



**I. Legal, Financial, and Compliance Information (R645-301-1001)**

The Hidden Valley was owned by Consolidation Coal Company (CCC). CCC was the operator of the mine. CCC was sold to Murray Energy and this property and permit will be retained by CONSOL Energy Inc. (CEI). CCC transferred the permit to CONSOL Mining Company LLC (CMC). CMC will be held by CONSOL Mining Holding Company LLC (CMHC) which will be held by CONSOL Energy Inc.(CEI). CCC was previously held by CEI. CMC will be the operator of the mine. Please refer to Appendix I for Ownership and Control.

Permit Applicant (112.210):	CONSOL Mining Company LLC CNX Center 1000 Consol Energy Drive Canonsburg, PA 15317 (724) 485-4000
Resident Agent (112.220):	CT. Corporation System 175 South Main St. Salt Lake City, UT 84111
Person Who Will Pay Abandoned Mine Land Fee (112.230):	CONSOL Mining Company LLC CNX Center 1000 Consol Energy Drive Canonsburg, PA 15317 (724) 485-4000
Mine Operator(112.300):	CONSOL Mining Company LLC CNX Center1000 CONSOL Energy Dr. Cannonsburg, PA 15317 (724) 485-4000
Mine Operation:	Hidden Valley Mine P. O. Box 527 Emery, UT 84522 (435) 286-3516

CONSOL Mining Company LLC is a limited liability company formed under the laws of the State of Delaware.

A list of the officers and directors of CONSOL is contained in Appendix I (112.300).

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**Current or Previous Coal Mining Permits (112.400 and .410):**

Appendix III contains a detailed listing of current, previous and pending coal mining related permits in the United States held, or applied for, by CONSOL.

**Legal or Equitable Owners of Record (112.500 and .600):**

The Legal or Equitable Owners of the Area to be affected by the Surface Operations and Facilities are:

Surface owner is CONSOL Mining Company LLC;

The Holders of Record of Any Leasehold Interest in Areas to be Affected by Surface Operations or Facilities:

None

The following are the Owners of Coal Estate for the Mined Areas:

Ivie Creek Coal Company Shareholders Trust.

Surface and Mineral Ownership contiguous to CONSOL Mining Company LLC:

Refer to Appendix II.

The Holders of Record of Any Leasehold Interest in the Coal to be Mined are:

CONSOL Mining Company LLC- Assignment of Coal Lease recorded Emery County, Book 219, Pages 363-369.

**MSHA Number (112.700):**

No current Mine Safety and Health Administration identification number is assigned for the Hidden Valley Mine (112.700).

**Option - Contiguous Lands (112.800):**

There are no outstanding interests in lands, options or pending bids on interests held or made by the applicant for lands which are contiguous to the area to be covered by the permit

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**Compliance Information (113):**

**Statement of Compliance (113.100 - .200):**

CONSOL, their subsidiaries and affiliates, and persons controlled by or under common control with CONSOL have not had any federal or state mining permits suspended or revoked nor any mining bonds or similar securities deposited in lieu of bond forfeited in the previous five (5) years.

**Violation Notices (113.300):**

Information on all violations received by CONSOL, during the past three (3) years, related to environmental requirements are contained in Appendix IV.

**Right of Entry and Operations Information (114):**

**Right of Entry (114.100):**

Right of entry and operation is based on surface or subsurface ownership by Consol or on lease agreements. Hidden Valley Mine was conveyed to Consolidation Coal Company by Special Warranty Deed and Assignment of Coal Lease executed by Hidden Valley Coal Company on November 14, 1995. The Special Warranty Deed was recorded November 21, 1995, as Entry No. 340818, in Book 219 at Pages 299-303, and the Assignment of Coal Lease was recorded on November 27, 1995, as Entry No. 340847, in Book 219, at Pages 363-369, in the real property records of Emery County, Utah.

**Relationship to Areas Designated Unsuited for Mining (115):**

The permit area does not contain any of the following areas designated as unsuitable for mining:

- National Park System
- National Wildlife Refuge System
- National System of Trails
- National Wilderness Preservation System
- Wild and Scenic Rivers System
- National Recreation Areas
- National Forests
- Public Parks
- Public places included on the National Register of Historic Places.
- Public Buildings, Schools, Churches, Cemeteries, Community or Institutional Buildings.

CONSOL Mining Company LLC does not propose to mine within 300 feet of an occupied building or within 100 feet of a public road.

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**Permit Term (116):**

CONSOL Mining Company LLC shall conduct operations under *ACT/015/007*, Mining and Reclamation Plan.

The permit term is for five (5) years.

**Personal Injury and Property Damage Insurance Information (117):**

Appendix V contains a copy of the insurance certificate, for the Hidden Valley Mine, covering personal injury and property damage.

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**APPENDIX I**

**DIRECTORS, OWNERSHIP & CONTROL**

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# Ownership and Control Report

**Company** CONSOL Energy Inc.

**FEIN:** 51-0337383

**Relationship** Director

NAME	TITLE	ADDRESS CITY STATE ZIP	PHONE NO	OWNERSHIP %	START DATE END DATE
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James E. Altmeyer	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	11/05/2003
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Philip W. Baxter	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/16/2009
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Alvin R. Carpenter	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	06/06/2013
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William E. Davis	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/20/2004
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Raj K. Gupta	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	02/23/2004
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David C. Hardesty, Jr.	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	10/18/2005
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J. Brett Harvey	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/01/1998
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Maureen E. Lally-Green	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	06/06/2013
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John T. Mills	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	03/09/2006
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William P. Powell	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/20/2004
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Joseph T. Williams	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/20/2004
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Company CONSOL Energy Inc.

FEIN: 51-0337383

Relationship Officer

NAME	TITLE	ADDRESS CITY	STATE	ZIP	PHONE NO	OWNERSHIP %	START DATE END DATE
Randall M. Albert	Chief Operating Officer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/10/2010
David K. Alota	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/10/2010
Louis Barletta Jr.	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	09/07/2006
James A. Brock	Chief Operating Officer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/10/2010
Luan Datesh	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	10/07/2011
Nicholas J. Deluitti	President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	02/23/2011
Richard K. Elswick	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	04/28/2010
Katharine A. Fredriksen	Senior Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	01/04/2011
Stephanie L. Gill	Corporate Secretary	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/07/2011
Stephanie L. Gill	Deputy General Counsel	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/07/2011
Stephanie L. Gill	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/07/2011
William D. Gillenwater	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	02/05/2009

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Company CONSOL Energy Inc.

FEIN: 51-0337383

Relationship Officer

NAME	TITLE	ADDRESS CITY	STATE	ZIP	PHONE NO	OWNERSHIP %	START DATE END DATE
James C. Grech	Chief Commercial Office	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	11/15/2012
M. Charles Hardoby	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	02/05/2009
J. Brett Harvey	Chairman of the Board	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	06/28/2010
J. Brett Harvey	Chief Executive Officer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	01/01/1998
Darryl M. Huseinis	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	02/05/2009
Bart J. Hyvia	Chief Operating Officer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	02/02/2007
Stephen W. Johnson	Executive Vice Presiden	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/31/2012
Stephen W. Johnson	Chief Legal and Corpor	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/31/2012
Thomas O. Johnson	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	04/03/2008
David W. Kelly	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	01/16/2009
Stephen Kenney	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	01/01/2013
David M. Khani	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	09/01/2011

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Company CONSOL Energy Inc.

FEIN: 51-0337383

Relationship Officer

NAME	TITLE	ADDRESS CITY STATE ZIP	PHONE NO	OWNERSHIP %	START DATE END DATE
Christopher T. Marsh	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	11/15/2012
James J. McCaffrey	Senior Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	04/03/2008
Samuel McLaughlin	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	11/15/2012
J. Michael Onifer	Senior Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	02/05/2009
Christopher Powell	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	05/04/2010
John M. Reilly	Treasurer	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	11/01/2002
John M. Reilly	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	05/02/2005
Jack K. Richardson	Vice President	10545 Riverside Drive Oakwood VA 24631	(276) 498-8200	zero	05/20/2008
Lorraine L. Ritter	Controller	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	05/02/2005
Lorraine L. Ritter	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	05/02/2005
George F. Rosato	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	08/01/2006
Kurt R. Salvatori	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	09/13/2011

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Company CONSOL Energy Inc.

FEIN: 51-0337383

Relationship Officer

NAME	TITLE	ADDRESS CITY	STATE	ZIP	PHONE NO	OWNERSHIP %	START DATE	END DATE
Charles T. Sheynak	Senior Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/10/2010	
Steven E. Winberg	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	12/01/2007	
Daniel Zajdel	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000	zero	03/23/2009	

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# Ownership and Control Report

**Company** CONSOL Mining Holding Company LLC      **FEIN:** 46-4003532

**Relationship** Officer

NAME	TITLE	ADDRESS CITY	STATE	ZIP	PHONE NO	OWNERSHIP %	START DATE	END DATE
Sieven T. Asprinal	Treasurer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Michael J. Baker	Secretary	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
James A. Brock	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
LujAnn Datesh	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
William D. Gillemwater	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
James C. Grech	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
J. Brett Harvey	Chief Executive Officer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
J. Brett Harvey	Chairman	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Bart J. Hyvira	Chief Operating Officer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Bart J. Hyvira	President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Stephen W. Johnson	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	

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Company CONSOL Mining Holding Company LLC FEIN: 46-4003532

Relationship Officer

NAME	TITLE	ADDRESS CITY	STATE	ZIP	PHONE NO	OWNERSHIP %	START DATE END DATE
David W. Kelly	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013
David M. Khani	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013
Jack K. Richardson	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013
Lorraine L. Ritter	Controller	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013
Lorraine L. Ritter	Assistant Secretary	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013
Charles T. Shayrak	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013

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# Ownership and Control Report

**Company** CONSOL Mining Company LLC

**FEIN:** 46-4011126

**Relationship** Officer

NAME	TITLE	ADDRESS CITY	STATE	ZIP	PHONE NO	OWNERSHIP %	START DATE	END DATE
Steven T. Aspinall	Treasurer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Michael J. Baker	Secretary	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
James A. Brock	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
LuAnn Datesh	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
William D. Gillenwater	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
James C. Grech	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
J. Brett Harvey	Chief Executive Officer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
J. Brett Harvey	Chairman	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Bart J. Hyita	Chief Operating Officer	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Bart J. Hyita	President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Stephen W. Johnson	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	

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Company CONSOL Mining Company LLC

FEIN: 46-4011126

Relationship Officer

NAME	TITLE	ADDRESS CITY	STATE	ZIP	PHONE NO	OWNERSHIP %	START DATE	END DATE
David W. Kelly	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
David M. Khani	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Jack K. Richardson	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Lorraine L. Ritter	Controller	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Lorraine L. Ritter	Assistant Secretary	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	
Charles T. Shayrak	Vice President	1000 CONSOL Energy Drive Canonsburg	PA	15317	(724) 485-4000		10/28/2013	

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**APPENDIX II**

**OWNERSHIP AND LEASHOLD INTERESTS  
FOR SURFACE AND COAL**

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**ATTACHMENT "C"**

**SURFACE AND MINERAL OWNERSHIP**  
**CONTIGUOUS TO CONSOL MINING COMPANY LLC**

<u>Description</u>		<u>Surface</u>	<u>Mineral</u>
T 2 3 S, R 5 E,	SEC 12	U.S.A.	U.S.A.
	SEC 13	U.S.A.	U.S.A.
	SEC 24	U.S.A.	U.S.A.
		subject to interest, if any, of Johnson Cattle Company. Note: Sevier County Shows ownership of Johnson Cattle Company	
T 2 3 S, R 6 E			
	SEC 7, W 1/2 and NE 1/4	U.S.A.	U.S.A.
	SEC 7, SE 1/4	100%.CONSOL Mining Company LLC	100% CONSOL Mining Company LLC
	SEC 8, W 1/2	100% CONSOL Mining Company LLC	100% CONSOL Mining Company LLC
	SEC 8, E 1/2	U.S.A.	U.S.A.
	SEC 18, E 1/2	U.S.A.	U.S.A.
	SEC 19	U.S.A.	U.S.A.
	SEC 20	U.S.A.	U.S.A.

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APPENDIX IV  
HISTORY OF VIOLATIONS

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## Violation History

November 27, 2008 To November 27, 2013

**Entity to whom violation(s) were issued: Consolidation Coal Company**

PERMIT NO: U004684 MSHA NO: 46-01968 MSHA DATE:  
 VIOLATION NO: U004684 (28) DATE VIOL. ISSUED: 12/19/2008 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Operator conducted mining operations outside the permitted area in between the Velone Shaft and the Houghs Hollow access road.

CURRENT STATUS: TERMINATED STATUS DATE: 1/8/2009  
 ABATEMENT ACTIONS 1/8/2009 Required work completed; Violation terminated

PERMIT NO: 1400047 MSHA NO: MSHA DATE:  
 VIOLATION NO: KXH0006465 DATE VIOL. ISSUED: 2/3/2009 ISSUED BY: VA DMLR  
 VIOLATION DESCRIPTION: The Poly pipe that carries mine water from Buch#1 - VP3 failed to function as described in approved application. This resulted in an unauthorized discharge.

CURRENT STATUS: TERMINATED STATUS DATE: 2/18/2009  
 ABATEMENT ACTIONS

PERMIT NO: O-2018-06 MSHA NO: MSHA DATE:  
 VIOLATION NO: O-2018-06 (2) DATE VIOL. ISSUED: 2/18/2009 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to minimize disturbance to hydrologic balance in that discharge in violation of 46-CRS-1-3-2(a) which caused condition not allowable in state water (Boggs Run) below Fill #3.

CURRENT STATUS: TERMINATED STATUS DATE: 2/26/2009  
 ABATEMENT ACTIONS Required work completed; Violation terminated  
 Sedimentation controls were maintained and added to site.

PERMIT NO: U007883 MSHA NO: 46-01433 MSHA DATE: n/a  
 VIOLATION NO: U007883 (42) DATE VIOL. ISSUED: 4/16/2009 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to follow permit conditions in that a pre-subsidence survey, or waiver was not conducted and approved for the Dodd's property.

CURRENT STATUS: TERMINATED STATUS DATE: 4/17/2009  
 ABATEMENT ACTIONS 4/17/2009 Required work completed, violation terminated.

PERMIT NO: U010483 MSHA NO: 46-013318 MSHA DATE: n/a  
 VIOLATION NO: U010483 (75) DATE VIOL. ISSUED: 5/22/2009 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Discharged water from areas disturbed by surface mining that caused a violation of applicable water quality standards. Water in Rob. Run was discolored by fine coal particles.

CURRENT STATUS: TERMINATED STATUS DATE: 5/22/2009  
 ABATEMENT ACTIONS Black water discharge ceased and was replaced by fresh water discharge. Culvert has been cleaned.

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## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

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PERMIT NO:	U010483	MSHA NO:	46-013318	MSHA DATE:	n/a
VIOLATION NO:	U010483 (76)	DATE VIOL. ISSUED:	5/22/2009	ISSUED BY:	WV DEP
VIOLATION DESCRIPTION:	Failed to certify that an approved drainage system was constructed as designed prior to commencement of surface-mining operations. 18A Bleeder Shaft.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	6/3/2009		
ABATEMENT ACTIONS					

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PERMIT NO:	O-2018-06	MSHA NO:		MSHA DATE:	
VIOLATION NO:	O-2018-06 (3)	DATE VIOL. ISSUED:	9/8/2009	ISSUED BY:	WV DEP
VIOLATION DESCRIPTION:	Failed to minimize disturbance to hydrologic balance; discharge from sump at the beginning of the beltline access road from Boggs Run Rd. was in violation of 46-CRS-1-3-2(a) causing bad water.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	9/23/2009		
ABATEMENT ACTIONS	Required work completed; Violation terminated				

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PERMIT NO:	U-2003-06	MSHA NO:		MSHA DATE:	
VIOLATION NO:	U-2003-06 (1)	DATE VIOL. ISSUED:	2/9/2010	ISSUED BY:	WV DEP
VIOLATION DESCRIPTION:	Failed to minimize disturbance to hydrologic balance. Discharge from Pond #1 not originating from the spillway entered Boggs Run causing heavy sediment desposit.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	2/10/2010		
ABATEMENT ACTIONS					

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PERMIT NO:	ACT/015/015	MSHA NO:	42-00079	MSHA DATE:	05/13/75
VIOLATION NO:	10048	DATE VIOL. ISSUED:	3/11/2010	ISSUED BY:	UT DOGM
VIOLATION DESCRIPTION:	Failure to control noncoal waste in a controlled manner in the designated control structure.				
CURRENT STATUS:	TERMINATED	STATUS DATE:			
ABATEMENT ACTIONS					

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PERMIT NO:	O-1001-00	MSHA NO:	46-01436	MSHA DATE:	n/a
VIOLATION NO:	O-1001-00 (7)	DATE VIOL. ISSUED:	6/7/2010	ISSUED BY:	WV DEP
VIOLATION DESCRIPTION:	Failed to minimize disturbance to hydrologic balance in that the discharge from toe pond (Outlet20) spillway entered into Boggs Run causing heavy iron desposits.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	6/7/2010		
ABATEMENT ACTIONS					

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## Violation History

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November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: ACT/015/015 MSHA NO: 42-00079 MSHA DATE: 05/13/75  
 VIOLATION NO: 10055 DATE VIOL. ISSUED: 6/15/2010 ISSUED BY: UT DOGM  
 VIOLATION DESCRIPTION: Failure to maintain Diversion (Culvert A), located at the base of the access road to the refuse pile. Culvert 100% plugged.

CURRENT STATUS: TERMINATED STATUS DATE: 7/15/2010  
 ABATEMENT ACTIONS

PERMIT NO: ACT/015/015 MSHA NO: 42-00079 MSHA DATE: 05/13/75  
 VIOLATION NO: 10056 DATE VIOL. ISSUED: 6/15/2010 ISSUED BY: UT DOGM  
 VIOLATION DESCRIPTION: Failure to maintain Diversion (Culvert) leading into Pond No. 9, 4th East Portal Area. Culvert 100% plugged.

CURRENT STATUS: TERMINATED STATUS DATE: 7/15/2010  
 ABATEMENT ACTIONS

PERMIT NO: ACT/015/015 MSHA NO: 42-00079 MSHA DATE: 05/13/75  
 VIOLATION NO: 10057 DATE VIOL. ISSUED: 6/15/2010 ISSUED BY: UT DOGM  
 VIOLATION DESCRIPTION: Failure to maintain siltation structures associated with the 4th East Portal Area. Sil Fences #1 & #3 on the North and West side of the permit area are sun rotted and wind ripped. Varmint holes on the berm.

CURRENT STATUS: TERMINATED STATUS DATE: 7/15/2010  
 ABATEMENT ACTIONS

PERMIT NO: O-1011-93 MSHA NO: 01968 MSHA DATE:  
 VIOLATION NO: O-1011-93 (1) DATE VIOL. ISSUED: 6/17/2010 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to submit an application for permit renewal at least 120 days in prior to the expiration of the valid permit and failed to obtain approved permit renewal.

CURRENT STATUS: TERMINATED STATUS DATE: 11/9/2010  
 ABATEMENT ACTIONS

PERMIT NO: O-1011-93 MSHA NO: 01968 MSHA DATE:  
 VIOLATION NO: O-1011-93 (2) DATE VIOL. ISSUED: 7/20/2010 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to protect off-site areas from damages in that you disturbed areas beyond permit boundaries. Specifically, disturbed area south of infrequently used access road 3.

CURRENT STATUS: TERMINATED STATUS DATE:  
 ABATEMENT ACTIONS

INCORPORATED

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Div. of Oil, Gas &amp; Mining

## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: 30841312 MSHA NO: 46-01968 MSHA DATE: n/a  
 VIOLATION NO: 262204 DATE VIOL. ISSUED: 9/14/2010 ISSUED BY: PA DEP  
 VIOLATION DESCRIPTION: Failed to perform structure survey before mining within 1,000 feet of structure.

CURRENT STATUS: TERMINATED STATUS DATE:  
 ABATEMENT ACTIONS

PERMIT NO: ACT/015/015 MSHA NO: 42-00079 MSHA DATE: 05/13/75  
 VIOLATION NO: 10071 DATE VIOL. ISSUED: 10/6/2010 ISSUED BY: UT DOGM  
 VIOLATION DESCRIPTION: Failed to provide water quality monitoring data.

CURRENT STATUS: TERMINATED STATUS DATE: 10/29/2010  
 ABATEMENT ACTIONS

PERMIT NO: P201410 MSHA NO: MSHA DATE:  
 VIOLATION NO: P201410 (1) DATE VIOL. ISSUED: 11/3/2010 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Pit cuttings/water mixture dumped over hill at violation site is not in compliance with referenced sect all disturbances created by prospecting operation were not conducted in such a manner as to prevent erosion,siltation,or pollution of water.  
 CURRENT STATUS: TERMINATED STATUS DATE: 11/11/2010  
 ABATEMENT ACTIONS

PERMIT NO: U007883 MSHA NO: 46-01433 MSHA DATE: n/a  
 VIOLATION NO: U007883 (43) DATE VIOL. ISSUED: 12/22/2010 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to minimize the disturbance of the prevailing hydrologic balance to Paw Paw Creek by allowing black discharge into the stream.  
 CURRENT STATUS: TERMINATED STATUS DATE: 1/24/2011  
 ABATEMENT ACTIONS Required work completed, violation terminated

PERMIT NO: U-70-83 MSHA NO: 46-01453 MSHA DATE: 00/00/00  
 VIOLATION NO: U-70-83 (42) DATE VIOL. ISSUED: 1/27/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to minimize disturbance to the hydrologic balance. A leak in a pipe carrying AMD water from the Booth Pump to Flaggy Meadow caused staining in Indian Creek.  
 CURRENT STATUS: TERMINATED STATUS DATE: 2/16/2011  
 ABATEMENT ACTIONS

INCORPORATED

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Div. of Oil, Gas &amp; Mining

## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

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PERMIT NO:	U004684	MSHA NO:	46-01968	MSHA DATE:	
VIOLATION NO:	U004684 (29)	DATE VIOL. ISSUED:	2/8/2011	ISSUED BY:	WV DEP
VIOLATION DESCRIPTION:	Both sed control ponds below prep plant and stockpile were not cleaned out when the sed accumulation reached 60% capacity.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	6/28/2011		
ABATEMENT ACTIONS					

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PERMIT NO:	U007883	MSHA NO:	46-01433	MSHA DATE:	n/a
VIOLATION NO:	U007883 (44)	DATE VIOL. ISSUED:	2/22/2011	ISSUED BY:	WV DEP
VIOLATION DESCRIPTION:	Failed to maintain minimum effluent standards at outlet 015 with an Fe value of > 2.46.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	2/24/2011		
ABATEMENT ACTIONS					

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PERMIT NO:	U010483	MSHA NO:	46-013318	MSHA DATE:	n/a
VIOLATION NO:	U010483 (77)	DATE VIOL. ISSUED:	3/8/2011	ISSUED BY:	WV DEP
VIOLATION DESCRIPTION:	Failed to minimize disturbance to the hydrologic balance. Water entered back of polishing pond at the Oakdale portal, then ran across AMD sludge on the bottom of the pond, and exiting the pond.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	4/5/2011		
ABATEMENT ACTIONS					

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PERMIT NO:	U004684	MSHA NO:	46-01968	MSHA DATE:	
VIOLATION NO:	U004684 (30)	DATE VIOL. ISSUED:	3/21/2011	ISSUED BY:	WV DEP
VIOLATION DESCRIPTION:	Failed to minimize the disturbance of the prevailing hydrologic balance at the mine site and in associated off-site areas. Failed to control the level of blackwater in sed pond 2.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	3/22/2011		
ABATEMENT ACTIONS					

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PERMIT NO:	U-191-83	MSHA NO:	46-01438	MSHA DATE:	00/00/00
VIOLATION NO:	U-191-83 (33)	DATE VIOL. ISSUED:	4/6/2011	ISSUED BY:	WV DEP
VIOLATION DESCRIPTION:	Failed to follow the permit conditions in that you failed to maintain a valid NPDES permit. NPDES permit expired 12/31/10.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	5/3/2011		
ABATEMENT ACTIONS					

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## Violation History

November 27, 2008 To November 27, 2013

## Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: U010483 MSHA NO: 46-013318 MSHA DATE: n/a  
 VIOLATION NO: U010483 (78) DATE VIOL. ISSUED: 5/19/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to minimize disturbance to the hydrologic balance. Company was cleaning sediment pond at Margaret Slope which cause coal fines to be stirred up and discharge into Bingamon Creek.  
 CURRENT STATUS: Modified to NOV 79 STATUS DATE: 5/19/2011  
 ABATEMENT ACTIONS

PERMIT NO: U010483 MSHA NO: 46-013318 MSHA DATE: n/a  
 VIOLATION NO: U010483 (79) DATE VIOL. ISSUED: 5/19/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to minimize disturbance to the hydrologic balance. Company was cleaning sediment pond at Margaret Slope which cause coal fines to be stirred up and discharge into Bingamon Creek.  
 CURRENT STATUS: TERMINATED STATUS DATE: 5/23/2011  
 ABATEMENT ACTIONS

PERMIT NO: ACT/015/015 MSHA NO: 42-00079 MSHA DATE: 05/13/75  
 VIOLATION NO: 10088 DATE VIOL. ISSUED: 6/30/2011 ISSUED BY: Utah DOGM  
 VIOLATION DESCRIPTION: Terminated because: The Permittee is collecting water monitoring data in accordance with Table VI-17 of the approved MRP. As well as provided revised water monitoring plan.  
 CURRENT STATUS: TERMINATED STATUS DATE:  
 ABATEMENT ACTIONS

PERMIT NO: 1301149 MSHA NO: MSHA DATE:  
 VIOLATION NO: TMM0007358 DATE VIOL. ISSUED: 7/19/2011 ISSUED BY: VA DMLR  
 VIOLATION DESCRIPTION: Trees were cut and bulldozers were running on land that did not yet have the permit approved.  
 CURRENT STATUS: TERMINATED STATUS DATE: 7/19/2011  
 ABATEMENT ACTIONS

PERMIT NO: U021483 MSHA NO: 46-01886 MSHA DATE: 09/01/85  
 VIOLATION NO: U-214-83 (11) DATE VIOL. ISSUED: 7/21/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Permittee failed to control fugitive dust on the impoundment haulroad.  
 CURRENT STATUS: TERMINATED STATUS DATE: 7/21/2011  
 ABATEMENT ACTIONS

INCORPORATED

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Div. of Oil, Gas &amp; Mining

## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: U021483 MSHA NO: 46-01886 MSHA DATE: 09/01/85  
 VIOLATION NO: U-214-83 (12) DATE VIOL. ISSUED: 8/1/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Operator (Chestnut Land Holding) failed to permit, construct haulroad to refuse removal site and was using access road to haul coal.

CURRENT STATUS: Modified to NOV 13 STATUS DATE: 8/2/2011  
 ABATEMENT ACTIONS

PERMIT NO: U021483 MSHA NO: 46-01886 MSHA DATE: 09/01/85  
 VIOLATION NO: U-214-83 (13) DATE VIOL. ISSUED: 8/2/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Permittee failed to permit and construct a haul road to haulroad standards. An IHC#12 was issued and modified to NOV 13.

CURRENT STATUS: TERMINATED STATUS DATE: 8/15/2011  
 ABATEMENT ACTIONS

PERMIT NO: U401308 MSHA NO: MSHA DATE:  
 VIOLATION NO: U401308 (1) DATE VIOL. ISSUED: 8/2/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to construct sediment control structures before commencing in which potential harm to the environment can occur.

CURRENT STATUS: TERMINATED STATUS DATE: 8/3/2011  
 ABATEMENT ACTIONS

PERMIT NO: U021483 MSHA NO: 46-01886 MSHA DATE: 09/01/85  
 VIOLATION NO: U-214-83 (14) DATE VIOL. ISSUED: 8/15/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Permittee failed to follow the permit conditions in which they hauling rock and debris from another permit and placing it on the impoundment.

CURRENT STATUS: Modified to CO. STATUS DATE: 9/26/2011  
 ABATEMENT ACTIONS Operator was placing spoil material in WV without an approved plan. Violation was modified to an FTACO.

PERMIT NO: O-2018-06 MSHA NO: MSHA DATE:  
 VIOLATION NO: O-2018-06 (4) DATE VIOL. ISSUED: 8/30/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to minimize disturbance to hydrologic balance at the mine site and associated off-site areas. Blackwater discharge to Boggs Run.

CURRENT STATUS: TERMINATED STATUS DATE: 9/1/2011  
 ABATEMENT ACTIONS Required work completed; Violation terminated

INCORPORATED

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## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: 10945 (Registratio MSHA NO: MSHA DATE:  
 VIOLATION NO: 02-0911-SWRO DATE VIOL. ISSUED: 9/9/2011 ISSUED BY: VA DEQ  
 VIOLATION DESCRIPTION: Stack Testing failed to meet Virginia Air Quality  
 Standards due to ruptured bags.

CURRENT STATUS: ABATED STATUS DATE: 2/7/2012  
 ABATEMENT ACTIONS

PERMIT NO: U021483 MSHA NO: 46-01886 MSHA DATE:  
 VIOLATION NO: U-214-83 (15) DATE VIOL. ISSUED: 9/26/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Placing spoil in WV from a permit in Virginia without approved  
 plan. Unknow status as of 2/7/12

CURRENT STATUS: TERMINATED STATUS DATE: 9/27/2011  
 ABATEMENT ACTIONS

PERMIT NO: 0818040001 MSHA NO: MSHA DATE:  
 VIOLATION NO: L-2011-01356 DATE VIOL. ISSUED: 10/13/2011 ISSUED BY: IL EPA  
 VIOLATION DESCRIPTION: The violation was written for the site in general, not on any  
 specific permit. 4 total violations during this incident.  
 Particulate stack test failure. Air Emissions

CURRENT STATUS: TERMINATED STATUS DATE: 2/3/2012  
 ABATEMENT ACTIONS

PERMIT NO: WVR105339 MSHA NO: MSHA DATE:  
 VIOLATION NO: WVR105339 (1) DATE VIOL. ISSUED: 11/8/2011 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to install silt fencing properly, allowed concrete wash to enter  
 into diversion ditch, failed to provide outlet markers, have slips which  
 have not been repaired.

CURRENT STATUS: COMPLETED STATUS DATE: 12/20/2011  
 ABATEMENT ACTIONS

PERMIT NO: U021483 MSHA NO: 01868 MSHA DATE:  
 VIOLATION NO: U021483 (16) DATE VIOL. ISSUED: 1/5/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to properly construct and certify pond 14 prior to placing  
 material on the downstream face of the impoundment as approved.

CURRENT STATUS: TERMINATED STATUS DATE: 2/13/2012  
 ABATEMENT ACTIONS

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## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: U021483 MSHA NO: 01868 MSHA DATE:  
 VIOLATION NO: U-214-83 (17) DATE VIOL. ISSUED: 2/13/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to maintain haul road

CURRENT STATUS: MODIFIED TO CO STATUS DATE: 2/16/2012  
 ABATEMENT ACTIONS

PERMIT NO: U021483 MSHA NO: 01868 MSHA DATE:  
 VIOLATION NO: U-214-83 (18) DATE VIOL. ISSUED: 2/16/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to gain approval of operator assignment of Chestnut Land

Holdings in which the temporary advanced approval has expired and permanent approval has not been obtained.

CURRENT STATUS: TERMINATED STATUS DATE: 2/16/2012  
 ABATEMENT ACTIONS

PERMIT NO: U021483 MSHA NO: 01868 MSHA DATE:  
 VIOLATION NO: U-214-83 (19) DATE VIOL. ISSUED: 2/16/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to maintain haul road

CURRENT STATUS: TERMINATED STATUS DATE: 2/16/2012  
 ABATEMENT ACTIONS

PERMIT NO: U102591 MSHA NO: MSHA DATE:  
 VIOLATION NO: U102591 (44) DATE VIOL. ISSUED: 3/9/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Company failed to comply with permit conditions in that they failed

to submit and receive DEP acknowledgement of a completed pre-sub  
 sidence prior to undermining >60% within 30 dg angle of parcel.

CURRENT STATUS: TERMINATED STATUS DATE: 3/9/2012  
 ABATEMENT ACTIONS

PERMIT NO: U102591 MSHA NO: MSHA DATE:  
 VIOLATION NO: U102591 (45) DATE VIOL. ISSUED: 3/9/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Company failed to comply with permit conditions in that they failed

to submit and receive DEP acknowledgement of a completed pre-sub  
 sidence prior to undermining >60% within 30 dg angle of parcel.

CURRENT STATUS: VACATED STATUS DATE: 3/9/2012  
 ABATEMENT ACTIONS VIOLATION VACATED. DOES NOT COUNT TOWARDS ANNUAL NUMBERS

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Div. of Oil, Gas &amp; Mining

## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: U010483 MSHA NO: 46-013318 MSHA DATE: n/a  
 VIOLATION NO: U010483 (80) DATE VIOL. ISSUED: 3/13/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: The diversion ditch that flows into the supply yard sedimentation pond was blocked and allowing run off to flow directly into Bingamon Creek.  
 CURRENT STATUS: TERMINATED STATUS DATE: 3/15/2012  
 ABATEMENT ACTIONS: Permittee has made necessary repairs to the ditch.

PERMIT NO: U043100 MSHA NO: 46-05620 MSHA DATE: n/a  
 VIOLATION NO: U043100 (4) DATE VIOL. ISSUED: 3/22/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to properly construct the sediment control system in accordance with the approved pre-plan on the pipeline installation of Metz section.  
 CURRENT STATUS: ABATED STATUS DATE: 3/28/2012  
 ABATEMENT ACTIONS:

PERMIT NO: U007883 MSHA NO: 46-01433 MSHA DATE: n/a  
 VIOLATION NO: U007883 (45) DATE VIOL. ISSUED: 3/31/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Violated conditions not allowable in state waters i.e. foam.  
 CURRENT STATUS: TERMINATED STATUS DATE: 3/31/2012  
 ABATEMENT ACTIONS: Violation Terminated

PERMIT NO: WV9927108 MSHA NO: MSHA DATE:  
 VIOLATION NO: WV9927108 (2012-133) DATE VIOL. ISSUED: 4/10/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Chlorine MOR Report not submitted to the state  
 CURRENT STATUS: COMPLETED STATUS DATE:  
 ABATEMENT ACTIONS: Completed with an agreement with Department of Health and Human Resources

PERMIT NO: U007883 MSHA NO: 46-01433 MSHA DATE: n/a  
 VIOLATION NO: U007883 (46) DATE VIOL. ISSUED: 4/11/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Violated conditions not allowed in state waters per 47CSR2 3.2f Distinctly visible color  
 CURRENT STATUS: TERMINATED STATUS DATE: 4/13/2012  
 ABATEMENT ACTIONS:

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## Violation History

November 27, 2008 To November 27, 2013

**Entity to whom violation(s) were issued: Consolidation Coal Company**

PERMIT NO: O015083 MSHA NO: 46-05449 MSHA DATE:  
 VIOLATION NO: O015083 (19) DATE VIOL. ISSUED: 5/3/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Permittee failed to maintain sediment control structures in Pond 9.

CURRENT STATUS: TERMINATED STATUS DATE: 6/19/2012  
 ABATEMENT ACTIONS

PERMIT NO: U010483 MSHA NO: 46-013318 MSHA DATE: n/a  
 VIOLATION NO: U010483 (81) DATE VIOL. ISSUED: 5/14/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Run-off from recent construction activities was running into the stream causing the creek to muddy.

CURRENT STATUS: TERMINATED STATUS DATE: 5/17/2012  
 ABATEMENT ACTIONS Contractor at the Knight Shaft RO construction area has erected silt fence and straw bale

PERMIT NO: U043100 MSHA NO: 46-05620 MSHA DATE: n/a  
 VIOLATION NO: U043100 (5) DATE VIOL. ISSUED: 6/4/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to minimize the disturbance of the hydrologic balance at the mine site and in associated off-site areas, i.e. Not providing adequate sediment control at the pipeline boring site adjacent to Loverigde freshwater  
 CURRENT STATUS: TERMINATED STATUS DATE: 6/4/2012  
 ABATEMENT ACTIONS Required work completed; Violation terminated.

PERMIT NO: U020983 MSHA NO: 04421 MSHA DATE:  
 VIOLATION NO: U020983 (3) DATE VIOL. ISSUED: 6/6/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to maintain pond 12. Pond leaking and would not hold water. Two road sumps about the pond are full  
 CURRENT STATUS: TERMINATED STATUS DATE: 7/12/2012  
 ABATEMENT ACTIONS

PERMIT NO: O015083 MSHA NO: 05549 MSHA DATE:  
 VIOLATION NO: O015083 (20) DATE VIOL. ISSUED: 6/13/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to maintain decant pipe which appear to be leaking from the pool of the impoundment  
 CURRENT STATUS: TERMINATED STATUS DATE: 8/21/2012  
 ABATEMENT ACTIONS

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Div. of Oil, Gas &amp; Mining

## Violation History

November 27, 2008 To November 27, 2013

**Entity to whom violation(s) were issued: Consolidation Coal Company**

PERMIT NO: O015083 MSHA NO: 05549 MSHA DATE:  
 VIOLATION NO: O015083 (21) DATE VIOL. ISSUED: 6/14/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to comply with the requirements of the Dam Control Act (38-4-25.13) in that the company failed to remove trees and shrubs from the impoundment embankment which could cause a stability issue  
 CURRENT STATUS: TERMINATED STATUS DATE: 7/12/2012  
 ABATEMENT ACTIONS

PERMIT NO: Unknown Permit MSHA NO: MSHA DATE:  
 VIOLATION NO: N12-112-041-002 DATE VIOL. ISSUED: 6/26/2012 ISSUED BY: US DOI  
 VIOLATION DESCRIPTION: Runoff from area above the refuse pile and from the surface of the pile is not diverted into stabilize channels that will safely pass the runoff from a 100 year, 24 hour precipitation event.  
 CURRENT STATUS: EXTENDED STATUS DATE: 6/5/2013  
 ABATEMENT ACTIONS Time for abatement was extended to 8/27/2013 by Roger Calhoun, Field Director for DOI.

PERMIT NO: 30733707 MSHA NO: 36-04175 MSHA DATE:  
 VIOLATION NO: 7018153 DATE VIOL. ISSUED: 8/6/2012 ISSUED BY: MSHA  
 VIOLATION DESCRIPTION: Operator failed to submit the certification for Impoundment 1211PA200063-01 every twelfth month. This impoundments annual certification was due May 31, 2011.  
 CURRENT STATUS: TERMINATED STATUS DATE: 8/6/2012  
 ABATEMENT ACTIONS Operator submitted the annual certification. Annual certification was received by the MSHA District 2 office on July 9, 2012.

PERMIT NO: 30733707 MSHA NO: 36-04175 MSHA DATE:  
 VIOLATION NO: 7018154 DATE VIOL. ISSUED: 8/6/2012 ISSUED BY: MSHA  
 VIOLATION DESCRIPTION: Operator failed to examine impoundment 1211PA200063-11 within the 7 day requirement. Pond was to be inspected every 7 days per letter from District Manager. Impoundment was inspected monthly rather than weekly.  
 CURRENT STATUS: TERMINATED STATUS DATE: 8/6/2012  
 ABATEMENT ACTIONS

PERMIT NO: 30733707 MSHA NO: 36-04175 MSHA DATE:  
 VIOLATION NO: 7020216 DATE VIOL. ISSUED: 8/6/2012 ISSUED BY: MSHA  
 VIOLATION DESCRIPTION: Operator failed to submit the certification for Impoundment 1211PA200063-01 every twelfth month. This impoundments annual certification was due May 31, 2011.  
 CURRENT STATUS: TERMINATED STATUS DATE: 8/6/2012  
 ABATEMENT ACTIONS Operator submitted the annual certification. Annual certification was received by the MSHA District 2 office on July 9, 2012.

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## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: 30733707 MSHA NO: 36-04175 MSHA DATE:  
 VIOLATION NO: 7020222 DATE VIOL. ISSUED: 8/6/2012 ISSUED BY: MSHA  
 VIOLATION DESCRIPTION: Operator failed to submit the certification for Impoundment 1211PA200063-01 every twelfth month.  
 This impoundments annual certification was due May 31, 2011.

CURRENT STATUS: TERMINATED STATUS DATE: 8/6/2012  
 ABATEMENT ACTIONS Operator submitted the annual certification. Annual certification  
 was received by the MSHA District 2 office on July 9, 2012.

PERMIT NO: 30733707 MSHA NO: 36-04175 MSHA DATE:  
 VIOLATION NO: 7020223 DATE VIOL. ISSUED: 8/6/2012 ISSUED BY: MSHA  
 VIOLATION DESCRIPTION: Operator failed to submit the certification for Impoundment 1211PA200063-01 every twelfth month.  
 This impoundments annual certification was due May 31, 2011.

CURRENT STATUS: TERMINATED STATUS DATE: 8/6/2012  
 ABATEMENT ACTIONS Operator submitted the annual certification. Annual certification  
 was received by the MSHA District 2 office on July 9, 2012.

PERMIT NO: 30733707 MSHA NO: 36-04175 MSHA DATE:  
 VIOLATION NO: 7020224 DATE VIOL. ISSUED: 8/6/2012 ISSUED BY: MSHA  
 VIOLATION DESCRIPTION: Operator failed to submit the certification for Impoundment 1211PA200063-01 every twelfth month.  
 This impoundments annual certification was due May 31, 2011.

CURRENT STATUS: TERMINATED STATUS DATE: 8/6/2012  
 ABATEMENT ACTIONS Operator submitted the annual certification. Annual certification  
 was received by the MSHA District 2 office on July 9, 2012.

PERMIT NO: 30733707 MSHA NO: 36-04175 MSHA DATE:  
 VIOLATION NO: 7018155 DATE VIOL. ISSUED: 8/7/2012 ISSUED BY: MSHA  
 VIOLATION DESCRIPTION: Impoundment (Pond 6) was not being maintained and constructed in accordance with the approved  
 Spillway control system raised 2.5'. Decant trash rack missing. Tree  
 Saplings 14' in height, various issues dealing with consistency of approved plan.

CURRENT STATUS: TERMINATED STATUS DATE: 9/5/2012  
 ABATEMENT ACTIONS

PERMIT NO: O015083 MSHA NO: 46-05449 MSHA DATE:  
 VIOLATION NO: O015083 (23) DATE VIOL. ISSUED: 8/21/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Permitte failed to comply with the West Virginia Surface  
 Mining Reclamation Rules and Regulations in which they were  
 not performing and reporting compaction tests on the impoundment embankment.

CURRENT STATUS: TERMINATED STATUS DATE: 8/30/2012  
 ABATEMENT ACTIONS

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## Violation History

November 27, 2008 To November 27, 2013

**Entity to whom violation(s) were issued: Consolidation Coal Company**

PERMIT NO: 1401825 MSHA NO: N/A MSHA DATE: N/A  
 VIOLATION NO: TMM0007980(1) DATE VIOL. ISSUED: 8/29/2012 ISSUED BY: VA DMLR  
 VIOLATION DESCRIPTION: Failure to place tote that holds water treatment chemical into secondary containment per Revision 1001251.

CURRENT STATUS: COMPLETED STATUS DATE: 8/29/2012  
 ABATEMENT ACTIONS Violation is non-remedial.  
 DOES NOT COUNT TOWARDS STIC CALCULATION

PERMIT NO: 1401825 MSHA NO: N/A MSHA DATE: N/A  
 VIOLATION NO: TMM0007980(2) DATE VIOL. ISSUED: 8/29/2012 ISSUED BY: VA DMLR  
 VIOLATION DESCRIPTION: Contractor allowed berm to form between haul road and ditchline. 50% ditchline is blocked by berm.

CURRENT STATUS: COMPLETED STATUS DATE: 9/20/2012  
 ABATEMENT ACTIONS DOES NOT COUNT TOWARDS STIC CALCULATION

PERMIT NO: D0433 MSHA NO: MSHA DATE:  
 VIOLATION NO: 29065 DATE VIOL. ISSUED: 8/31/2012 ISSUED BY: ODNR  
 VIOLATION DESCRIPTION: Operator failed to follow the mine plan.

CURRENT STATUS: TERMINATED STATUS DATE: 2/22/2013  
 ABATEMENT ACTIONS Violation terminated 2/22/2013 on CEI permit approval information form.

PERMIT NO: U001784 MSHA NO: 46-01576 MSHA DATE:  
 VIOLATION NO: U001784 (1) DATE VIOL. ISSUED: 9/24/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to properly maintain approved drainage system.

CURRENT STATUS: ABATED STATUS DATE:  
 ABATEMENT ACTIONS

PERMIT NO: 30733707 MSHA NO: MSHA DATE:  
 VIOLATION NO: No Violation Number DATE VIOL. ISSUED: 12/5/2012 ISSUED BY: PA DEP  
 VIOLATION DESCRIPTION: Operator has not submitted 3rd quarter water monitoring reports that were due October 31.

CURRENT STATUS: TERMINATED STATUS DATE: 1/9/2013  
 ABATEMENT ACTIONS

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Div. of Oil, Gas &amp; Mining

## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: U010483 MSHA NO: 46-013318 MSHA DATE: n/a  
 VIOLATION NO: U010483 (82) DATE VIOL. ISSUED: 12/11/2012 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Permittee failed to ensure mass stability and to prevent mass movement during and after all phases of construction; in that approximately half of the western dike collapsed into the impoundment.  
 CURRENT STATUS: EXTENDED STATUS DATE: 5/9/2013  
 ABATEMENT ACTIONS: Allowed the failed western saddle dike to stabilize at angle of repose. Permittee is still conducting test borings to determine the cause for the failure of the western saddle dike.

PERMIT NO: 1401825 MSHA NO: MSHA DATE:  
 VIOLATION NO: TMM0008128 DATE VIOL. ISSUED: 12/12/2012 ISSUED BY: VA DMME  
 VIOLATION DESCRIPTION: Exceeded NPDES permit 0081825 avg and max TSS for 9/2012 at 001 and 003. Iron exceeded at 003.  
 CURRENT STATUS: TERMINATED STATUS DATE: 12/12/2012  
 ABATEMENT ACTIONS: Violation is non-remedial.  
 DOES NOT COUNT TOWARDS STIC CALCULATION

PERMIT NO: 1401825 MSHA NO: MSHA DATE:  
 VIOLATION NO: TMM0008205 DATE VIOL. ISSUED: 1/31/2013 ISSUED BY: VA DMME  
 VIOLATION DESCRIPTION: Contractor allowed road to develop potholes and ruts to a point that drainage cannot reach the ditchline. Slide on haulroad took some of road berm. Road does not have sufficient surface.  
 CURRENT STATUS: TERMINATED STATUS DATE: 2/6/2013  
 ABATEMENT ACTIONS: Action taken to abate  
 DOES NOT COUNT TOWARDS STIC CALCULATION  
 DOES NOT COUNT TOWARDS STIC CALCULATION

PERMIT NO: TN0048895 MSHA NO: MSHA DATE:  
 VIOLATION NO: TN0048895 (1) DATE VIOL. ISSUED: 2/21/2013 ISSUED BY: TN DEC  
 VIOLATION DESCRIPTION: Failure to comply with NPDES permit conditions  
 CURRENT STATUS: ABATED STATUS DATE: 7/8/2013  
 ABATEMENT ACTIONS: NPDES limits restored to compliance.

PERMIT NO: U102591 MSHA NO: MSHA DATE:  
 VIOLATION NO: U102591 (46) DATE VIOL. ISSUED: 2/23/2013 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to maintain effluent limits set forth by NPDES. Discharged water at outlet 018 that exceeded chloride concentration limit of 378 mg/l at the 8-North Airshaft/Golden Ridge Portal  
 CURRENT STATUS: WITHDRAWN STATUS DATE: 3/15/2013  
 ABATEMENT ACTIONS: 3/15/2013 VIOLATION WITHDRAWN.  
 DOES NOT COUNT TOWARDS STIC CALCULATION  
 DOES NOT COUNT TOWARDS STIC CALCULATION

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## Violation History

November 27, 2008 To November 27, 2013

Entity to whom violation(s) were issued: Consolidation Coal Company

PERMIT NO: 1401825 MSHA NO: MSHA DATE:  
 VIOLATION NO: TMM0008286 DATE VIOL. ISSUED: 3/25/2013 ISSUED BY: VA DMME  
 VIOLATION DESCRIPTION: Exceeded NPDES permit 0081825 avg and max TSS for 11/2012 at outlet 001

CURRENT STATUS: NON-REMEDIAL STATUS DATE: 4/22/2013  
 ABATEMENT ACTIONS Violation is non-remedial.  
 DOES NOT COUNT TOWARDS STIC CALCULATION  
 DOES NOT COUNT TOWARDS STIC CALCULATION

PERMIT NO: 1400047 MSHA NO: MSHA DATE:  
 VIOLATION NO: NXA0002325 DATE VIOL. ISSUED: 4/8/2013 ISSUED BY: VA DMLR  
 VIOLATION DESCRIPTION: Waterline failure allowed the discharge of raw mine water to discharge.

CURRENT STATUS: COMPLETED STATUS DATE: 4/8/2013  
 ABATEMENT ACTIONS Non-remedial. Repairs were completed 4/3/2013

PERMIT NO: U102591 MSHA NO: MSHA DATE:  
 VIOLATION NO: U102591 (47) DATE VIOL. ISSUED: 4/16/2013 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Violated conditions not allowed in state waters per 47CSR2 3.2f. (distinctly visible color)

CURRENT STATUS: TERMINATED STATUS DATE: 5/3/2013  
 ABATEMENT ACTIONS Stream has cleared up completely as of 1 May 2013. No Action on behalf of company was needed.

PERMIT NO: O100100 MSHA NO: MSHA DATE:  
 VIOLATION NO: O100100 (8) DATE VIOL. ISSUED: 6/10/2013 ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to protect off-site areas from surface mining operations

CURRENT STATUS: EXTENDED STATUS DATE: 7/11/2013  
 ABATEMENT ACTIONS extension is granted to allow continued monitoring of the slip and for submittal of the IBR

PERMIT NO: 1401825 MSHA NO: MSHA DATE:  
 VIOLATION NO: TMM0008414 DATE VIOL. ISSUED: 6/19/2013 ISSUED BY: VA DMLR  
 VIOLATION DESCRIPTION: Exceeded NPDES permit 0081825 maximum TSS parameters for February 2013 at Outfall 001. Determined to be a significant Noncompliance by the Division's Water Quality Section.  
 CURRENT STATUS: NON-REMEDIAL STATUS DATE: 6/19/2013  
 ABATEMENT ACTIONS Non-remedial  
 DOES NOT COUNT TOWARDS STIC CALCULATION  
 DOES NOT COUNT TOWARDS STIC CALCULATION

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**Violation History**

**November 27, 2008 To November 27, 2013**

**Entity to whom violation(s) were issued: Consolidation Coal Company**

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PERMIT NO: O100100                      MSHA NO:                      MSHA DATE:  
 VIOLATION NO: O100100 (9)              DATE VIOL. ISSUED: 7/5/2013              ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to maintain effluent limitations for Al and Fe.

CURRENT STATUS: TERMINATED                      STATUS DATE: 7/5/2013  
 ABATEMENT ACTIONS

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PERMIT NO: U010483                      MSHA NO:                      MSHA DATE:  
 VIOLATION NO: U010483 (83)              DATE VIOL. ISSUED: 8/15/2013              ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Failed to meet effluent conditions at Outlet 002.

Discharging water had a concentration of 150 mg/L settleable solids during a storm event.

CURRENT STATUS: TERMINATED                      STATUS DATE: 8/19/2013  
 ABATEMENT ACTIONS                      Permittee has pumped down the water level and outlet 002 is no longer flowing.

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PERMIT NO: U010483                      MSHA NO:                      MSHA DATE:  
 VIOLATION NO: U010483 (84)              DATE VIOL. ISSUED: 8/28/2013              ISSUED BY: WV DEP  
 VIOLATION DESCRIPTION: Constructed a water retention structure on the face of the fill at the Coarse Coal Refuse facility. The water retention structure was not constructed in accordance with plans, design criteria, and specification set forth in the pre-

CURRENT STATUS: TERMINATED                      STATUS DATE: 8/28/2013  
 ABATEMENT ACTIONS                      Permittee has graded the area and restored the correct drainage pattern.

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**APPENDIX V**

**PERSONAL INJURY AND PROPERTY  
DAMAGE INSURANCE INFORMATION**

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**Div. of Oil, Gas & Mining**



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
12/03/2013

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 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).

<b>PRODUCER</b> Marsh USA, Inc. Six PPG Place, Suite 400 Pittsburgh, PA 15222-5406  00812-CONSO-NOWC-13-14      Mining    Compa	<b>CONTACT NAME:</b> <b>PHONE (A/C, No, Ext):</b> <b>FAX (A/C, No):</b> <b>E-MAIL ADDRESS:</b>	
	<b>INSURER(S) AFFORDING COVERAGE</b> <b>NAIC #</b>	
<b>INSURED</b> CONSOL Mining Company LLC c/o CONSOL Energy Inc. CNX Center 1000 CONSOL Energy Drive Canonsburg, PA 15317-6506	<b>INSURER A :</b> N/A      N/A	
	<b>INSURER B :</b> N/A      N/A	
	<b>INSURER C :</b> Steadfast Insurance Company      26387	
	<b>INSURER D :</b> N/A      N/A	
	<b>INSURER E :</b>	
	<b>INSURER F :</b>	

**COVERAGES**      **CERTIFICATE NUMBER:** CLE-003200806-33      **REVISION NUMBER:** 11

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 INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
C	<b>GENERAL LIABILITY</b>			BOG 9377215-10	11/05/2013	11/05/2014	EACH OCCURRENCE	\$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ N/A
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person)	\$ N/A
	GEN'L AGGREGATE LIMIT APPLIES PER:						PERSONAL & ADV INJURY	\$ 1,000,000
	<input checked="" type="checkbox"/> POLICY	<input type="checkbox"/> PRO-JECT	<input type="checkbox"/> LOC				GENERAL AGGREGATE	\$ 1,000,000
	<b>AUTOMOBILE LIABILITY</b>						PRODUCTS - COMP/OP AGG	\$ 1,000,000
	<input type="checkbox"/> ANY AUTO							\$
	<input type="checkbox"/> ALL OWNED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS					COMBINED SINGLE LIMIT (Ea accident)	\$
	<input type="checkbox"/> HIRED AUTOS	<input type="checkbox"/> NON-OWNED AUTOS					BODILY INJURY (Per person)	\$
	<b>UMBRELLA LIAB</b>	<input type="checkbox"/> OCCUR					BODILY INJURY (Per accident)	\$
	<b>EXCESS LIAB</b>	<input type="checkbox"/> CLAIMS-MADE					PROPERTY DAMAGE (Per accident)	\$
	<input type="checkbox"/> DED	<input type="checkbox"/> RETENTION \$						\$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b>	<input type="checkbox"/> Y/N					WC STATUTORY LIMITS	OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> N/A					E.L. EACH ACCIDENT	\$
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	\$
							E.L. DISEASE - POLICY LIMIT	\$

**DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES** (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

All operations usual to the business of the Insured at Hidden Valley Mine, Permit ID ACT 015/007. Blasting is not excluded by the General Liability policy.

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### CERTIFICATE HOLDER

### CANCELLATION

State of Utah Utah Coal Regulatory Program 1594 West North Temple, Suite 1210 Box 145801 Salt Lake City, UT 84114-5801	<b>SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.</b>  <b>AUTHORIZED REPRESENTATIVE</b> of Marsh USA Inc. Manashi Mukherjee <i>Manashi Mukherjee</i>
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