

SECTION 1

PERMITTING HISTORY

TABLE OF CONTENTS

SECTION	SECTION TITLE	PAGE NUMBER
SECTION 1	PERMITTING HISTORY	1
1.1	Application Submittal Forms.....	1
1.2	Newspaper Advertisements and Proofs of Publication.....	1

SECTION 1

PERMITTING HISTORY

LIST OF FIGURES

FIGURE NUMBER	FIGURE TITLE
1.1-1	No Name SMCRA Permit Application Package Structure

SECTION 1

PERMITTING HISTORY

LIST OF APPENDICES

APPENDIX

NUMBER APPENDIX TITLE

- | | |
|-----|--|
| 1.A | No Name Initial Permit Application Package Submittal Form |
| 1.B | Initial Permit Term Newspaper Advertisement and Proof of Publication |

SECTION 1

PERMITTING HISTORY

LIST OF REVISIONS DURING PERMIT TERM

REV.		DATE
NUMBER	REVISION DESCRIPTION	APPROVED

SECTION 1 PERMITTING HISTORY

Navajo Transitional Energy Company (NTEC) is submitting to the Office of Surface Mining Reclamation and Enforcement (OSM) this permit application package (PAP) to conduct surface coal mining and reclamation activities. The PAP shall be used by OSM for the review, approval, and regulation of a proposed surface coal mine, the No Name Permit Application Package (NNP). The proposed surface coal mine is located adjacent to the southern boundary of the current Navajo Mine (OSM Permit No. NM-0042B) in San Juan County, New Mexico.

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 OSM and groups the sections by functional topics rather than regulations. Figure 1.1-1 presents the structure of the NNP.

The PAP provides information about the mining and reclamation operations at NNP 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 OSM a revision application. Upon approval, the revision application will be incorporated into the (NNP). Approved revisions during the permit term are found in the beginning of each affected section.

The NNP operation will use a common industrial facility with NTEC's Navajo Mine in Area 3. This structure is covered by Navajo Mine's bond (OSM Permit No. NM-0003I). NTEC is single permittee for both operations; therefore, an agreement between permittees is not required. The bond calculations for the NNP are provided in Section 50 Bonding.

1.1 Application Submittal Forms

The initial 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.

Appendix 1.A

Permit Application Package Submittal Form

Application Submittal Form

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

Document ID:
Date Received:

Application for: ☒ New Permit ☐ Permit Revision ☐ Permit Renewal ☐ Permit Transfer

Permit ID: NM-0043A Application No.: Pending

Submittal Date: 9/30/2025

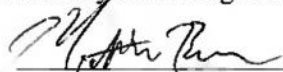
Operation: Navajo Mine – No Name Permit
Applicant: Navajo Transitional Energy Company
Contact Person: Matthew Brown, General Manager
Mailing Address: P.O. Box 3767
Farmington, NM 87499
Telephone Number: (505) 598-4200

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
Requested permit renewal term: 5 Years
Certificate of Liability: Included in the permit application.
Proof of Reclamation Performance Bond: Pending Bond Approval Amount

I, Matthew Brown, a responsible official of NTEC, do hereby depose and attest that I am authorized to make this verification on behalf of the Applicant, that I am responsible for ensuring the accuracy of this application submittal, and that the information contained in this application is true and correct to the best of my knowledge and belief.

Signature:



Date:

4-1-26

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

1st

day of April

, 2026.

My commission expires

2/19/2029

Dollene Russell

, NOTARY PUBLIC



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

Appendix 1.B

Affidavit of Publication

AFFIDAVIT OF PUBLICATION

L25-1450

I, Vernon Yazzie, Advertising Manager, of the Navajo Times, a legal newspaper published weekly at Window Rock, Navajo Nation, Arizona, do hereby swear that a public notice:

PUBLIC NOTICE

Navajo Transitional Energy Company (NETC) Navajo Mine is submitting a permit application to conduct surface coal mining and reclamation operations pursuant to the requirements of the Surface Mining Control and Reclamation Act of 1977 for the No Name Permit Area.

was published in said Navajo Times on the following date(s):

November 13, 20, & 26, 2025 & December 04, 2025

and that said notice is attached to this Affidavit and is a true and exact copy of said notice as published.

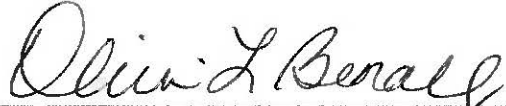

Vernon Yazzie
Advertising Manager

STATE OF ARIZONA :}

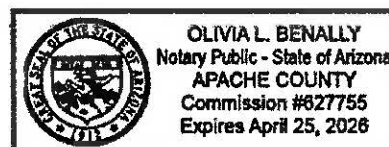
COUNTY OF APACHE :}

SUBSCRIBED AND SWORN TO before me this

4th day of December, 2025.


Olivia L. Benally, Notary Public

Expires: April 25, 2026



Public Notice

Navajo Transitional Energy Company (NTEC) Navajo Mine is submitting a permit application to conduct surface coal mining and reclamation operations pursuant to the requirements of the Surface Mining Control and Reclamation Act of 1977 for the No Name Permit Area.

NTEC proposes to develop approximately 11,526 acres within NTEC's existing Navajo Mine Lease 14-20-603-2505 with the Bureau of Indian Affairs. The new permit area will encompass the remaining acres in the mine lease:

The company proposes to relocate 9.6 miles of the Burnham Road (BIA Road 3005; Navajo Road N-5082) to the eastern portion of the NTEC Mine Lease due to the close proximity of the road to current mining operations and to improve safety and access for local residents and others using the road.

This notice is hereby given that:

The name and business address of the operator/permittee is:

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

The mine permit area is located approximately 6 miles southwest of Fruitland, New Mexico (USGS 7.5 minute quad maps: The Hogback North, The Hogback South, Esuriland, Newcomb NE, and The Piles NW). The No Name Permit area is located within the following lands of San Juan County, New Mexico which are described relative to the New Mexico Principal Meridian:

This tract is located within T26N R16W Sections 22, 23, 24, 25, 26, 34, 35, 36; T25N R16W Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24. A reference marker, the South Quarter Corner of Section 24.



Beginning at a L170; thence N 00°23'36" E a distance of 2632.53' to a L168; thence N 00°19'51" E a distance of 5260.85' to a L166; thence N 00°22'05" E a distance of 2646.89' to a L164; thence N 89°48'09" W a distance of 1317.22' to a L162; thence N 00°07'27" E a distance of 1322.11' to a L160; thence N 89°35'33" W a distance of 1322.20' to a L158; thence N 00°10'13" E a distance of 1318.08' to a L156; thence N 00°25'39" E a distance of 2637.87' to a L154; thence S 89°37'39" E a distance of 3964.11' to a L152; thence N 00°23'12" E a distance of 10652.14' to a L146; thence N 89°26'08" W a distance of 1321.78' to a L144; thence N 00°30'37" E a distance of 1320.75' to a L142; thence N 89°43'11" W a distance of 1322.23' to a L140; thence N 89°04'48" W a distance of 4828.31' to a : thence N 29°12'32" W a distance of 3284.91' to a : thence N 10°31'01" W a distance of 836.09' to a : thence S 82°35'21" W a distance of 1896.48' to a P8; thence S 57°10'29" W a distance of 2201.74' to a P9; thence S 38°16'44" W a distance of 1795.97' to a P10; thence S 14°43'53" W a distance of 2201.47' to a P11; thence S 20°31'35" E a distance of 7617.63' to a P12; thence N 89°27'34" W a distance of 1603.97' to a P13; thence N 47°29'32" W a distance of 2106.66' to a P14; thence S 89°32'52" W a distance of 2158.17' to a P15; thence S 22°14'19" W a distance of 2049.85' to a P16; thence S 08°39'26" E a distance of 2890.78' to a P17; thence S 81°07'55" W a distance of 3937.80' to a P18; thence S 18°22'54" W a distance of 3182.83' to a P19; thence N 82°34'30" E a distance of 1958.79' to a P20; thence S 20°27'10" E a distance of 3004.00' to a P21; thence S 56°34'56" W a distance of 2116.06' to a P22; thence S 39°36'12" E a distance of 2403.97' to a P23; thence S 71°24'18" W a distance of 2033.16' to a P24; thence S 00°19'21" W a distance of 1791.50' to a P25; thence S 89°30'33" E a distance of 1017.23' to a P26; thence S 17°45'13" E a distance of 1186.99' to a P27; thence N 89°34'48" W a distance of 1326.83' to a P28; thence S 00°18'37" W a distance of 670.94' to a P29; thence S 65°39'21" E a distance of 2505.99' to a P30; thence N 45°29'39" E a distance of 1168.27' to a P31; thence S 28°51'39" E a distance of 4787.49' to a P32; thence N 90°00'00" E a distance of 7709.09' to a P33; thence N 45°31'40" E a distance of 2644.85' to a P34; thence S 89°44'32" E a distance of 1150.81' to a L175; thence S 89°30'34" E a distance of 2985.06' to a L170; which is the point of beginning, having an area of 50201.2230.8 Square Feet, 11524.616 Acres

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
(328) 871-6567

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

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

Farmington Public Library
2101 Farmington Ave
Farmington, NM 87401

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

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 Program Support Division
PO Box 25065
Lakewood, CO 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.



Navajo Transitional
Energy Company

BALLANTINE COMMUNICATIONS

AFFIDAVIT OF PUBLICATION

COPY OF ADVERTISEMENT

STATE OF NEW MEXICO

County of San Juan

Odelle Zamora, the undersigned, authorized Representative of the Tri-City Record, on oath states that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Law of 1937, that payment therefore has been made of assessed as court cost; and that the notice, copy of which is hereto attached, was published in said paper in the regular daily edition, for 4 time(s) on the following date(s):

11/14/2025, 11/21/2025, 11/28/2025, 12/5/2025

Sworn and subscribed before me, a notary public in and for the county of La Plata and the State of Colorado, 12-9-25

Notary Public

PRICE:

\$ 2782.95

Statement to come at the end of the month.

ACCOUNT NUMBER: 109716

GAIL LYNN VITARIUS
Notary Public

State of Colorado

Notary ID # 20254005989

My Commission Expires 02-12-2029

PUBLIC NOTICE

Public Notice

Notice is hereby given that the undersigned, authorized Representative of the Tri-City Record, on oath states that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Law of 1937, that payment therefore has been made of assessed as court cost; and that the notice, copy of which is hereto attached, was published in said paper in the regular daily edition, for 4 time(s) on the following date(s):

11/14/2025, 11/21/2025, 11/28/2025, 12/5/2025

Sworn and subscribed before me, a notary public in and for the county of La Plata and the State of Colorado, 12-9-25

Notary Public

PRICE: \$ 2782.95

Statement to come at the end of the month.

ACCOUNT NUMBER: 109716

No Name Permit Application Package

Figure 1.1-1 No Name SMCRA Permit Application Package Structure

- **Part 1- Legal, Financial, Compliance, and Related Information**
 - Sec 1- Permitting History
 - Sec 2- Operation and Permit Description
 - Sec 3- Permittee, Resident Agent, Payer of AML Reclamation Fees
 - Sec 4- Permittee Ownership and Control
 - Sec 5- Compliance Information
 - Sec 6- Land Ownership and Control
 - Sec 7- Liability Insurance
 - Sec 8- Compliance with Air and Water Quality Laws and Regulations
 - Sec 9- Compliance with Health and Safety Standards
- **Part 2- Premining Environmental Resources Information**
 - Sec 10- Land Use
 - Sec 11- Cultural, Historic, and Archeological Resources
 - Sec 12- Climate
 - Sec 13- Topography
 - Sec 14- Soil
 - Sec 15- Vegetation
 - Sec 16- Fish and Wildlife
 - Sec 17- Geologic Information
 - Sec 18- Water Resources
 - Sec 19- Alluvial Valley Floors
- **Part 3- Operations Plan**
 - Sec 20- Mining Operations
 - Sec 21- Waste Disposal Structure and Facilities
 - Sec 22- Support Facilities
 - Sec 23- Roads
- **Part 4- Sediment Control Plan**
 - Sec 25- Sediment Control Plan
 - Sec 26- Drainage Control Plan
- **Part 5- Reclamation Plan**
 - Sec 30- Post-Reclamation Land Use
 - Sec 31- Permanent Waste Disposal Structures and Facilities Reclamation
 - Sec 32- Temporary Structures and Facilities Removal and Reclamation
 - Sec 33- Post-Reclamation Roads, Buildings, Facilities, and Other Structures
 - Sec 34- Post-Reclamation Topography
 - Sec 35- Hydrologic Reclamation Plan
 - Sec 36- Post-Reclamation Soil
 - Sec 37- Post-Reclamation Vegetation
 - Sec 38- Post-Reclamation Surface Stabilization and Sediment Control
 - Sec 39- Fish and Wildlife Enhancement
- **Part 6- Environmental Protection, Probable Hydrologic Consequences, and Monitoring**
 - Sec 40- Environmental Protection
 - Sec 41- Probable Hydrologic Consequences
 - Sec 42- Monitoring, Maintenance, Inspections, and Examinations
- **Part 7- Bonding**
 - Sec 50- Bonding
 - Sec 51- Reclamation Schedule