  
S.04°08'10"E., 41,015.79';

thence, N.58°48'54"E., 3,112.12' to a monument marked E 9C;  
thence, S.84°40'53"E., 502.57' to a monument marked E 9D;  
thence, N.34°52'07"E., 3,923.79' to a monument marked P 13B;  
thence, S.75°12'50"E., 1,491.27' to a point called P 13A;  
thence, south, 1,718.00' to a point called L 61;  
thence, west, 1,320.00' to a point called L 63;  
thence, south, 1,320.00' to a point called L 65;  
thence, S.89°59'14"W., 1,321.07' to a point called L 67;  
thence, south, 1,320.00' to a point called L 69;  
thence, west, 1,320.23' to a point called L 71;  
thence, south, 263.94', to a point called A 5;  
thence, N.68°34'18"W., 1,015.23' to a point called A 4;  
thence, S.78°14'00"W., 1,983.25';  
thence, north, 252.14' to the point of beginning,  
containing 261.81 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of  
Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 10

Beginning a monument marked L 79, from which the north 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.08°03'30"E., 37,353.25';

thence, N.89°48'34"W., 1,573.53' to a monument marked E 10A;  
thence, N.00°21'32"W., 250.09' to a monument marked E 10B;  
thence, N.89°38'01"E., 1,300.28' to a point called E 10C;  
thence, N.00°00'00"E., 517.11' to a point called A 1A;  
thence, S.39°19'49"E., 440.64' to a point called A 1;  
thence, S.00°34'43"W., 440.00' to the point of beginning, containing 11.54 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 11

Beginning at a point called E 11A, from which the north 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.13°27'11"W., 36,678.97';

thence, N.27°32'28"E., 1,490.98' to a monument marked L 81;  
thence, S.00°09'45"E., 1,322.25' to a monument marked E 11A;  
thence, N.89°58'54"W., 693.16' to the point of beginning,  
containing 10.52 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 12

Beginning at a monument marked L 89, from which the north  
1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears  
S.17°37'08 E, 34,656.63';

thence, N.00°27'28"W., 1,100.26' to a monument marked E 12A;  
thence, N.60°55'10"E., 1,519.89' to a monument marked E 12B;  
thence, S.00°00'45"W., 1,839.65' to a monument marked L 87;  
thence, N.89°58'10"W., 1,319.10' to the point of beginning,  
containing 44.70 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6,  
T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

**EQ 13**

Beginning at a monument marked E 13A, from which the north  
1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears  
S.28°17'03 E., 30,498.70';

thence, N.25°36'02"W., 2,782.06' to a monument marked E 13B;  
thence, N.89°39'00"E., 800.39' to a monument marked E 13C;  
thence, N.00°03'11"E., 2,701.13' to a monument marked E 13D;  
thence, S.47°49'04"E., 540.59' to a monument marked L 95:  
thence, S.00°00'56"W., 4,851.95 to the point of beginning,  
containing 57.96 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6,  
T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

**EQ 14**

Beginning at a point called L 105 from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.34°20'51"E., 25,612.78';

thence, south, 203.27' to a monument marked E 14A;

thence, N.89°53'49"W., 1,647.18' to a monument marked E 14B;

thence, N.00°00'53"E., 4,160.55' to a point called E 14C;

thence, N.89°58'39"E., 326.50' to monument marked L 101;

thence, S.00°00'20"W., 3,960.37' to a point called L 103;

thence, east, 1,320.00' to the point of beginning and containing 37.34 acres more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

**EQ 18**

**Beginning at a monument marked L 52, from which the north  
1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears  
S.11°14'14"W., 40,408.10';**

**thence, N.89°59'34"E., 270.01' to a monument marked E 18A;  
thence, S.40°08'26"W., 418.62' to a monument marked E 18B;  
thence, N.00°01'36"W., 319.98' to the point of beginning,  
containing 0.99 acres, more or less.**

**Basis of bearing is the north line of the northwest 1/4 of Sec. 6,  
T.26 N., R.15 W., N.M.P.M.**

**Monuments are 4" orange steel posts, 4' high.**

EQ 19

Beginning at a monument marked L 38, from which the north  
1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears  
S.08°27'36"W., 53,418.79';

thence, N.89°58'28"E., 345.05' to a monument marked E 19A;  
thence, S.22°17'36"W., 908.05' to a monument marked E 19B;  
thence, N.00°02'23"W., 840.03' to the point of beginning,  
containing 3.33 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of  
Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 20

Beginning at a point called L 34, from which the north 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.09°37'11"W., 54,931.34';

thence, S.89°50'41"E., 238.22' to a monument marked E 20A;  
thence, S.50°09'06"W., 312.15' to a monument marked E 20B;  
thence, N.00°24'35"E., 200.66' to the point of beginning,  
containing 0.55 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

**EQ 21**

Beginning at a point called L 26, from which the north 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.10°15'08"W., 61,508.69';

thence, S.89°40'43"E., 171.83' to a monument marked E 21A;  
thence, S.41°07'50"W., 265.85' to a monument marked E 21B;  
thence, N.00°52'03"E., 201.23' to a the point of beginning, containing 0.40 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

**EQ 22**

Beginning at a monument marked L 22, from which the north  
1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears  
S.12°07'27"W, 64,608.74';

thence, N.89°57'45"E., 275.03' to a monument marked E 22A;  
thence, S.42°30'25"W., 407.19' to a monument marked E 22B;  
thence, N.00°01'09"E., 300.00' to a the point of beginning,  
containing 0.95 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6,  
T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 23

Beginning at a monument marked P 14C, from which the north  
1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears  
S.16°05'15"W, 75,394.14';

thence, N.14°25'33"E., 650.24' to a monument marked E 23A;  
thence, N.89°32'13"E., 300.31' to a monument marked E 23B;  
thence, S.07°03'23"W., 1,618.54' to a monument marked E 23C;  
thence, S.89°35'55"W., 250.19' to a monument marked E 23D;  
thence, N.00°46'45"W., 975.96' to the point of beginning,  
containing 12.05 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of  
Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 24

Beginning at a monument marked E 24A from which the north 1/4 corner of Sec. 6,  
T.26 N., R.15 W., N.M.P.M. bears S.13°30'34"W., 76,118.73';

thence, S.44°06'53"W., 391.23' to a point called L 6;  
thence, N.89°37'54"E., 449.44' to a monument marked E 24B;  
thence, N.32°29'59"W., 329.62' to the point of beginning and containing 1.44  
acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of  
Sec. 6, T.26 N., R.15 W., N.M.P.M.

Monuments are 4" orange steel posts, 4' high.

EQ 25

Beginning at a point called P 11C from which the north 1/4 corner of Sec. 6, T.26 N, R.15 W., N.M.P.M. bears S.02°16'20"W., 55,145.85', said point being the beginning of the centerline of radio cable right of way;

thence, N.01°41'22"W., 2,257.19' along said centerline to a point called E 25A;

said right of way being 25' left and 25' right of centerline and containing 2.59 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.

EQ 26

Beginning at point called E 26A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.00°54'49"W., 51,262.98', said point being the centerline of a powerline right of way;

thence, N.58°03'54"W., 1,446.60' along said centerline to a point called E 26B;

thence, N.73°25'12"W., 1,013.16' along said centerline to a point called E 26C;

said right of way being 25' left and 25' right of centerline and containing 2.48 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.25 N., N.M.P.M.

EQ 27

Beginning at a point called E 27A from which the north 1/4 corner of Sec. 6, T.26 N., R.15 W., N.M.P.M. bears S.06°52'24"W., 60,080.26', said point being the centerline of a powerline right of way;

thence, S.67°31'12"W., 708.81' to a point called E 27B;

thence, S.51°44'48"E., 229.63' to a point called E 27C;

said right of way being 25' left and 25' right of centerline and containing 1.16 acres, more or less.

Basis of bearing is the north line of the northwest 1/4 of Sec. 6, T.26 N., R.15 W., N.M.P.M.