

UNITED STATES  
DEPARTMENT OF THE INTERIOR

This mining plan approval document is issued by the United States of America to:

Cordero Mining LLC  
P.O. Box 1449  
Gillette, WY 82717-1449

for a mining plan modification for Federal lease WYW-174407 at the Cordero Rojo Mine. This mining plan approval supplements all previous mining plan approvals for the Cordero Rojo Mine. The approval is subject to the following conditions. Cordero Mining LLC is hereinafter referred to as the operator.

1. **Statutes and Regulations:** This mining plan approval is issued pursuant to Federal lease WYW-174407; the Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 et seq.); and in the case of acquired lands, the Mineral Leasing Act for Acquired Lands of 1947, as amended (30 U.S.C. 351 et seq.) This mining plan approval is subject to all applicable laws and regulations of the Secretary of the Interior which are now or hereafter in force; and all such laws and regulations are made part hereof. The operator shall comply with the provisions of the Federal Water Pollution and Control Act (33 U.S.C. 1251 et seq.), the Clean Air Act (42 U.S.C. 7401 et seq.), and other applicable Federal laws.
2. This document approves the mining plan modification for Federal lease WYW-174407 at the Cordero Rojo Mine and authorizes coal development or mining operations on the Federal leases within the area of mining approval. This authorization expands the approved mining plan area into the following Federal coal lands:

**Federal Lease WYW-174407**

**6<sup>th</sup> Principal Meridian:**

**Township 47 North, Range 71 West, Campbell County, Wyoming**

**Section 21: SW 1/4, S1/2, NW1/4, SW1/4, NE1/4, W1/2, SE1/4**

**Section 28: W1/2, W1/2, E1/2**

**These lands in Federal lease WYW-174407 encompass 852.1 acres and are found on the Saddle Horse Butte, The Gap Southwest, Eagle Rock, and Neil Butte (Wyoming) USGS 7.5 minute Quadrangle maps: and as shown on the map appended hereto as Attachment A.**

- 3. The operator shall conduct coal development or mining operations only as described in the complete permit application package, and approved by the Wyoming Department of Environmental Quality, Land Quality Division, except as otherwise directed in the conditions of this mining plan approval.**
- 4. The operator shall comply with the terms and conditions of the lease, this mining plan approval, and the requirements of Wyoming Permit No. 237 issued under the Wyoming State program, approved pursuant to the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1201 et seq.).**
- 5. This mining plan approval shall be binding on any person conducting coal development or mining operations under the approved mining plan and shall remain in effect until superseded, canceled, or withdrawn.**
- 6. If, during mining operations, unidentified prehistoric resources are discovered, the operator shall ensure that the resources are not disturbed and shall notify the Wyoming Department of Environmental Quality, Land Quality Division, and the Office of Surface Mining Reclamation and Enforcement (OSMRE). The operator shall take such actions as are required by the Wyoming Department of Environmental Quality, Land Quality Division in coordination with OSMRE.**
- 7. Treatment of cultural resources within Surface Mining Permit 237 and Federal lease WYW-174407 is covered by an Memorandum of Agreement (MOA) developed under the provisions of Section 106 of the National Historic Preservation Act and pursuant regulations (36 CFR 800). Treatment of all cultural resources, including incidental discoveries during the course of mining, must be handled according to the provisions of this MOA.**

8. The Secretary retains jurisdiction to modify or cancel this approval, as required, on the basis of further consultation with the U.S. Fish and Wildlife Service pursuant to section 7 of the Endangered Species Act, as amended, 16 U.S.C. 1531 et seq.



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Joseph R. Balash  
Assistant Secretary  
Land and Minerals Management

2/6/18

\_\_\_\_\_  
Date

Attachment A

