



March 6, 2026

Flynn Dickinson
Navajo and Pinabete Mine Team Lead
Office of Surface Mining Reclamation and Enforcement
Western Region Program Support Division
P.O. Box 25065
Lakewood, Colorado 80225-0065

Re: Pinabete Permit SMCRA Permit Number NM-0042B; Pinabete Mine Permit Renewal

Dear Mr. Dickinson:

Navajo Transitional Energy Company (NTEC) respectfully submits for your review and approval an electronic copy of the Pinabete Permit Surface Mining Control and Reclamation Act (SMCRA) Permit Renewal application.

NTEC's current Pinabete Permit (SMCRA Permit No. NM-0042B) is scheduled to expire on July 6, 2026. This renewal application is submitted pursuant to 30 CFR § 774.15 (Permit Renewals) and is being filed in advance of the 120-day requirement set forth in 30 CFR § 774.15(b).

NTEC is requesting renewal of SMCRA Permit No. NM-0042B for a five-year permit term, from July 6, 2026 through July 6, 2031. The renewal application includes updated adjudication information, ownership and control information, liability insurance documentation, and a performance bond update applicable to the requested permit term.

Instructions for the revision of the permit contents are as follows:

Part 1 Financial Compliance Related Information

Section 1 Permitting History

- Section 1 Text
 - Replace the entire Section 1 Permitting History text with the submitted text document (Word document).
- Section 1 Appendices
 - Replace the Appendix 1.A Permit Application Package Submittal Form with the submitted appendix (pdf document); and
 - Replace the Appendix 1.B Affidavit of Publication with the submitted draft appendix (Word document). NTEC will update this appendix with the final public notice and affidavits of publication once OSMRE approves the public notice and it is published.

Section 4 Permittee Ownership and Control

- Section 1 Text
 - Replace the entire Section 4 Permittee Ownership and Control text with the submitted text document (Word document).

- Section 4 Tables
 - Replace Table 4.1-1 Applicant Ownership and Control Companies with the submitted text document (Word document).
 - Replace Table 4.1-2 Navajo Transitional Energy Company, LLC. Officers with the submitted text document (Word document).
 - Replace Table 4.1-3 NTEC Natural Resources Officers with the submitted text document (Word document).
 - Replace Table 4.1-4 Bisti Fuels Company, LLC Company Officers with the submitted text document (Word document).
- Section 4 Figures
 - Replace Figure 4.1-1 Navajo Transitional Energy Company Corporate Organization Structure with the submitted text document (PDF document).
- Section 4 Appendices
 - Replace Appendix 4.F Surface Coal Mine Operations Controlled in Common with the submitted appendix (pdf document).

Section 5 Compliance Information

- Section 5 Appendices
 - Replace Appendix 5.A Notice of Violations with the submitted pdf document (pdf document).

Section 7 Liability Insurance

- Section 7 Appendices
 - Note: Appendix 7.A within the current permit contains the current liability insurance for Bisti Fuels. This policy expires October 1, 2026.

Evidence of Performance Bond

Reclamation Performance Bond

- Bond Documents
 - No Action Required. The Reclamation Performance Bond assurance letter is maintained by OMSRE separately of the NM-0042B text and attached documents. NTEC is providing this document for OSMRE's reference and review.

Part 3 Operations Plan

Section 20 Mining Operations

- Section 20 Text
 - Replace the entire Section 20 - Mining Operations with the updated text document (Word document).
- Section 20 Tables
 - Replace Table 20.3-1 Anticipated Coal Production (Tons Mined) by Year document with the submitted text document (PDF document)
 - Replace Table 20.1-1 Acres Disturbed by Year document with the submitted text document (PDF document).
- Section 20 Exhibits
 - Replace Exhibit 20.1-1 Pinabete Permit Disturbance Schedule into the Section 20 Exhibits folder (PDF document).

If you have any questions regarding this update, please contact me at 505-598-3279.

Regards,



Trevor Harvey
Environmental Specialist

cc. Matthew Brown, NTEC GM
Shawn Smith, NTEC
Josh Johns, NTEC
enc: Uploaded to OSMRE Sharefile Site:

Application Submittal Form Pinabete Mine NM-0042B Renewal.pdf
NM-0042B NM-0042B Reclamation Performance Bond.pdf
Appendix 1.A Permit Renewal Submittal Form Permit Renewal.pdf
Appendix 1.B Affidavits of Publication (Public Notice Draft).docx
Section 1 Permitting History.docx
Appendix 4.F Surface Coal Mine Operations Controlled in Common.docx
Section 4 Permittee Ownership and Control.docx
Table 4.1-1 Applicant Ownership and Control Companies.docx
Table 4.1-2 Navajo Transitional Energy Company, LLC. Officers.docx
Table 4.1-3 NTEC Natural Resources Officers.docx
Table 4.1-4 Bisti Fuels Company, LLC Company Officers.docx
Appendix 5.A Notice of Violations.pdf
Appendix 7.A Certificate of Liability Insurance.pdf
Exhibit 20.1-1 Pinabete Permit Disturbance Schedule.pdf
Section 20 Mining Operation.docx
Table 20.3-1 Anticipated Coal Production (Tons Mined) by Year.docx
Table 20.1-1 Acres Disturbed by Year.docx

Application Submittal Form

Office of Surface Mining Reclamation and Enforcement
Western Regional Office
P.O. Box 25065
Lakewood, CO 80225-0065

Document ID:
Date Received:

Application for: [] New Permit [] Permit Revision [X] Permit Renewal [] Permit Transfer

Permit ID: NM-0042B

Application No.:

Submittal Date:

Operation: Navajo Mine
Applicant: Navajo Transitional Energy Company
Contact Person: Matthew Brown, General Manager
Mailing Address: P.O. Box 3767
Farmington, NM 87499
Telephone Number: (505) 598-4200

Disclosed Agent: Navajo Transitional Energy Company
Contact Person: Josh Johns, Manager Environmental and Mine Planning
Mailing Address: P.O. Box 3767
Farmington, NM 87499
Telephone Number: 505-598-4200

Description of application: Surface Coal Mining and Reclamation Operation Permit Renewal
Requested permit renewal term: 5 Years
Certificate of Liability: Included with Permit Renewal Application
Proof of Reclamation Performance Bond: Included with Permit Renewal Application

Revision instructions: See cover letter

I, Matthew Brown, a responsible official of the Applicant, depose and attest that I am the person responsible for ensuring that the information in this application submittal is true and correct and that the information contained in this application submittal is true and correct to the best of my knowledge and belief.

Signature: 

Date: 2-17-26

Title: General Manager

Notarization of above signature:

State of: New Mexico

County of: San Juan

Taken, subscribed and sworn to me, the undersigned authority in my said county and state, this

17 day of February, 2026. My commission expires 12/19/2029

Dollene Russell, NOTARY PUBLIC



**STATE OF NEW MEXICO
NOTARY PUBLIC
DOLLENE RUSSELL
COMMISSION # 1129312
EXPIRES 02/19/2029**

Reclamation Performance Bond

Documentation of Reclamation Performance Bond



**United States Department of the Interior
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT**

SURETY BOND FOR CORPORATION

KNOW ALL PERSONS BY THESE PRESENTS, THAT THE UNDERSIGNED
Navajo Transitional Energy Company, LLC

(Name of Corporation - Permittee)

4801 N. Butler Ave., Suite 12000, Farmington, NM 87401,
(Street Address) (City) (State) (ZIP)

a Corporation organized and existing under the laws of the Navajo Nation as Principal, and
SiriusPoint America Insurance Company, 1 World Trade Center 285 Fulton St, 47th Floor,
Suite 47J, New York, NY 10007

(Name and Address of Corporation - Surety)

organized and existing under the laws of the State of New York and licensed to do business in
the State of New Mexico, as Surety, are held and firmly bound unto the United States
Department of the Interior, Office of Surface Mining Reclamation and Enforcement (OSM) in
the sum of :

**THIRTY THREE MILLION THREE HUNDRED SEVENTY TWO THOUSAND NINE
HUNDRED FORTY-SIX DOLLARS AND NO/100 (\$33,372,946.00)**

for the payment of which sum we hereby jointly and severally bind ourselves, our successors,
and assigns.

THE CONDITION OF THE ABOVE OBLIGATION is such, that:

Whereas, the above named Principal has submitted Permit Application No. NM-0042B
including a mining and reclamation plan, to conduct and reclaim surface coal mining operations,
as defined pursuant to the Surface Mining Control and Reclamation Act of 1977, 30 U.S.C.
§1201 et seq., (the Act) and its attendant regulations; and

Whereas, the Principal has chosen to file this performance bond as a guarantee that the
reclamation of the land disturbed during this surface mining operation will be completed as
required by the Act and 30 CFR Chapter VII, and as specified in the Permit as issued;

Whereas, the Surety, and their successors and assigns agree to guarantee the obligation
and to indemnify, defend, and hold harmless OSM from any and all losses and expenses which
OSM may sustain as a result of the Principal's failure to comply with the condition of the
obligation;

Whereas obligations guaranteed by this performance bond shall be in effect for the
following described lands approved as the permit area or increment upon which initial or
succeeding operations will be conducted: See Attachment

(If more space is needed use an attachment signed by the Surety)

Now, if the Principal faithfully completes all reclamation and abatement requirements set forth in the Act, in 30 CFR Chapter VII, and in its Permit, including the mining and reclamation plans, then this obligation shall be void; otherwise, it shall remain in full force and effect:

- (a) beginning on the date of the approval and issuance of Permit No. NM-0042B and extending until all reclamation, restoration, and abatement work pursuant to the Act, 30 CFR Chapter VII, and the permit has been completed to the satisfaction of OSM; and
- (b) until the bond is released pursuant to 30 CFR §800.40, replaced in accordance with 30 CFR §800.30, or until the permit has been sold, reassigned or otherwise transferred in accordance with 30 CFR §774.17; and
- (c) for a minimum period of 10 years, notwithstanding the requirements of sub-paragraphs (a) and (b) above, it being further understood that if the Principal performs any augmented seeding, fertilization or other supplemental reclamation work on the site prior to bond release, the period of liability under this bond shall begin again subject to the exception found in 30 CFR §816.116(c)(4) or 30 CFR §817.116(c)(4).

The failure of the Principal to fulfill the obligations specified by the Act, 30 CFR Chapter VII, and its permit, shall result in a forfeiture of this performance bond according to the procedures described in 30 CFR §800.50.

The Surety shall not cancel this bond at any time for any reason, including non-payment of premium or bankruptcy of the Principal during the period of liability. The amount of the Surety's liability may be adjusted by OSM pursuant to 30 CFR §800.15 for lands covered by this bond which have not been disturbed by the Principal, upon application by the Principal pursuant to 30 CFR §774.13 for revision of the Permit to delete such acreage, and approval by OSM of such revision.

The Surety will give prompt notice to the Principal and to OSM of any notice received or action filed alleging the insolvency or bankruptcy of the Surety, or alleging any violations of regulatory requirements which could result in suspension or revocation of the Surety's license to do business.

In the event the Surety becomes unable to fulfill its obligation under the bond for any reason, notice shall be given immediately to the Principal and to OSM.

Upon the incapacity of the Surety by reason of bankruptcy, liquidation, insolvency, or suspension or revocation of its license, the Principal shall be deemed to be without bond coverage in violation of 30 CFR §800.11 and shall be subject to the requirements described in 30 CFR §800.16(e)(2).

IN WITNESS WHEREOF, the Principal and Surety have hereunto set their signatures and seals as of the dates set forth below. This bond shall be effective this 7th day of July, 2025

PRINCIPAL

Date 11-17-2025 Navajo Transitional Energy Company, LLC
(Corporation/Permittee)

Affix Seal

By: [Signature]
Corporate Official¹

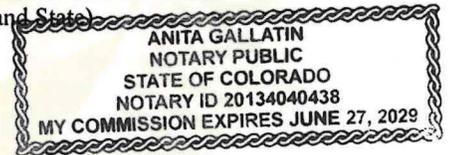
Title: Chief Executive Officer
Attorney-in-Fact¹

ACKNOWLEDGEMENT OF CORPORATE PERMITTEE

On this 17 Day of November, 2025, before me, a Notary Public in and for the County of Broomfield, in the State of Colorado, appeared Laverna Lund personally known to me to be the person whose name is subscribed to the forgoing instrument and who, being by me duly sworn, did say that he/she executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day, month, and year aforesaid.

My Commission Expires: 6-27-2029 Anita Gallatin
(Notary Public in aforesaid County and State)



SURETY

Date: July 7, 2025 Sinius Point America Insurance Company
(Corporate Surety)

(Affix Seal)

By: [Signature]

Title: Sandra Parker, Attorney-in-Fact
(Attorney-in-fact¹)

¹Where one signs by virtue of Power of Attorney or Corporate Resolution for a Surety, or corporate Principal, a certified copy of the Power of Attorney or Corporate Resolution must be filed with this bond.

NOTE: If applicable, include the name, address, and phone number of the Agent representing the Surety Company.

Alliant Insurance Services, Inc.
1330 Post Oak Blvd., 3rd Floor
Houston, TX 77056
PH# 713-470-4165

ACKNOWLEDGEMENT OF CORPORATE SURETY

On this 7th Day of July, 20 25, before me, a Notary Public in and for the County of Harris, in the State of Texas, appeared Sandra Parker to me personally known, who being by me duly sworn, did say that he/she is Attorney-in-Fact of, SiriusPoint America, the corporate surety named in and which executed the within instrument, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed, sealed and delivered in behalf of said corporation by authority of its Board of Directors, and he/she, as such officer, acknowledged said instrument to be the free act and deed of said corporation for the uses and purposes of said instrument as therein set forth.

*Insurance Company

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day, month, and year aforesaid.

My Commission Expires: 02/11/2028 *Tannis Mattson*
(Notary Public in aforesaid County and State)



Paperwork Reduction Act Notice

We use the information required by this form to ensure that the requirements for a surety bond under 30 CFR 800.20 have been met. You must provide the requested information to obtain a benefit (a surety bond). Under 30 CFR 842.16, the information collected is a matter of public record.

The time needed to complete this form and related forms and submit the requested information to obtain a surety bond will vary depending on individual circumstances. We estimate that the average time will be 12 hours per response. This number includes the time spent reviewing instructions, learning about the regulations, gathering and maintaining information, and completing and reviewing the forms. If you have comments concerning the accuracy of this estimate or suggestions for simplifying the forms or instructions, you may write to the Information Collection Clearance Officer, Office of Surface Mining Reclamation and Enforcement, 1849 C Street, NW, Room 4556, Washington, DC 20240.

Under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.), you are not required to respond to, nor will you be subject to a penalty for a failure to comply with, a collection of information unless it displays a currently valid OMB control number.

**POWER OF ATTORNEY
SIRIUSPOINT AMERICA INSURANCE COMPANY
NEW YORK**

ALLHOU1_0323

KNOW ALL MEN BY THESE PRESENTS: That SiriusPoint America Insurance Company (the "Company"), a New York corporation, having its principal office in the City of New York, pursuant to the following Resolution, which was adopted on August 27, 2024 by Unanimous Written Consent of the Board of the Directors of the Company, to wit:

RESOLVED, that the President, Senior Vice President, Chief Financial Officer, Secretary or the Assistant Secretary is hereby authorized to execute Powers of Attorney appointing as attorneys-in-fact selected employees of certain surety companies who shall have the power for and on behalf of the Company to execute and affix the seal of the Company to surety contracts as surety. Such authority can be executed by use of facsimile signature.

Does hereby nominate, constitute and appoint:

Megan Sivley, Melissa Haddick, Orlando Aguirre, Sandra Parker, Stacy Killebrew, Tannis Mattson, Madison Diaz, Rebecca J. Hobbs, Adina Williams

Its true and lawful agent and attorney-in-fact, to make, execute, seal and deliver for and on its behalf, and its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship (NOT INCLUDING bonds without a fixed penalty or financial guarantee) and to bind the Company thereby as fully and to the same extent as of same were signed by the duly authorized officers of the Company, provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$63,971,000 single bond limit

All acts of said attorneys-in-fact pursuant to the authorities herein given are hereby ratified and confirmed. The President, Senior Vice President, Chief Financial Officer, Secretary or Assistant Secretary may from time to time and at any time remove such appointee and remove the power given to him or her.

The execution of such bonds or undertakings in pursuance of these presents, within one year of the date of these present, shall be binding under said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in New York, New York, in their own proper persons.

IN WITNESS WHEREOF, SiriusPoint America Insurance Company has caused its corporate seal to be hereunto affixed and these presents to be signed by its President this tenth day of October, 2024.



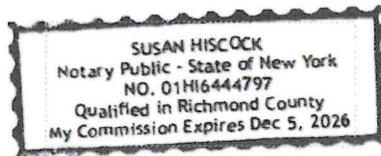
SiriusPoint America Insurance Company

Paul Mihulka
President

State of New York
County of New York

On this tenth day of October 2024, before me a Notary Public of the State of New York, in and for the County of New York, duly commissioned and qualified, came Paul Mihulka, President, of SiriusPoint America Insurance Company, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and acknowledged the execution of the same, and being by me duly sworn, deposed and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Company, referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal.



Notary Public

My Commission expires Dec. 5, 2026

STATE OF New York
COUNTY OF New York

I, Paul Mihulka, President of SiriusPoint America Insurance Company, a New York corporation, do hereby certify that the above and foregoing is a full, true and correct copy of Power of Attorney, is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 7th day of July, 2025



Paul Mihulka
President

Appendix 2.A

Permit Area Description

The Pinabete Permit area is fully contained in Navajo Transitional Energy Company's (NTEC) mining lease (lease description provided in Section 6).



Epp & Associates, Inc.
P.O. Box 837
Craig, CO 81625

Pinabete Permit Boundary

A permit boundary located in Sections 6, 7 and 18 of Township 26 North, Range 15 West and in Sections 1, 9 through 16, 22 through 26 in Township 26 North, Range 16 West, all West of the NMPM, San Juan County, New Mexico, more particularly described as follows:

Beginning at the North quarter corner of said Section 7, also designated as L-122;
thence South $00^{\circ}19'52''$ West 5278.37 feet along the North - South centerline of said Section 7 to the South quarter corner of said Section 7, also known as L-124;
thence South $00^{\circ}19'40''$ West 3958.77 feet to a monument marked L-126;
thence North $89^{\circ}36'41''$ West 1320.09 feet to a monument marked L-128;
thence South $00^{\circ}20'58''$ West 1319.82 feet to a monument marked L-130;
thence North $89^{\circ}36'31''$ West 1261.62 feet to the northeast corner of said Section 24, also known as L-132;
thence South $00^{\circ}24'20''$ West 2639.30 feet along the East boundary of said Section 24 to the East quarter corner of said Section 24;
thence South $00^{\circ}24'18''$ West 1319.54 feet to a monument marked L-134;
thence North $89^{\circ}35'31''$ West 2638.64 feet to a monument marked L-136;
thence South $00^{\circ}24'37''$ West 1319.51 feet to the South quarter corner of said Section 24, also known as L-138;
thence South $00^{\circ}25'01''$ West 1319.82 feet to a monument marked L-140;
thence North $89^{\circ}35'55''$ West 4686.05 feet;
thence North $29^{\circ}12'52''$ West 3430.69 feet;
thence North $10^{\circ}31'01''$ West 836.09 feet;
thence South $81^{\circ}49'22''$ West 1987.98 feet to a monument marked P8;
thence North $00^{\circ}23'02''$ East 5204.28 feet to a monument marked P7;
thence North $67^{\circ}07'50''$ West 4992.82 feet to a monument marked P6;
thence North $37^{\circ}36'44''$ West 4998.66 feet to a monument marked P5;
thence North $61^{\circ}10'20''$ East 1874.62 feet to a monument marked P4;
thence North $48^{\circ}38'05''$ East 402.07 feet;
thence North $67^{\circ}03'44''$ East 673.83 feet;
thence South $00^{\circ}00'11''$ East 294.28 feet;
thence North $66^{\circ}33'04''$ East 2275.61 feet;
thence South $89^{\circ}59'58''$ East 8601.50 feet;
thence North $74^{\circ}53'36''$ East 8472.21 feet;
thence South $00^{\circ}14'46''$ West 1803.69 feet;
to the point of beginning, having an area of 5567.304 acres, more or less.

Notes

1. This survey is based on the calibration in use at the Navajo Mine and does not necessarily conform to any New Mexico State Plane system.
2. Bearings are based on the North - South centerline of Section 7, Township 26 North, Range 15 West of the NMPM and bears South $00^{\circ}19'52''$ West as per the Navajo Mine coordinate system. A 3.25" BLM brass cap on 2" pipe set in 1983 being found at the points of termination of said line.
3. The Navajo Mine coordinate system is based on the International foot.

SECTION 1

PERMITTING HISTORY

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SECTION 1

PERMITTING HISTORY

LIST OF FIGURES

FIGURE NUMBER	FIGURE TITLE
1.1-1	Pinabete Permit Application Package Structure

SECTION 1

PERMITTING HISTORY

LIST OF APPENDICES

APPENDIX

NUMBER APPENDIX TITLE

- 1.A Permit Renewal Application Package Submittal Form
- 1.B Permit Term Newspaper Advertisement and Proof of Publication

SECTION 1

PERMITTING HISTORY

LIST OF REVISIONS DURING PERMIT TERM

REV. NUMBER	REVISION DESCRIPTION	DATE APPROVED
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SECTION 1 PERMITTING HISTORY

Navajo Transitional Energy Company (NTEC), or Bisti Fuels Company (Bisti Fuels) where appropriate, replaces any references in this application to North American Coal Company, BHP Billiton (BHPB); its companies including BNCC and BHP Billiton Mine Management Company (MMCo), BHP Minerals; Utah International Inc. (UII), and Utah Construction and Mining. Section 3 Permittee, Resident Agent, Payer of AML Reclamation Fees and Section 4 Permittee Ownership and Control further describe NTEC's role as owner, applicant, and permittee and Bisti Fuels' role as operator of Navajo Mine.

NTEC is submitting to the Office of Surface Mining Reclamation and Enforcement (OSMRE) this permit application package (PAP) to conduct surface coal mining and reclamation activities. The PAP shall be used by OSMRE for the review, approval, and regulation of a surface coal mine, the Pinabete Permit. The surface coal mine is located adjacent to the southern boundary of the current Navajo Mine (OSMRE Permit No. NM-0003I) in San Juan County, New Mexico.

The current Pinabete Permit is Permit No. NM-0042C (approved [date to be inserted upon OSMRE approval]). The historic Pinabete Permit(s) are Permit No. NM-0042B (approved July 6, 2021, expired July, 6, 2026).

1.1 Application Submittal Forms

The permit application package submittal form is included as Appendix 1.A.

1.2 Newspaper Advertisements and Proofs of Publication

NTEC is required by SMCRA to file a newspaper advertisement in a general circulation newspaper in the locality of the proposed mining operation for all initial permit applications, significant revisions, permit renewals, and permit transfers. The newspaper advertisement shall meet the requirements of 30 CFR 773.6(a)(1) and be approved by OSM prior to publication.

NTEC will include copies of the approved newspaper advertisement and proof of publication for the current permit term in Appendix 1.B following publication.

1.3 Permit Application Package Format

The PAP is grouped into seven parts (i.e. Part 1 through Part 7) around categories of information. Each part is further divided into sections (i.e. Section 1 through Section 51) that cover specific information topics. The PAP structure was developed in coordination with OSMRE and groups the sections by functional topics rather than regulations. Figure 1.1-1 presents the structure of the PAP.

The PAP provides information about the mining and reclamation operations to comply with the Surface Mining Control and Reclamation Act (SMCRA) of 1977, found in title 30 of code of federal regulations (CFR). Information contained within the PAP is current and accurate. As new information or procedures are developed, NTEC will submit to OSMRE a revision application(s). Upon approval, the revision application(s) will be incorporated into the PAP. Approved revisions during the permit term are found in the beginning of each affected section.

Appendix 1.A

Permit Renewal Application Package Submittal Form

Application Submittal Form

Office of Surface Mining Reclamation and Enforcement
Western Regional Office
P.O. Box 25065
Lakewood, CO 80225-0065

Document ID:
Date Received:

Application for: [] New Permit [] Permit Revision [X] Permit Renewal [] Permit Transfer

Permit ID: NM-0042B

Application No.:

Submittal Date:

Operation: Navajo Mine
Applicant: Navajo Transitional Energy Company
Contact Person: Matthew Brown, General Manager
Mailing Address: P.O. Box 3767
Farmington, NM 87499
Telephone Number: (505) 598-4200

Disclosed Agent: Navajo Transitional Energy Company
Contact Person: Josh Johns, Manager Environmental and Mine Planning
Mailing Address: P.O. Box 3767
Farmington, NM 87499
Telephone Number: 505-598-4200

Description of application: Surface Coal Mining and Reclamation Operation Permit Renewal
Requested permit renewal term: 5 Years
Certificate of Liability: Included with Permit Renewal Application
Proof of Reclamation Performance Bond: Included with Permit Renewal Application

Revision instructions: See cover letter

I, Matthew Brown, a responsible official of the Applicant, depose and attest that I am the person responsible for ensuring that the information in this application submittal is true and correct and that the information contained in this application submittal is true and correct to the best of my knowledge and belief.

Signature: 

Date: 2-17-26

Title: General Manager

Notarization of above signature:

State of: New Mexico

County of: San Juan

Taken, subscribed and sworn to me, the undersigned authority in my said county and state, this

17 day of February, 2026. My commission expires 12/19/2029

Dollene Russell, NOTARY PUBLIC



STATE OF NEW MEXICO
NOTARY PUBLIC
DOLLENE RUSSELL
COMMISSION # 1129312
EXPIRES 02/19/2029

Appendix 1.B

Affidavit of Publication

This appendix contains a draft Public Notice for the proposed Navajo Mine Pinabete Mine NM-0042B Permit Renewal. Upon OSMRE's publication approval, this appendix will be updated with the approved permit renewal public notice and affidavits of publication.

PUBLIC NOTICE

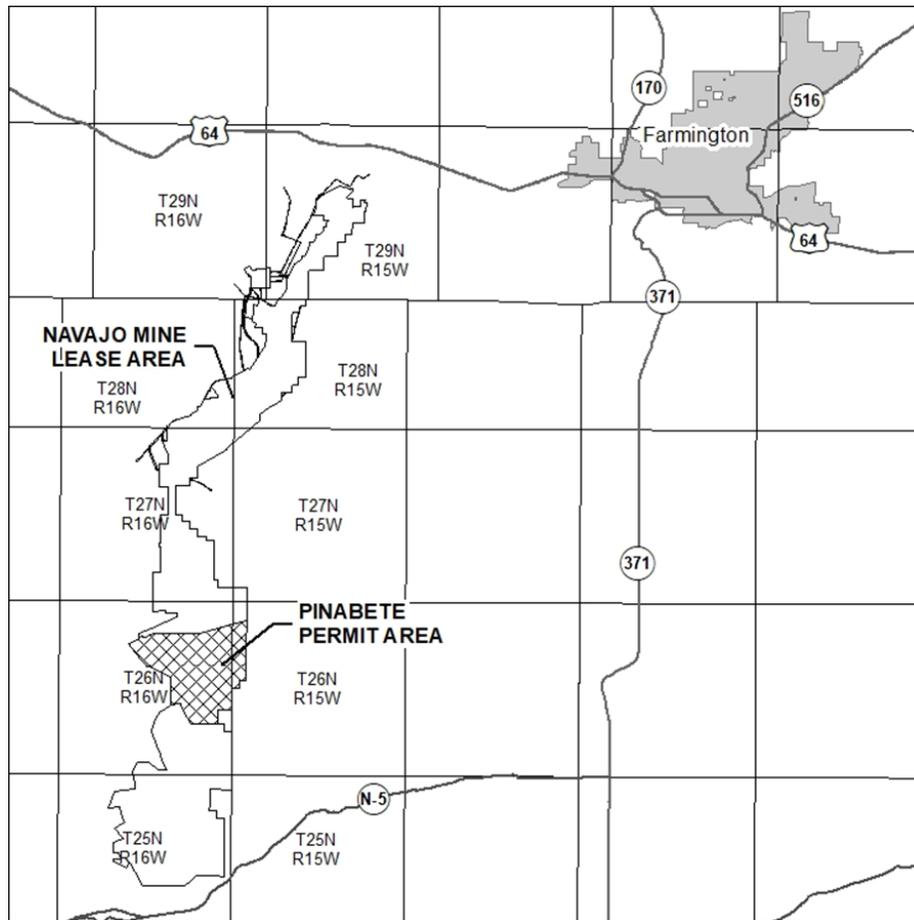
Navajo Transitional Energy Company (NTEC) submitted a permit renewal application to the Office of Surface Mining Reclamation and Enforcement Western Region (OSMRE). The permit renewal application consists of updated information contained in the currently approved permit application package OSMRE Permit No. NM-0042B. The permit renewal application is submitted to continue surface coal mining and reclamation operations within the Pinabete Permit Area (Navajo Tribal Coal Lease 14-20-603-2505) pursuant to the Code of Federal Regulations (CFR), Title 30, Subchapter E, Part 750, 773 and 774. This notice is hereby given that:

The Name and Business Address of the Applicant is:

Navajo Transitional Energy Company
P.O. Box 958
Shiprock, New Mexico, 87420

The mine permit boundary located in Sections 6, 7 and 18 of Township 26 North, Range 15 West and in Sections 1, 9 through 16, 22 through 26 in Township 26 North, Range 16 West, all West of the NMPM, San Juan County, New Mexico, more particularly described as follows:

Beginning at the North quarter corner of said Section 7, also designated as L-122;
thence South 00°19'52" West 5278.37 feet along the North - South centerline of said Section 7 to the South quarter corner of said Section 7, also known as L-124;
thence South 00°19'40" West 3958.77 feet to a monument marked L-126;
thence North 89°36'41" West 1320.09 feet to a monument marked L-128;
thence South 00°20'58" West 1319.82 feet to a monument marked L-130;
thence North 89°36'31" West 1261.62 feet to the northeast corner of said Section 24, also known as L-132; thence South 00°24'20" West 2639.30 feet along the East boundary of said Section 24 to the East quarter corner of said Section 24;
thence South 00°24'18" West 1319.54 feet to a monument marked L-134;
thence North 89°35'31" West 2638.64 feet to a monument marked L-136;
thence South 00°24'37" West 1319.51 feet to the South quarter corner of said Section 24, also known as L-138; thence South 00°25'01" West 1319.82 feet to a monument marked L-140;
thence North 89°35'55" West 4686.05 feet;
thence North 29°12'52" West 3430.69 feet;
thence North 10°31'01" West 836.09 feet;
thence South 81°49'22" West 1987.98 feet to a monument marked P8;
thence North 00°23'02" East 5204.28 feet to a monument marked P7;
thence North 67°07'50" West 4992.82 feet to a monument marked P6;
thence North 37°36'44" West 4998.66 feet to a monument marked P5;
thence North 61°10'20" East 1874.62 feet to a monument marked P4;
thence North 48°38'05" East 402.07 feet;
thence North 67°03'44" East 673.83 feet;
thence South 00°00'11" East 294.28 feet;
thence North 66°33'04" East 2275.61 feet;
thence South 89°59'58" East 8601.50 feet;
thence North 74°53'36" East 8472.21 feet;
thence South 00°14'46" West 1803.69 feet;
to the point of beginning, having an area of 5567.304 acres, more or less.



Copies of the application are available for public review and/or inspection at the following locations:

The Navajo Nation
 Minerals Department
 Corner of Morgan Blvd and Window Rock Blvd
 Window Rock, AZ 86515
 (928) 871-6587

Office of Surface Mining Reclamation and Enforcement
 One Denver Federal Center
 Building 41
 Lakewood, CO 80225-0065

OSMRE's Website:
<https://osmre.gov/programs/regulating-active-coal-mines/indian-lands>

Tiis Tsoh Sikaad (Burnham) Chapter
 12 miles east of US 491 on Navajo Route 5 and 0.5 mile South on Navajo Route 5080
 Newcomb, NM 87455

Nenahnezad Chapter
West Hwy 64, South on County Road 6675, North on Navajo Route 365,
Fruitland, NM 87416

Farmington Public Library
2101 Farmington Ave
Farmington, NM 87401

Any person with an interest that is or may be adversely affected may submit written comments, objections, or a request for an informal conference on the application, within 30 days of the fourth and last publication of this notice. The name and address of the OSMRE representative where written comments, objections, or requests for an informal conference may be submitted is:

Flynn Dickinson
Navajo Mine Team Leader
Office of Surface Mining Reclamation and Enforcement
Western Region Indian Lands Program
P.O. Box 25065
Lakewood, Colorado 80225-0065

The application has been filed with OSMRE and will be acted upon pursuant to the permanent regulatory program for Indian Lands (30 CFR Part 750) approved by the Secretary of the Interior under Title V of the Surface Mining Control and Reclamation Act of 1977.

SECTION 4

PERMITTEE OWNERSHIP AND CONTROL

TABLE OF CONTENTS

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4.1.3	Names and Addresses of Operator	1
4.2	Operations Controlled in Common.....	2
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SECTION 4

PERMITTEE OWNERSHIP AND CONTROL

LIST OF TABLES

TABLE NUMBER	TABLE TITLE
4.1-1	Applicant Ownership and Control Companies
4.1-2	Navajo Transitional Energy Company, LLC. Officers
4.1-3	NTEC Natural Resources, LLC Company Officers
4.1-4	Bisti Fuels Company, LLC Company Officers

SECTION 4

PERMITTEE OWNERSHIP AND CONTROL

LIST OF FIGURES

FIGURE NUMBER	FIGURE TITLE
4.1-1	Navajo Transitional Energy Company Corporate Organization Structure

SECTION 4

PERMITTEE OWNERSHIP AND CONTROL

LIST OF APPENDICES

APPENDIX NUMBER	APPENDIX TITLE
4.A	Verification of Owners and Controllers for Navajo Transitional Energy Company
4.F	Surface Coal Mine Operations Controlled in Common

SECTION 4

PERMITTEE OWNERSHIP AND CONTROL

LIST OF REVISIONS DURING PERMIT TERM

REV. NUMBER	REVISION DESCRIPTION	DATE APPROVED
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SECTION 4 PERMITTEE OWNERSHIP AND CONTROL

4.1 Owners and Controllers

Navajo Transitional Energy Company (referred to in this permit application package as “NTEC”, “applicant”, or “permittee”) is the owner of Navajo Mine.

On December 30, 2013, Navajo Transitional Energy Company (NTEC) acquired ownership of Navajo Mine Coal Company, LLC. (NMCC), successor to Navajo Mine interests previously held by BHP Navajo Coal Company (BNCC), BHP Billiton, BHP Minerals, and Utah International. On October 1, 2021, NTEC acquired ownership of Bisti Fuels Company, LLC. (Bisti Fuels; previous disclosed agent and operator for NTEC at Navajo Mine) from North American Coal Company. Bisti Fuels, now a wholly owned subsidiary of NTEC, will remain as the operator of Navajo Mine. On October 1, 2021, NTEC created and assigned NTEC Natural Resources, LLC to manage Bisti Fuels Company, LLC. Any reference in this permit application package to North American Coal Company, BNCC, BHP Billiton, BHP Minerals, Utah International, and Utah Construction and Mining as those companies relate to Navajo Mine, should be understood to be a reference to NTEC’s interests.

4.1.1 Names and Addresses of Principal Shareholders

The principal shareholder of the permittee is:

The Navajo Nation
c/o The Navajo Nation Office of the Attorney General
Kris Beecher, Attorney General
P.O. Box 1749
Window Rock, Arizona, 86515
Telephone: (928) 871-6345
Federal ID #: 46-4009272

Addresses and telephone numbers for officers and directors are the same as the company for which they hold office. This information for the applicant and other entities with ownership interest is provided in Table 4.1-1 and Table 4.1-2. The NTEC corporate organizational structure can be found in Figure 4.1-1.

NTEC will not utilize a disclosed agent for the Pinabete Permit Area.

4.1.3 Names and Addresses of Operator

NTEC will serve as the mine operator for the Pinabete Permit.

4.2 Operations Controlled in Common

Appendix 4.F presents the surface coal mine operations owned or controlled by the applicant, NTEC. Only operations owned or controlled within five years of the date of the permit application package submittal are presented in Appendix 4.F.

4.3 Pending Permit Applications

NTEC submitted the No Name Permit, which is currently under review.

4.4 Rebutted Ownership and Control Documentation

The ownership and control documentation for NTEC or its owners and controllers are not being challenged by the applicant.

Appendix 4.F

Surface Coal Mine Operations Controlled in Common

**SURFACE COAL MINING PERMITS AND PENDING PERMITS
HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026**

Federal or State Permit Identification	Date of Approval	Status
--	------------------	--------

Operator: *Bisti Fuels Company, LLC, a Nevada limited liability company
P.O. Box 3767
Farmington, New Mexico 87499
Telephone No. (505) 598-4200*

Employer I.D.: *47-4822674*

Permittee: *Navajo Transitional Energy Company, LLC ("NTEC")
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625*

All mining permits are issued by Office of Surface Mining Reclamation and Enforcement, Western Region Office, Denver, Colorado

Mine: *Navajo Mine
San Juan County, Fruitland, New Mexico*

MSHA I.D.: *29-00097; Issued 4/2/1984*

Note: The following permits are owned by Navajo Transitional Energy Company, LLC.

Navajo Mine Permit NM-0003H	9/25/2019	Replaced by Permit No. NM0003-I
Navajo Mine Permit NM-0003I	9/25/2024	Active
Pinabete Mine Permit NM0042A	7/6/2016	Replaced by Permit NM-0042B
Pinabete Mine Permit NM-0042B	7/6/2021	Active
No Name Permit NM-0043A	10/28/2025	Pending

SURFACE COAL MINING PERMITS AND PENDING PERMITS

HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026

Federal or State Permit Identification	Date of Approval	Status
--	------------------	--------

Operator: *Navajo Transitional Energy Company, LLC ("NTEC")*
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625

Employer I.D.: *46-4009272*

Permittee: *Navajo Transitional Energy Company, LLC ("NTEC")*
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625

All mining permits are issued by Wyoming Department of Environmental Quality, Land Quality Division, Cheyenne, Wyoming

Mine: *Antelope Mine*
Converse County, Gillette, Wyoming

MSHA I.D.: *48-01337; Issued 12/3/1985*

Note: *The following permits are owned by Navajo Transitional Energy Company, LLC.*

Antelope Mine Permit PT0525	3/8/2019	Transferred to NTEC on 10/25/2021
Antelope Mine Permit PT0525	10/25/2021	Active

SURFACE COAL MINING PERMITS AND PENDING PERMITS

HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026

Federal or State Permit Identification	Date of Approval	Status
--	------------------	--------

Operator: *Navajo Transitional Energy Company, LLC ("NTEC")*
P.O. Box 958
Shiprock, New Mexico 87420-0958
Employer I.D.: *Telephone No. (505) 278-8625*
46-4009272

Permittee: *Navajo Transitional Energy Company, LLC ("NTEC")*
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625

All mining permits are issued by Wyoming Department of Environmental Quality, Land Quality Division, Cheyenne, Wyoming

Mine: *Cordero Rojo Mine*
Campbell County, Gillette, Wyoming
MSHA I.D.: *48-00992; Issued 5/20/2016*

Note: The following permits are owned by Navajo Transitional Energy Company, LLC.

Cordero Rojo Mine Permit PT0237	1/30/2017	Transferred to NTEC on 10/25/2021
Cordero Rojo Mine Permit PT0237	1/26/2022	Active

**SURFACE COAL MINING PERMITS AND PENDING PERMITS
HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026**

Federal or State Permit Identification	Date of Approval	Status
--	------------------	--------

Operator: *Navajo Transitional Energy Company, LLC ("NTEC")
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625*

Employer I.D.: *46-4009272*

Permittee: *Navajo Transitional Energy Company, LLC ("NTEC")
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625*

All mining permits are issued by Montana Department of Environmental Quality, Air, Energy and Mining Division, Helena, Montana

Mine: *Spring Creek Mine
Big Horn County, Decker, Montana*

MSHA I.D.: *24-01457; Issued 12/12/1980*

Note: The following permits are owned by Navajo Transitional Energy Company, LLC.

Spring Creek Mine Permit C1979012	3/27/2020	Transferred to NTEC on 6/3/2021
Spring Creek Mine Permit C1979012	6/3/2021	Active

SURFACE COAL MINING PERMITS AND PENDING PERMITS

HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026

Federal or State Permit Identification	Date of Approval	Status
--	------------------	--------

Operator: *Navajo Transitional Energy Company, LLC ("NTEC")*
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625

Employer I.D.: *46-4009272*

Permittee: *Navajo Transitional Energy Company, LLC ("NTEC")*
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625

All mining permits are issued by Wyoming Department of Environmental Quality, Land Quality Division, Cheyenne, Wyoming

Mine: *Youngs Creek Mine*
Sheridan County, Gillette, Wyoming

MSHA I.D.: *48-01820; Issued 10/25/2018*

Note: The following permits are owned by Navajo Transitional Energy Company, LLC.

Youngs Creek Mine Permit 407	12/28/2020	Active, Transferred to NTEC
Youngs Creek Mine Permit 407	11/17/2021	Active

**SURFACE COAL MINING PERMITS AND PENDING PERMITS
HELD BY NAVAJO TRANSITIONAL ENERGY COMPANY AND ITS AFFILIATES AS OF January 16, 2026**

Federal or State Permit Identification	Date of Approval	Status	Special Notes
--	------------------	--------	---------------

Operator: Navajo Transitional Energy Company, LLC ("NTEC")
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625

Employer I.D.: 46-4009272

Permittee: Navajo Transitional Energy Company, LLC ("NTEC")
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625

All mining permits are issued by Office of Surface Mining Reclamation and Enforcement, Appalachian Region, Knoxville Field Office

Mine: Sequatchie Valley Coal
Sequatchie County, Tennessee

MSHA I.D.: 40-00759; Inactive

Note: The following permits are owned by Navajo Transitional Energy Company, LLC.

Sequatchie Valley Coal Permit 3334, formerly Permit 2408	The original permit became effective on December 27, 1985. The permit expired on December 26, 1995. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation.
Sequatchie Valley Coal Permit 3335, formerly Permit 2409	The original permit became effective on January 18, 1985. The permit expired on January 17, 1995. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation.
Sequatchie Valley Coal Permit 3338, formerly Permit 83-C-031	The original permit became effective on June 9, 1983. The permit expired on June 8, 1993. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation.
Sequatchie Valley Coal Permit 3337, Formerly 81-143	The original permit became effective on July 1, 1981. The permit expired on July 14, 1986. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation.
Sequatchie Valley Coal Permit 3336, formerly Permit 79-183	The original permit became effective on August 23, 1979. The permit expired on August 28, 1980. Effective January 17, 2025, Navajo Transitional Energy Company, LLC, is the permittee. Site in reclamation.

Table 4.1-1 Applicant Ownership and Control Companies

Business	Address & Telephone No.	Federal ID No.
Navajo Transitional Energy Company, LLC.	P.O. Box 958 Shiprock, NM, 87420-0958 Telephone No. (505) 278-8625	46-4009272
NTEC Natural Resources, LLC	4801 N Butler Ave Building 12000 Farmington, NM 87401 Telephone No. (505) 278-8625	
Bisti Fuels Company, LLC	P.O. Box 3767 Farmington, NM 87499-3767 Telephone No. (505) 598-4200	47-4822674

Pinabete Permit Application Package

Table 4.1-2 Navajo Transitional Energy Company, LLC Officers

Active Officers*

Name	Title	Date Elected
Lund, LaVern K.	Chief Executive Officer	2/1/2022
Walther, Bryan	Chief Operating Officer	1/1/2026
Masters, Bernard	General Counsel	10/1/2021
Hofer, Michael	Chief Financial Officer	12/12/2022
Matthew Babcock	Chief Commercial Officer	6/8/2024
Matthew Brown	Manager	10/26/2024

Resigned Officers

Name	Title	Date Elected	Date Resigned
Moseley, Clark A.	Chief Executive Officer	10/1/2021	1/31/2022
Fagely, Tim	Vice President, Process Improvement	10/1/2021	3/4/2022
Lund, LaVern K.	Vice President, Commercial and Operations	10/1/2021	3/1/2022
Gisin, Michael J.	Chief Financial Officer	10/1/2021	4/6/2022
Tipton III, Harry B.	Chief Growth Officer	10/1/2021	12/31/2024
Ziegler, Rick	Chief Operating Officer	3/1/2022	12/31/2025
Walther, Bryan	Sr. VP Mining Operations	6/16/2025	12/31//2025

*Current as of January 15, 2026

Table 4.1-3 NTEC Natural Resources, LLC Company Officers

*Active Officers**

Name	Title	Date Elected
Lund, LaVern K.	Chief Executive Officer	2/1/2022
Masters, Bernard	General Counsel	10/1/2021
Hofer, Michael	Chief Financial Officer	12/12/2022
Walther, Bryan	Chief Operating Officer	1/1/2026
Babcock, Matthew	Chief Commercial Officer	6/8/2024

Resigned Officers

Name	Title	Date Elected	Date Resigned
Moseley, Clark A.	Chief Executive Officer	10/1/2021	1/31/2022
Fagely, Tim	Vice President, Process Improvement	10/1/2021	3/4/2022
Lund, LaVern K.	Vice President, Commercial and Operations	10/1/2021	3/1/2022
Gisin, Michael J.	Chief Financial Officer	10/1/2021	4/6/2022
Tipton III, Harry B.	Chief Growth Officer	10/1/2021	12/31/2024
Ziegler, Rick J.	Chief Operating Officer	3/1/2022	12/31/2025

*Current as of February 26, 2026

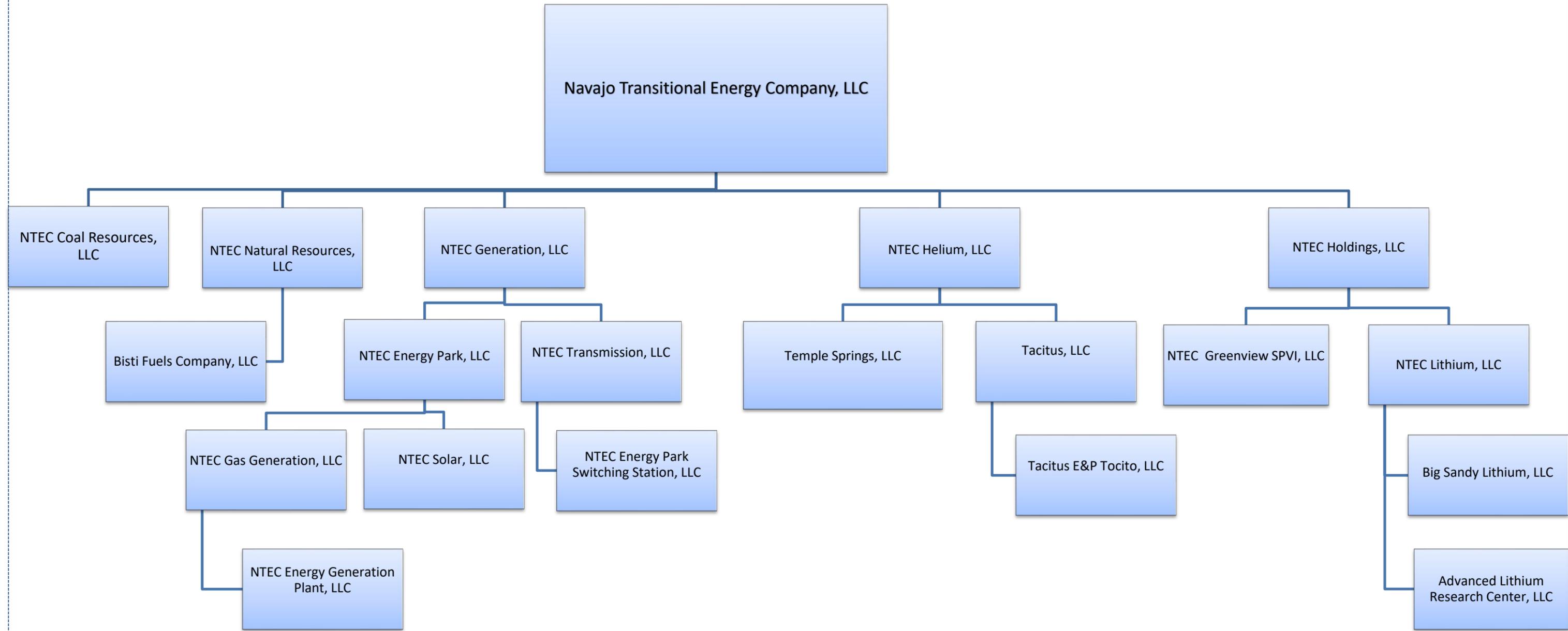
Table 4.1-4 Bisti Fuels Company, LLC Company Officers

<i>Active Officers</i>			
Name	Title	Date Elected	
Lund, LaVern K.	Chief Executive Officer	2/1/2022	
Walther, Bryan	Chief Financial Officer	1/1/2026	
Masters, Bernard	General Counsel	10/1/2021	
Hofer, Michael	Chief Financial Officer	12/12/2022	
Babcock, Matthew	Chief Commercial Officer Manager	6/8/2024	
Brown, Matthew	Manager	10/26/2024	

<i>Resigned Officers</i>			
Name	Title	Date Elected	Date Resigned
Moseley, Clark A.	Chief Executive Officer	10/1/2021	1/31/2022
Fagely, Tim	Vice President, Process Improvement	10/1/2021	3/4/2022
Gisin, Michael	Chief Financial Officer	10/1/2021	4/6/2022
Zeigler, Rick J.	President & Manager	1/1/2016	9/30/2021
LaVern K. Lund	Vice President, Commercial and Operations	2/1/2021	3/1/2022
Dewing, Carrol L.	Senior Vice President	3/2/2016	9/30/2021
	Manager	8/14/2015	9/30/2021
Sullivan, J. Patrick Jr.	Senior Vice President	3/2/2016	9/30/2021
	Manager	8/14/2015	9/30/2021
Neumann, John D.	Secretary Manager	8/14/2015	9/30/2021
Dale, Eric A	Treasurer	1/4/2017	9/30/2021
Hart, Andrew B	Controller Assistant	9/20/2019	9/30/2021
	Controller	2/8/2019	9/19/2019
Dilluvio, Matthew J.	Assistant Secretary	6/20/2019	9/30/2021
Fry, Sarah E.	Assistant Secretary	5/1/2017	9/30/2021
Haberer, Miles B.	Assistant Secretary	8/14/2015	9/30/2021
	Manager	8/14/2015	9/30/2021
Butler, J.C. Jr.	Assistant Secretary	4/11/2016	4/15/2018
Lund, LaVern K.	Senior Vice President Manager	4/1/2019	1/31/2021
Ojalvo, Sarah	Vice President - Human Resources	3/2/2016	2/3/2020
Goeckner, Jody	Assistant Vice President - Engineering	3/2/2016	10/16/2019
Pokorny, John R.	Controller	8/14/2015	9/20/2019
Hawkins, Andy	Vice President - Business and Procurement	3/2/2016	6/17/2019
Adkins, Jesse L.	Assistant Secretary	8/14/2015	5/24/2019
	Senior Vice President	3/2/2016	3/31/2019
Tipton, Harry B. III	Manager	8/14/2015	3/31/2019
Tipton III, Harry B.	Chief Growth Officer	10/1/2021	12/31/2024
Zeigler, Rick J.	Chief Operating Officer	3/1/2022	12/31/2025
Walther, Bryan	Sr. VP Mining Operations	6/16/2025	12/31/2025

*Current as of January 15, 2026

4.1-1 Navajo Transitional Energy Company Corporate Organization Structure



Appendix 5.A

List of Notices of Violations

SCHEDULE OF VIOLATIONS FOR NAVAJO TRANSITIONAL ENERGY COMPANY, LLC AND ITS AFFILIATES AS OF January 16, 2026

Report for the three-year prior period

Violation Identification	Permit Identification	Date of Issuance	Issuing Regulatory Agency	Description of Violation	Types of Administrative or Judicial Proceedings	Current Status of Proceedings & Notice (and final resolution)	Actions Taken to Abate the Violation
--------------------------	-----------------------	------------------	---------------------------	--------------------------	---	---	--------------------------------------

Operator: *Bisti Fuels Company, LLC , a Nevada limited liability company (a wholly-owned subsidiary of The North American Coal Corporation)*
P.O. Box 3767
Farmington, New Mexico 87499
Telephone No. (505) 598-4200

Employer I.D.: *47-4822674*

Permittee Receiving Violation: *Navajo Transitional Energy Company, LLC ("NTEC")*
P.O. Box 958
Shiprock, New Mexico 87420-0958
Telephone No. (505) 278-8625

OSMRE - Office of Surface Mining Reclamation and Enforcement, Western Region Office
MMD - State of New Mexico Energy, Minerals and Natural Resources Department, Mining and Minerals Division

Mine: *Navajo Mine, San Juan County, New Mexico*

MSHA I.D.: *29-00097*

Note: *The following permits are owned by Navajo Transitional Energy Company, LLC.*

Navajo Mine

No NOV's issued to Bisti Fuels Company, LLC, as Operator in the last 3 years.

Pinabete Permit Area

No NOV's issued to Bisti Fuels Company, LLC, as Operator in the last 3 years.

SCHEDULE OF VIOLATIONS FOR NAVAJO TRANSITIONAL ENERGY COMPANY, LLC AND ITS AFFILIATES AS OF January 16, 2026

Report for the three-year prior period

Violation Identification	Permit Identification	Date of Issuance	Issuing Regulatory Agency	Description of Violation	Types of Administrative or Judicial Proceedings	Current Status of Proceedings & Notice (and final resolution)	Actions Taken to Abate the Violation
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Operator: Navajo Transitional Energy Company ("NTEC")
 P.O. Box 958
 Shiprock, New Mexico 87420-0958
 Telephone No. (505) 278-8625

Employer I.D.: 46-4009272

Permittee Receiving Violation: Navajo Transitional Energy Company, LLC ("NTEC")
 P.O. Box 958
 Shiprock, New Mexico 87420-0958
 Telephone No. (505) 278-8625

OSMRE - Office of Surface Mining Reclamation and Enforcement, Western Region Office
 LQD - State of Wyoming Department of Environmental Quality, Land Quality Division

Mine: Antelope Mine, Converse County, Wyoming
MSHA I.D.: 48-01337

NO VIOLATIONS IN THE LAST 3 YEARS

SCHEDULE OF VIOLATIONS FOR NAVAJO TRANSITIONAL ENERGY COMPANY, LLC AND ITS AFFILIATES AS OF January 16, 2026

Report for the three-year prior period

Violation Identification	Permit Identification	Date of Issuance	Issuing Regulatory Agency	Description of Violation	Types of Administrative or Judicial Proceedings	Current Status of Proceedings & Notice (and final resolution)	Actions Taken to Abate the Violation
--------------------------	-----------------------	------------------	---------------------------	--------------------------	---	---	--------------------------------------

Operator: Navajo Transitional Energy Company ("NTEC")
 P.O. Box 958
 Shiprock, New Mexico 87420-0958
 Telephone No. (505) 278-8625

Employer I.D.: 46-4009272

Permittee Receiving Violation: Navajo Transitional Energy Company, LLC ("NTEC")
 P.O. Box 958
 Shiprock, New Mexico 87420-0958
 Telephone No. (505) 278-8625

OSMRE - Office of Surface Mining Reclamation and Enforcement, Western Region Office
 LQD - State of Wyoming Department of Environmental Quality, Land Quality Division

Mine: Cordero Rojo Mine, Campbell County, Wyoming
MSHA I.D.: 48-00992

NO VIOLATIONS IN THE LAST 3 YEARS

SCHEDULE OF VIOLATIONS FOR NAVAJO TRANSITIONAL ENERGY COMPANY, LLC AND ITS AFFILIATES AS OF January 16, 2026

Report for the three-year prior period

Violation Identification	Permit Identification	Date of Issuance	Issuing Regulatory Agency	Description of Violation	Types of Administrative or Judicial Proceedings	Current Status of Proceedings & Notice (and final resolution)	Actions Taken to Abate the Violation
--------------------------	-----------------------	------------------	---------------------------	--------------------------	---	---	--------------------------------------

Operator: Navajo Transitional Energy Company ("NTEC")
 P.O. Box 958
 Shiprock, New Mexico 87420-0958
 Telephone No. (505) 278-8625

Employer I.D.: 46-4009272

Permittee Receiving Violation: Navajo Transitional Energy Company, LLC ("NTEC")
 P.O. Box 958
 Shiprock, New Mexico 87420-0958
 Telephone No. (505) 278-8625

OSMRE - Office of Surface Mining Reclamation and Enforcement, Western Region Office
 DEQ - State of Montana Department of Environmental Quality, Air, Energy, and Mining Division

Mine: Spring Creek Mine, Big Horn County, Montana
MSHA I.D.: 24-01457

NO VIOLATIONS IN THE LAST 3 YEARS

SCHEDULE OF VIOLATIONS FOR NAVAJO TRANSITIONAL ENERGY COMPANY, LLC AND ITS AFFILIATES AS OF January 16, 2026

Report for the three-year prior period

Violation Identification	Permit Identification	Date of Issuance	Issuing Regulatory Agency	Description of Violation	Types of Administrative or Judicial Proceedings	Current Status of Proceedings & Notice (and final resolution)	Actions Taken to Abate the Violation
--------------------------	-----------------------	------------------	---------------------------	--------------------------	---	---	--------------------------------------

Operator: Navajo Transitional Energy Company ("NTEC")

P.O. Box 958
 Shiprock, New Mexico 87420-0958
 Telephone No. (505) 278-8625

Employer I.D.: 46-4009272

Permittee Receiving Violation: Navajo Transitional Energy Company, LLC ("NTEC")

P.O. Box 958
 Shiprock, New Mexico 87420-0958
 Telephone No. (505) 278-8625

OSMRE - Office of Surface Mining Reclamation and Enforcement, Appalachian Region Office
 TDEC - State of Tennessee Department of Environment and Conservation

Mine: Sequatchie Valley Coal

MSHA I.D.: 40-00759

NO VIOLATIONS IN THE LAST 3 YEARS

Appendix 7.A

Certificate of Liability Insurance



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

9/26/2025

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Cobbs Allen Capital, LLC dba CAC Specialty Natural Resources - Mining & Metals 4315 Kingston Pike, ste 306 Knoxville TN 37919	CONTACT NAME: Adam Blair	PHONE (A/C, No, Ext): 615-957-1543	FAX (A/C, No): 865-338-3781
	E-MAIL ADDRESS: adam.blair@cacgroup.com		
INSURER(S) AFFORDING COVERAGE		NAIC #	
INSURER A: Starr Indemnity & Liability Company		38318	
INSURED Bisti Fuels Company 300 Road 4104 Fruitland, NM 87416	NAVATRA-01		
	INSURER B:		
	INSURER C:		
	INSURER D:		
	INSURER E:		
INSURER F:			

COVERAGES

CERTIFICATE NUMBER: 471735548

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	Y	Y	1000090729251	10/1/2025	10/1/2026	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMP/OP AGG \$ 4,000,000 \$
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY	Y	Y	1000679507251	10/1/2025	10/1/2026	COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	1000005114251	10/1/2025	10/1/2026	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Re: All operating permits by the certificate holder for the insured but not limited by Permit #NM-0003H and Permit #NM-0042B. Navajo Transitional Energy Company is an additional named insured.

The general liability provides for coverage of bodily injury and property damage to all persons injured or property damaged as a result of surface coal mining and reclamation operations associated with the permit numbers listed above including damages resulting from the use of explosives. Employer's Liability includes coverage for bodily injury arising out of the use of explosives. Certificate Holder is included as additional insured where required by written contract with respect to General Liability and Auto Liability.

See Attached...

CERTIFICATE HOLDER**CANCELLATION**

United States Office of Surface Mining
 Reclamation and Enforcement (OSMRE)
 Attn: Mychal Yellowman
 PO Box 25065
 Lakewood CO 80225

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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ADDITIONAL REMARKS SCHEDULE

AGENCY Cobbs Allen Capital, LLC dba CAC Specialty		NAMED INSURED Bisti Fuels Company 300 Road 4104 Fruitland, NM 87416	
POLICY NUMBER		EFFECTIVE DATE:	
CARRIER	NAIC CODE		

ADDITIONAL REMARKS

**THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,
FORM NUMBER: 25 FORM TITLE: CERTIFICATE OF LIABILITY INSURANCE**

Waiver of subrogation is applicable where required by written contract and subject to policy terms and conditions with respect to General Liability, Auto Liability and Workers Compensation.

30 days notice of cancellation applies per policy terms and conditions

SECTION 20

MINING OPERATIONS

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SECTION 20

MINING OPERATIONS

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SECTION 20

MINING OPERATIONS

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MINING OPERATIONS

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SECTION 20

MINING OPERATIONS

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SECTION 20

MINING OPERATIONS

LIST OF REVISIONS DURING PERMIT TERM

REV.		DATE
NUMBER	REVISION DESCRIPTION	APPROVED

SECTION 20 MINING OPERATIONS

20.1 Mining Areas and Methods

Surface coal mining methods adapted for multiple coal seam mining will be used for the Pinabete mine plan. Dragline stripping is the primary overburden removal method used in the Pinabete Mine Plan permit area (permit area). Secondary waste removal methods include truck/loader and dozer stripping operations. The typical sequence for multiple seam mining is:

1. Vegetation and topdressing removal (where these materials exist)
2. Overburden drilling and blasting
3. Overburden stripping
4. Coal drilling and blasting
5. Coal removal
6. Interburden drilling and blasting
7. Interburden removal
8. Coal drilling and blasting
9. Coal removal

Steps 6 through 9 are repeated for each economically recoverable coal seam.

20.1.1 Vegetation and Topdressing Removal

Past soil investigations have determined that a negligible topsoil resource exists within the permit area. As such, the material that is suitable for plant growth is considered a topsoil substitute. Materials to be used as topsoil substitute are denoted based upon their *in-situ* location in the soil profile. The material found in the top 60 inches of the soil profile is called “topdressing”, while the material found deeper than 60 inches within the soil profile is called “regolith”.

Navajo Transitional Energy Company (NTEC) will salvage all suitable topdressing for use as topsoil substitute. Topdressing will be salvaged from all areas to be affected by surface operations or construction of major structures. However, certain soils cannot be removed without jeopardizing the safety of the operators and equipment or diminishing the quality of the topdressing salvaged. Because of these limitations, topdressing is not salvaged where:

1. Slopes are greater than 3 horizontal to 1 vertical (3h:1v or >33 %)
2. Suitable surface deposits are less than 6 inches (this soil is too shallow to allow removal without considerable contamination from underlying unsuitable material)
3. Areas are less than 1 acre in size (pockets)
4. Areas where rock rims and/or rock outcrops exist

The maximum allowable limit of topdressing removal in advance of the active mining area is 1,800 feet beyond the current extent of mining (e.g., highwall crest). Topdressing is removed far enough ahead of highwall drilling and blasting to prevent contamination from blasting flyrock, and to accommodate mining support infrastructure such as roads and powerlines. In the event that a greater area is needed for topdressing removal, the Office of Surface Mining Reclamation and Enforcement (OSMRE) will be notified prior to topdressing removal, and the appropriate adjustments to the reclamation bond will be made. The extent of topdressing removal will fully consider and comply with the applicable hydrology performance standards.

The allowable extent of topdressing salvage ahead of active mining (1,800 feet) will allow operational flexibility to utilize opportunistic direct live haul of topdressing, which may result in increased reclamation success. In addition, the permitted extent offers greater flexibility in production operations.

NTEC uses a dedicated fleet to perform all coal haulage, topdressing removal, overburden prestripping, spoil mitigation, interburden removal, regrading, and topdressing replacement activities. Under current manning levels and equipment configurations, NTEC is set up to haul about 6.0 million tons of coal and about 6.0 million cubic yards of other materials annually.

Suitable regolith may be salvaged for use in reclamation as either topsoil substitute or root-zone material, or it may be spoiled if deemed necessary by the operator. Regolith in each resource area (Area 4 North and Area 4 South) will be salvaged or spoiled depending on the need for topsoil substitute or root-zone material in that specific resource area. Where it is practicable to do so, regolith that has been found suitable for use as topsoil substitute will be removed for use as such.

If stockpiling of topdressing and regolith is necessary, the topdressing and regolith will be segregated and stockpiled in separate piles. Stockpiles are discussed in Section 22 (Support Facilities).

Supplemental information regarding topdressing salvage and redistribution operations is presented in Section 36 (Post-Reclamation Soil).

20.1.2 Overburden Drilling and Blasting

After the suitable topdressing material has been removed, rotary drills are used to drill overburden blast holes. Blast-hole diameter ranges from 5 to 10-5/8 inches. NTEC may use two methods of overburden drilling and blasting, cast blasting and stand-up or buffer blasting, within the Pinabete Permit area. Prior to blasting if areas of unconsolidated overburden exist, this loose overburden is pushed off the highwall and into the open pit by dozers in advance of drilling operations.

Cast blasting is used to move some of the in-place overburden off of the top of the uppermost coal seam. This improves the efficiency of the stripping operation and improves the economics of recovering deeper coals. In areas of cast blasts, or cast blocks, blast holes are typically drilled on an angle (5 to 30 degrees from vertical). Blast holes that have been drilled to the top of coal seam are backfilled with drill hole stemming to prevent coal chilling and to minimize coal loss from blasting.

When the appropriate conditions exist, a pre-split line will be drilled and shot as part of the overburden blasting process. This involves a single row of closely spaced blast holes that are drilled on a similar angle to the holes in the cast block. This row of holes is located and drilled to intersect the top of the uppermost coal seam at the predefined 'coal line' which defines the width of the strip being mined. These holes are very lightly loaded and shot in a manner that creates a line of breakage which defines the face and extent of the next highwall. The dragline is then able to strip back to this pre-split line and create a uniform width highwall.

In areas of shallower overburden, stand-up blasting is used to loosen the overburden for stripping. In this method blast holes are drilled to the top of the uppermost mineable coal seam. The holes are then backfilled with drill cuttings. This backfill serves the same purpose as 'standoff' drilling, namely to reduce coal chilling and related coal loss due to blasting. This blasting practice would be the most common one used in Area 4 North and Area 4 South given the absence of overburdens thick enough for cast blasting.

Once the rotary drill has completed drilling a block of blast holes, the holes are loaded with bulk explosives (typically ammonium nitrate and fuel oil [ANFO], an emulsion and ANFO blend, or bagged slurry product). The explosive column is detonated by a ½-pound to 3-pound primer initiated with either a nonelectric detonating cord, nonelectric blasting caps, or electronic/electric blasting caps. To ensure proper blast sequencing and minimize adverse effects, the shots are typically controlled using in-hole delays and/or surface delays.

20.1.3 Overburden Stripping Methods

Overburden and interburden materials (commonly referred to "spoil" after removal by stripping operations) are removed primarily with walking draglines. The coal seams in the permit area are exposed in parallel cuts commonly referred to as "strips". A "pit" is a mining area comprised of a generally contiguous sequence of strips. Strips will vary in width as a function of the size and capability of the dragline operating in a given pit. Pit depths (measured from the topographic crest to the toe of the highwall) will vary from 5 to 250 feet, dependent on the stratigraphic location of recoverable coal seams and other operating constraints. Pit lengths will vary from several hundred to 20,000 feet, dependent on pit geometry and planned mining sequence.

In most cases, a minimum pit width of 100 feet is required to facilitate safe operation of the mobile mining equipment. Overburden and interburden is primarily removed using the dragline in a series of blocks, the length of which depends on the particular pit geometry. However, NTEC may use cast blasting methods to remove overburden. A discussion on overburden cast blasting is provided in Section 20.1.2. The typical strip layout (Figure 20.1-1) demonstrates how spoil material is spoiled into the previously mined-out strip.

Two methods of dragline stripping are typically employed by NTEC. The first is conventional side casting, which is generally used on the upper seams. The second is conventional spoil-side stripping, which is used on the lower seams. Geologic conditions, such as depth of coal and the number of coal seams, along with the size of the dragline and its basic configurations determine the methods of stripping employed in any given pit.

In addition to primary dragline stripping, dozers and trucks are utilized in overburden and interburden removal operations as required. Dozer and truck stripping is utilized to buffer inventory lows and to remove overburden in isolated areas where dragline stripping is not practical (e.g., mesas, pits with very short lengths, constrained spaces, etc.). Trucks and dozers are also utilized within dragline pits on thin burdens where dragline operations are not effective.

The progression of uncovered coal is in linear strips as shown on Exhibit 20.1-1. Information regarding the areas mined by years, compiled from Exhibit 20.1-1 is presented in Table 20.1-1. This table summarizes pit locations, mining sequences, start and end dates of mining, and approximate number of acres disturbed.

20.1.4 Coal Removal

20.1.4.1 Coal Drilling and Blasting

After the coal is exposed by stripping operations, the top of the coal is cleaned using small front-end loaders. The diluted coal is piled on the spoil side of the pit and left behind. The coal seam is then drilled in preparation for blasting. Thin coal seams are typically ripped with dozers, rather than blasted. The holes are typically loaded with ANFO, with an emulsion/ANFO blend, or bagged slurry product. The explosive column is detonated by a ½-pound to 3-pound primer initiated with either a nonelectric detonating cord, nonelectric blasting caps, or electronic/electric blasting caps. Surface or in-hole delays are used to ensure proper blast sequencing.

20.1.4.2 Coal Removal

After coal is exposed by the stripping operations, it is either drilled and blasted for truck and loader operations or left un-shot for the surface miner machine and trucks. The surface miner uses a cutter drum located in center of the machine to cut coal and mines coal in lifts at various thickness. The coal is loaded into trucks

via an attached tail conveyor. Once a truck is loaded, the coal is hauled to a stockpile. Additionally, the surface miner can mine parting layers in a coal seam separately.

If the coal is blasted or ripped it is removed (mined) using large front-end loaders, which load large-capacity haul trucks. The entire thickness of the coal seam is mined in one pass except where an included parting or coal quality makes a distinct division in the coal seam. In this case, the top part of the seam is mined by the front-end loader, the parting is ripped by dozers and pushed into the adjoining spoil area, and the rest of the seam is mined with the front-end loaders.

Although operations are engineered and planned to recover the maximum amount of coal, a small percent of coal is lost as wedges and ribs, and at the top and bottom of coal seams. There are a number of operational and safety-related conditions that necessitate limited coal losses. In general, two types of wedge losses occur: a wedge left on upper seams in multiple-seam pits as a safety berm, and a wedge left on spoil-encroached seams as a spoil barrier.

Upper seams are mined from benches where the bottom of the coal elevation is higher than the toe of the spoil. When these conditions are encountered, a wedge of coal is typically left as a safety berm intended to prevent equipment from accidentally going over the highwall. Once the coal seam has been mined out, front-end loaders are used to recover as much of the wedge as safe operating practices allow.

When a seam is spoil-encroached, the coal wedge acts as a spoil barrier, contributing to spoil stability and reducing the occurrence of loose material rolling into the active mining face. Both spoil slides and loose material rolling into the pit are potentially serious safety hazards. Once the seam has been mined out, front-end loaders are used to recover as much of the spoil-side wedges as safe operating practices allow.

A small percentage of coal may be lost on the top and bottom of the coal seam and as coal ribs due to the geologic condition of the coal and due to the equipment utilized in the stripping and mining sequences.

In most cases, the coal is loaded into large-capacity haul trucks that travel up the pit ramps to the primary haulroads for delivery to field stockpiles. In extraordinary circumstances coal may be hauled directly to the coal processing plant located adjacent to the power plant.

Front-end loaders are used at the field stockpiles to load the coal into rail cars for dumping at the processing plant. Normally, one locomotive pulls sixteen to twenty-one cars from the stockpiles to the processing plant.

Navajo Mine has a contract with the owners of the Four Corners Power Plant to provide coal for the power plant through the year 2031. The tonnage per year delivered to the power plant is subject to change depending

on demand for power, the availability of the mining equipment, and possible additional sales generated through future contracts. The tonnage anticipated to be mined from the permit area during the first permit term is discussed in Section 20.3.

20.1.5 Steep Slope Mining

This section is not applicable.

20.1.6 Auger Mining

This section is not applicable.

20.1.7 Surface Mining Near Underground Mines

This section is not applicable.

20.2 Major Equipment to Be Used

The major mining equipment used in production operations within the permit area is listed in [Table 20.2-1](#). The types and number of equipment are subject to change during the permit term due to fluctuations in production levels, equipment outages, and equipment replacement schedules.

20.3 Coal Production

Navajo Mine has a contract with the Four Corners Power Plant to provide coal for the power plant through July 2031. The anticipated tonnage to be mined from the mining areas (Areas 4 North and Area 4 South) for each calendar year of the initial permit term and each five-year period beyond the initial permit term is presented in Table 20.3-1.

Annual total tonnage may be subject to change depending on the demand for coal and availability of mining equipment. Exhibit 20.1-1 shows the areas anticipated to be mined during the permit period.

20.4 Special Materials-Handling and Disposal Procedures

20.4.1 Acid-Forming and Toxic-Forming Materials and Combustibles Handling Plan

During mining operations in the permit area, NTEC may encounter strata that contain limited quantities of potentially acid- and toxic- forming materials (PATFM). Based on the geologic description and the overburden characterization in Section 17 (Geologic Information), the quantity of PATFM will be minimal and thus does not require special handling and disposal procedures. Section 17 presents data for the physical and chemical properties of overburden within the permit area and discusses the PATFM strata that will be encountered during mining operations.

As discussed in Section 20.5, NTEC will not generate or dispose of coal mine or coal processing wastes in the permit area. NTEC may place small quantities of coal and coal materials that do not meet quality standards (e.g., low BTU) in mined-out areas. These small quantities of coal may come from the coal transfer and storage facilities, coal stockpiles, or other incidental areas of the mine. This coal material represents a low combustion risk, but in the event the material does combust, NTEC will follow the procedures discussed in the combustibles and coal mine waste fire control plan presented in Section 20.9. Section 34 (Post-Reclamation Topography) describes the procedures that may be used for burying or covering PATFM and combustibles not suitable for supporting plant growth encountered during reclamation operations.

20.5 Coal Mine Waste Disposal

Mining operations will not generate coal mine waste. NTEC operates coal sizing, coal conveyor, and coal handling and blending facilities however, those facilities are not located within the permit area.

NTEC will not generate coal processing waste, as defined by 30 CFR 701.5; however, small quantities of coal materials are routinely cleaned up around the mine operations and placed in mined-out areas. Small quantities of coal not meeting contract specifications may also be placed in mined-out areas in a manner that protects environmental resources. The volume of coal material generated during routine cleanup is expected to be small. Therefore NTEC does not have a designated disposal location. Rather, these materials will be hauled to a mined-out area and free-dumped along the bottom of the pit or in an alternate location where the materials will not adversely affect reclamation operations. The small volumes of coal waste material will be buried; therefore the surface drainage or final surface configuration will not be impacted. NTEC does not plan to dispose of coal mine waste in banks, refuse piles, waste dams, impoundments, or underground workings. NTEC does not plan to accept coal mine waste from outside the permit area. Refer to Section 17 (Geologic Information) for physical and chemical information on the coal seams that will be mined.

20.6 Non-Coal Mine Waste Disposal

In compliance with Navajo Nation Environmental Protection Agency (NNEPA), Navajo Nation Solid Waste Regulations Part II §202, all non-coal mine waste, including “solid waste”, as defined in Navajo Nation Solid Waste Regulations Part I §105 LL, and materials classified as hazardous waste are removed from the mine site for disposal. Nonhazardous, non-coal solid waste/trash and refuse (e.g., paper, cardboard, office trash, tires, lumber, concrete, etc.) are accumulated, managed, and disposed of or recycled in accordance with applicable U.S. Environmental Protection Agency (USEPA), NNEPA, and New Mexico Department of Transportation regulations. Solid waste generated by NTEC is stored in dumpsters located at various designated areas around the mine site and transported by a third-party contractor to the San Juan County Regional Landfill or other permitted solid waste landfill on a regular schedule. Appendix 20.A contains a copy of the Certificate of Registration for San Juan County’s Regional (Crouch Mesa) Sanitary Landfill,

demonstrating it is a permitted facility in compliance with Section 103 of the New Mexico Environmental Improvement Board, Solid Waste Management Regulations.

Special wastes, such as used sorbents and oily rags, are accumulated, managed, and disposed of in accordance with applicable USEPA, NNEPA, and Department of Transportation regulations. These special wastes are transported by a third-party contractor to the San Juan County Regional Landfill for appropriate handling and disposal. An example of NTEC's special waste profile is provided in Appendix 20.B. Special waste profiles and manifests, along with sampling and analysis records, are maintained by the NTEC Environmental Quality Department and are available for review at the request of the regulatory authority.

Hazardous materials are accumulated, managed, and disposed in accordance with applicable USEPA, NNEPA, and Department of Transportation regulations. NTEC will obtain and maintain an USEPA Identification (ID) number and submit the required forms to USEPA as required under Resource Conservation and Recovery Act (RCRA) regulations to obtain and maintain a RCRA ID number. The RCRA ID number will be used on all transport manifests and any other hazardous waste management documents required by Subtitle C of RCRA. Hazardous waste manifests along with sampling and analysis records are maintained by the NTEC Environmental Services Department and are available for review at the request of the regulatory authority.

NTEC manages its petroleum contaminated soils through a third-party contractor that characterizes and transports the material to a permitted landfarm facility for treatment.

20.7 Protection From Slides

This section is not applicable.

20.8 Blasting Operations

20.8.1 Blasting Plan

20.8.1.1 Blasting Operations

NTEC complies with the following laws governing the use of explosives where applicable:

- 26 CFR Part 181 "Commerce in Explosives"
- 30 CFR Part 77 "Mine Safety and Health Regulations"
- 30 CFR Part 816 "Permanent Program Performance Standards - Surface Mining Activities"

All blasting is conducted under the supervision of OSMRE-certified blasters. The blaster and one other person present at the firing of a blast and all personnel responsible for blasting operations will be familiar with the blasting plan and site-specific performance standards.

NTEC will prepare and submit a blasting design before blasting within 1,000 feet of any dwelling, public building, school, church, or community or institutional building outside the permit area or within 500 feet of an active or inactive underground mine. The design contains drill patterns, delay periods, tie-in description, amount and type of explosives used, and pertinent data describing the scaled distance considerations used to minimize the risk of damage to structure(s) closest to the blast. These blasting plans will be submitted to the regulatory authority at least 45 days prior to the blast occurring. Changes to these plans will be made if required by the regulatory authority.

The location and design of the explosives handling and storage areas are discussed in Section 22 (Support Facilities).

20.8.1.2 Blasting Signs, Warnings, and Blast Area Access Control

Signs posted conspicuously at all public road entrances contain the following warning: "WARNING! EXPLOSIVES IN USE". The signs list the audible blast warning signals and the physical methods used to control blast area access. These signs also indicate that "Loaded Holes Are Barricaded and Marked with Warning: DANGER- EXPLOSIVES-KEEP OUT".

The audible warnings described on the blast warning signs will be audible within a range of one-half mile from the point of the blast.

Access to the general area where blasting is planned or where holes are being loaded in advance of a blast is controlled by signs posted stating the blasting activities. These are typically temporary signs reading "DANGER EXPLOSIVES - LOADED HOLES - NO UNAUTHORIZED ENTRY - CALL BLAST FOREMAN BEFORE ENTERING" or a similar message to warn the party reading the sign.

Access to the area of potential impacts (primarily from flyrock) surrounding a blast is controlled by manned roadblocks that deny access by unauthorized personnel. Access is denied at least five minutes prior to the actual blast and not allowed until the area is cleared after the blast.

20.8.2 Preblasting Survey

NTEC notifies in writing all known residents located within one-half mile of the permit area on how to request a preblast survey. All preblast surveys requested more than 10 days before the planned blasting activities are to be completed prior to the commencement of blasting activities. A list of all known residences within one-half mile of the permit area is included in Appendix 20.C. A map showing the blast areas to be described in the public blast notice and the location of all known residences can be found on Exhibit 20.8-1.

20.8.3 Blasting Schedule

The public blast notice will include the following: 1) name, address, and telephone number of NTEC; 2) identification of the specific areas where blasting may take place; 3) dates and time periods when blasts are to take place; 4) methods used to control access to the blasting areas; and 5) type and patterns of audible warning and all-clear signals to be used before and after blasting. After publication of the public blast notice, the PAP will be updated to include the notice and distribution list in Appendix 20.D.

All blasting shall conform to the blasting schedule as described in the public blast notice (Appendix 20.D) except for emergency situations. Emergency situations warranting blasting outside the specified periods include any situation that constitutes a safety hazard to employees, a safety hazard to the public, and/or has the potential to damage equipment, property, or otherwise.

The public blast notice is to be published at least 10 days, but not more than 30 days, before blasting, and at regular intervals that will not exceed 12 months. NTEC will also re-publish the public blast notice when the information (e.g., area or schedule), changes significantly from the previous published public blast notice. Copies of the public blast notice will be distributed to local governments, public utilities, and each residence within one-half mile of the blasting area via certified mail. A copy of the public blast notice is shown in Appendix 20.D. Proof of publication of the public blasting notice and certified mail receipts will be kept on the mine site at all times and may be reviewed by the regulatory authority upon request.

20.8.4 Blasting Monitoring System

20.8.4.1 Control of Adverse Effects

Blasting is conducted so that air blast does not exceed the limits prescribed in 30 CFR 816.67(b)(1)(i) at any dwelling, public building, school, church, or community or institutional building outside the permit area. NTEC monitors air blast to ensure compliance with the standards at least once every 12 months. All blasts that are monitored for ground vibration are also monitored for air blast. The criteria followed to establish when a type of blast is monitored include:

- All blasts that exceed the scale distance requirement

All blasts are designed to prevent the likelihood that flyrock will travel beyond the blast area, more than one-half the distance to the nearest occupied building or dwelling, or outside the permit area.

Blasting is conducted so that the maximum ground vibration does not exceed the limits prescribed in 30 CFR 816.67(d)(2)(i) at the location of any dwelling, public building, school, church, or community or institutional building outside the permit area. To ensure that the maximum peak particle velocity for ground vibration is not exceeded, the scale-distance equation as described in 30 CFR 816.67(d)(3) is utilized.

Seismic monitoring will not be required when blasting is performed in accordance with the scale-distance equation. When application of the scale-distance equation shows that the allowable peak particle velocity may be exceeded, seismic monitoring will be conducted using a seismograph. The data will be included in the blast report for this particular shot.

20.8.5 Blasting Records

All blasting data are recorded on blast reports that are retained at the mine offices for three years. Blasting records will contain the information required by 30 CFR 816.68. All distance information will be reported in U.S. Survey feet based on the Navajo Mine Coordinate System.

20.8.6 Blasting Near Protected Structures and Underground Mines

It is not anticipated that structures other than those mentioned above will be encountered. In the event that other structures are encountered, such as powerlines, pipelines, water towers, tunnels, dams, impoundments, underground mines, or other utilities, a maximum peak particle velocity limit will be developed to use in the vicinity of the structure. After obtaining regulatory authority approval, one of the above-mentioned methods will be used to show that the maximum allowable peak particle velocity limit is not exceeded at the location of the structure.

The maximum air blast and ground vibration limits will not apply at structures owned by NTEC and not leased to another person.

20.9 Combustibles and Coal Mine Waste Fire Control Plans

The mining operations do not generate any coal mine waste; therefore, no coal refuse piles have been constructed. Future plans do not require the construction of refuse piles, therefore, a MSHA coal mine waste fire control plan is not required, per 30 CFR 77.214 through 77.215(4).

Fires caused by the inclusion of stringer coal or carbonaceous shale in the dragline spoil occasionally occur in the spoil rows and previously mined areas of the pits. Spoil fires are controlled or extinguished by covering the burning spoil with non-coal spoil material to smother the fire. Coal spoil fires that cannot be covered will be manipulated with a dozer to expose the coal spoil material, allowing it to burn itself out.

If a coal stockpile fire occurs, the burning coal is removed from the pile and spread out on the ground away from the pile. The fire is smothered by back dragging the material with mine equipment or is left spread out to burn itself out.

Extinguishing operations will be initiated immediately after a coal spoil/stockpile fire is reported. Coal fires are carefully evaluated and deemed safe before equipment and personnel are allowed to enter the area for

extinguishing operations. Only experienced personnel conduct extinguishing operations. Coal fires are monitored until all evidence indicates that the fire has burned itself out or is extinguished.

To ensure safe working conditions, all work areas are inspected at least once during each work shift by the supervisor in charge of the work area. An inspection log is maintained, with follow-up actions for any unsafe conditions that are identified. This shift inspection is required by MSHA. Any potential fire hazard(s) and, if appropriate, the corrective action(s) taken are identified and reported during this inspection by the on-shift supervisor.

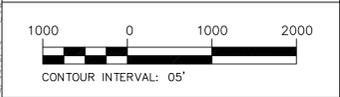
20.10 Certification of Designs and Exhibits

All certified exhibits for this section of the PAP are available for review upon request at the mine office or OSMRE, Western Region, technical office in Denver, Colorado. Certified as-built drawings will be kept on file at the mine site and made available upon request.



LEGEND

- PAVED ROAD
- DIRT ROAD
- HAUL ROAD
- TRAIL
- BUILDING
- FENCE
- IRRIGATION LINE
- CULVERT
- DAM
- DRAINAGE
- RAILROAD
- TREES
- POWERLINE
- SPOT ELEVATION
- INTERMEDIATE CONTOUR
- HORIZ. & VERT. CONTROL
- LEASE CORNER
- PERMIT/LEASE BOUNDARY
- STREAM BUFFER ZONE



"NOTE"
 ADDITIONAL MINE STRUCTURES, INCLUDING ROADS, RAILROADS, PONDS, IMPEDIMENTS AND CULVERTS, ALTHOUGH PRESENT ON THIS EXHIBIT AS PART OF THE AERIAL BASE MAPPING, ARE NOT INTENDED TO BE CURRENT OR ACCURATE IN THIS EXHIBIT. PLEASE REFER TO THE APPROPRIATE P.A.P. TEXT SECTION FOR A MINE STRUCTURE EXHIBIT.

YEAR 1 COMMENCES JANUARY 1, 2026

Strip 28	CY 2026
Strip 29	CY 2027
Strip 30	CY 2027
Strip 31	CY 2028
Strip 32	CY 2028
Strip 33	CY 2029
Strip 34	CY 2029
Strip 35	CY 2030
Strip 36	CY 2030
Strip 37	CY 2031
Strip 38	CY 2031
Strip 39	CY 2031
Strip 40	CY 2031
Strip 41	CY 2031
Strip 42	CY 2031

REV. NO.	DATE	DRAWN BY	REVISION DESCRIPTION	ENGR.	EQ.	PC.	APPROVALS
01-A	MAR-2026	RY	UPDATED FOR PERMIT RENEWAL	SS	TA	RY	
0200P	MAR-2022	RY	UPDATED DISTURBANCE SCHEDULE TO ALIGN WITH MINE PLAN	SS	TA	RY	
18-B	APR-2018	CB	UPDATED DISTURBANCE SCHEDULE TO ALIGN WITH MINE PLAN	CB	WJ	JAN	
18-A	FEB-2018	CB	UPDATED DISTURBANCE SCHEDULE TO ALIGN WITH MINE PLAN	CB	WJ	JAN	
11-A	JAN-2014	RY	UPDATED TITLE BLOCK	RCV	MO	RCV	
10-A	FEB-2012	RY	SUBMITTED FOR PINABETE POINT	RCV	MO	RCV	

Certification Statement
 I, Ramsey Yazzie, hereby certify that this drawing was reviewed by me and that the information shown is complete and accurate to the best of my knowledge.



EXHIBIT 20.1-1

Navajo Transitional Energy Company
 Navajo Mine

Table 20.1-1 Acres Disturbed by Year

Permit Term	Year	Acres disturbed
C	2026	75.1
	2027	102.3
	2028	102.8
	2029	173.9
	2030	174.4
D	2031	70.7
Total		699.2

Table 20.3-1 Anticipated Coal Production (Tons Mined) by Year

Permit Term	Year	Tons mined
C	2026	3,109,481
	2027	2,959,369
	2028	3,179,728
	2029	4,735,463
	2030	4,693,197
D	2031	1,156,047
Total		19,833,285