

UNITED STATES

DEPARTMENT OF THE INTERIOR

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

Peabody Powder River Mining, LLC  
Caller Box 3034  
Gillette, WY 82717-3034

for a mining plan modification for Federal Leases WYW173408 and WYW176095 at the North Antelope Rochelle Mine. This mining plan approval supplements all previous mining plan approvals for the North Antelope Rochelle Mine. The approval is subject to the following conditions. Peabody Powder River Mining, LLC is hereinafter referred to as the operator.

1. Statutes and Regulations.--This mining plan approval is issued pursuant to Federal Leases WYW173408 and WYW176095; 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 a 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 Leases WYW173408 and WYW176095 at the North Antelope Rochelle Mine and authorizes coal development or mining operations on the Federal leases within the area of mining plan approval. This authorization expands the approved mining plan area into the following Federal coal lands:

North Porcupine Tract (WYW173408):

T.42N., R.70W., 6th P.M., Campbell County, Wyoming

Section 19: Lots 9 through 20;	445.96 acres
Section 20: Lots 5 through 16;	490.93 acres
Section 21: Lots 1 through 16;	660.25 acres
Section 22: Lots 3 through 6, 9 through 16;	491.54 acres
Section 26: Lots 3 through 6, 9 through 16;	496.64 acres
Section 27: Lots 1 through 16;	664.48 acres
Section 28: Lots 1 through 4;	165.98 acres
Section 29: Lots 1 through 4;	164.30 acres
Section 30: Lots 5 through 8;	147.79 acres

T.42N., R.71W., 6th P.M., Campbell County, Wyoming

Section 22: Lots 20, 21, and 24;	12.89 acres
Section 23: Lots 5 through 16;	487.45 acres
Section 24: Lots 5 through 16;	489.12 acres
Section 25: Lots 1 through 4;	162.96 acres

Section 26: Lots 1 through 6, 11 through 14;	404.09 acres
Section 27: Lots 9, 15 through 17, 20, 22, 23, 25, 28, 30;	276.51 acres
Section 34: Lots 1 through 12;	480.20 acres
Section 35: Lots 3 through 6, 11 through 14.	<u>323.19</u> acres
North Porcupine Tract Total:	6,364.28 acres

South Porcupine Tract (WYW176095):

T.41N., R.70W., 6th P.M. Campbell County, Wyoming	
Section 7: Lots 7 through 10, 15 through 18;	320.94 acres
Section 18: Lots 6 through 11, 14 through 19;	479.71 acres

T.41N., R.71W., 6th P.M., Campbell County Wyoming	
Section 1: Lots 5 through 20;	638.15 acres
Section 12: Lots 1 through 16;	678.52 acres
Section 13: Lots 1 through 16;	668.93 acres
Section 14: Lots 1, 2, 7 (E ½), 8, 9, 16;	211.685 acres
Section 23: Lots 1, 8 (N ½ );	59.805 acres
Section 24: Lots 2 through 4, 5 (N ½ ), 6 (N ½ ), 7 (N ½ );	<u>185.275</u> acres
South Porcupine Tract Total:	3,243.015 acres

These lands encompass 9,607 acres and are shown on the mining plan approval area map attached hereto as Attachment A.

3. The operator shall conduct coal development or mining operations only as described in the complete permit application approved by the Wyoming Department of Environmental Quality, except as otherwise directed in the conditions of this mining plan approval.
4. The operator shall comply with the terms and conditions of the leases, this mining plan approval and the requirements of the Wyoming Permit No. 569 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 or historic resources are discovered, the operator shall ensure that the resources are not disturbed and shall notify the Wyoming Department of Environmental Quality and the Office of Surface Mining Reclamation and Enforcement (OSMRE). The operator shall take such actions as are required by the Wyoming Department Environmental Quality in coordination with OSMRE.

7. 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.

Ned R. Thompson, Jr. TPB

Principal Deputy Assistant Secretary,  
Land and Minerals Management

3/14/14

Date

Attachment