

C/015/015 Incoming ✓

4496

CONSOL Mining Company LLC,
1000 CONSOL Energy Drive
Canonsburg, PA 15317
(724) 485-4267

December 18, 2013

Daron Haddock
Utah Division of Oil, Gas and Mining
Coal Program
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801

RECEIVED

JAN 06 2014

DIV. OF OIL, GAS & MINING

Re: Consolidation Coal Company
Emery Mine
DOG M Permit No. C/015/015 Transfer

Dear Mr. Haddock:

Per my phone conversation with your staff concerning the above mentioned DOGM permit transfer; please consider this a request to transfer DOGM Permit C/015/015 from Consolidation Coal Company (CCC) 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. Attached please find a list of officers for CMC, CMHC and CEI., as well as appropriate Power of Attorney delegations. CMC will be permittee and operator of this permit.

The future contact and mailing address for this permit should be listed as:

Kerry Goodballet
Director of Permitting- Coal
CONSOL Energy Inc.
1000 CONSOL Energy Drive
Canonsburg, PA 15317
(724) 485-4267
kerrygoodballet@consolenergy.com

If you have any questions concerning this request, please contact Ms. Goodballet.

Sincerely,



Robert D. Moore, Vice President

_____, Consolidation Coal Company



Kerry D. Goodballet

Attorney-in-Fact, CONSOL Mining Company LLC

Attachments:
Executed Attorney-in-Fact
Draft Public Notice
MRP Chapter I

POWER OF ATTORNEY

CONSOL Mining Company LLC, a Delaware limited liability company, of 1000 CONSOL Energy Drive, Canonsburg, Pennsylvania 15317, hereby nominates, constitutes and appoints Kerry L. Goodballet as its Attorney-in-Fact, to act in its place and stead and on its behalf in any and all matters relating in any way to the filing of documents and reports to various state agencies, including applications for permits and licenses, consents, changes or modifications to permits and licenses, and related forms as may be necessary or convenient for the businesses of the Company related to the mining, re-mining, abandonment and reclamation of coal lands and facilities of the Company, including the power to negotiate, sign, execute and deliver on behalf of it any and all filings, agreements, transfers, assignments, confirmations, or other related documents as may be necessary or convenient to complete any of the above-described purposes.

This Power of Attorney shall remain in full force and effect until revoked in writing.

Given under the signature and seal of CONSOL Mining Company LLC this 12 day of December, 2013.

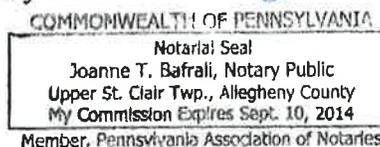
By: 
Name: Stephen W. Johnson
Title: Vice President

Commonwealth of Pennsylvania
County of Washington

On this 12 day of December, 2013, the undersigned, Stephen W. Johnson, appeared before me and acknowledged himself to be the Vice President of CONSOL Mining Company LLC and that as such officer, being authorized to do so, executed the foregoing Power of Attorney for the purposes therein contained, by signing the name of the company by himself as Vice President.

In witness whereof, I hereunto set my hand and seal.


Notary Public



My Commission Expires: 9-10-14

Seal

NOTICE

Notice is hereby given that CONSOL Mining Company LLC (CMC), 1000 Consol Energy Drive Canonsburg, PA 15317 has filed application with the State of Utah, Department of Natural Resources, Division of Oil, Gas and Mining for a permit transfer of Permit No. ACT/015/015 from Consolidation Coal Company (CCC) to CMC. CMC will operate the Emery Mine under the provisions of the Utah Coal Mining and Reclamation Act and the Utah R645 Coal Mining Rules.

The permit area, as shown on the map below, is located on U.S. Geological Survey 7.5 minute quadrangle map as follows:

Township 22 South, Range 6 East

Section 27: portions of NW/4, SW/4, NE/4

Section 30: portions of NE/4

Section 32: portions of NW/4, NE/4, SE/4

Section 33: portions of NW/4, NE/4, SW/4

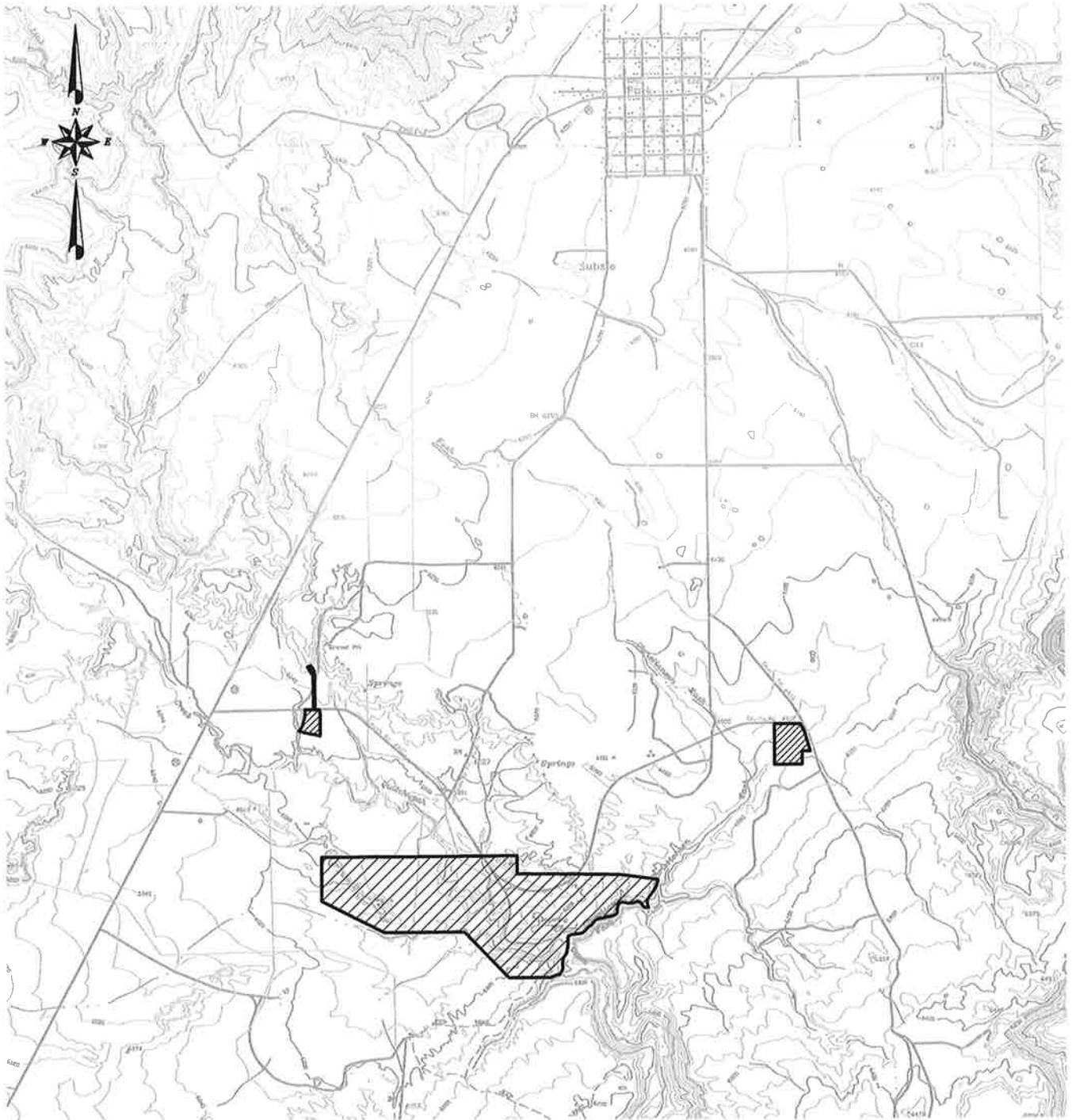
(Insert Map)

Copies of the application for this permit are available for inspection at:

Emery County Recorder's Office
Emery County Courthouse
Castle Dale, Utah 84513

Utah Division of Oil, Gas and Mining
Coal Program
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

Written comments on this application should be submitted to the State of Utah, Division of Oil, gas & Mining at the above address. Such comments should be filed within thirty (30) days from the date of the last publication of this notice.



Consolidation Coal Company
Emery Mine
Emery County, Utah
Permit # ACT015/015



BASE MAP:
 U.S.G.S 7.5 MINUTE QUADRANGLE'S. EMERY WEST 1968.
 EMERY EAST 1968, PHOTO REVISED 1978.
 MESA BUTTE 1968, PHOTO REVISED 1978.
 WALKER FLATE 1968, PHOTO REVISED 1978.

LEGEND

 PERMIT AREA BOUNDARY



SCALE: 1"=4000'
 CONTOUR INTERVAL 40 FEET
 DATUM IS MEAN SEA LEVEL

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: Consolidation Coal Company (CCC) transfer to CONSOL Mining Company LLC (CMC)

Mine: Emery Mine **Permit Number:** 015/015

Title: CCC Permit Transfer to CMC

Description, Include reason for application and timing required to implement:
Permit 015/015 transfer CCC to CMC 12/13

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- | | |
|---|---|
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? Acres: _____ Disturbed Area: _____ <input type="checkbox"/> increase <input type="checkbox"/> decrease. |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 2. Is the application submitted as a result of a Division Order? DO# _____ |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 4. Does the application include operations in hydrologic basins other than as currently approved? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond? |
| <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 6. Does the application require or include public notice publication? |
| <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 7. Does the application require or include ownership, control, right-of-entry, or compliance information? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 9. Is the application submitted as a result of a Violation? NOV # _____ |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 10. Is the application submitted as a result of other laws or regulations or policies?
<i>Explain:</i> _____ |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 11. Does the application affect the surface landowner or change the post mining land use? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2) |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 13. Does the application require or include collection and reporting of any baseline information? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 15. Does the application require or include soil removal, storage or placement? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 16. Does the application require or include vegetation monitoring, removal or revegetation activities? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 17. Does the application require or include construction, modification, or removal of surface facilities? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 18. Does the application require or include water monitoring, sediment or drainage control measures? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 19. Does the application require or include certified designs, maps or calculation? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 20. Does the application require or include subsidence control or monitoring? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 21. Have reclamation costs for bonding been provided? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 23. Does the application affect permits issued by other agencies or permits issued to other entities? |

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

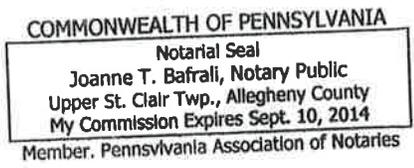
I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

Kerry L Goodballet
 Print Name

Kerry L Goodballet, Director Permitting, 12-19-13
 Sign Name, Position, Date

Subscribed and sworn to before me this 19th day of December, 2013

Joanne T. Bafraali
 Notary Public



My commission Expires: 9-10, 2014
 Attest: State of PA } ss:
 County of Washington

For Office Use Only:	Assigned Tracking Number:	Received by Oil, Gas & Mining
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CHAPTER I INTRODUCTION, LEGAL, FINANCIAL AND COMPLIANCE INFORMATION

This chapter provides an introduction to the existing Emery Mine and the proposed operation during the renewed permit term. It also includes the legal, financial and compliance information required by the regulatory program. This application is for the renewal of Permit No. ACT/015/015.

I.A INTRODUCTION

The Emery Mine ~~is was~~ owned by Consolidation Coal Company (CCConsol). ~~CCConsol i 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.~~ The mine is located in Emery County at the confluence of Quitcupah Creek and Christiansen Wash, approximately four miles south of the town of Emery.

Emery Mine currently produces 700,000 tons and is planned to increase production to 1,700,000 tons per year during the 5-year permit renewal term.

The permit area, controlled by ~~Consol~~CMC, is projected to include a preparation plant in addition to the existing deep mine. This renewal application maintains the same permit boundary as approved in the original permanent program permit No. ACT/015/015 (January 7, 1986).

This ~~renewal~~ application was prepared ~~by Consolidation Coal Company~~ according to the format and content guidelines developed and published in February 1986 by the Division of 011, Gas and Mining. The contents of this application were prepared pursuant to Chapter I of Utah's Coal Mining and Reclamation Regulatory Program, revised in May of 1987. This application is divided into 11 chapters, and a total of 13 volumes. Plates and appendices are included following the specific chapter or parts in which they are referenced.

UMC 761

Prior to August 3, 1977, permitted underground coal mining activity was being conducted on the following lands:

T22S, R6E, SLM(Utah) Sections 28, 29, 32, and 33.

The relationship to areas designated unsuitable for mining is discussed later in this chapter under UMC 782.16.

UMC 771 23

This application was prepared following the requirements of this regulation.

The following is a list of the people and organizations who supplied information or other input for the original permit application and subsequent ~~this renewal~~ applications.

Revised 8/31/95
Revised 12/13

1.B Legal, Financial, and Compliance Information

The Emery Mine ~~is~~was owned by Consolidation Coal Company (CCC). ~~Consolidation Coal Company is owned by Consol Energy Inc., a public company. 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.~~ Refer to Appendix I-1 for ~~CMC's~~Consol's ownership & Control structure.

UMC 782.13, UMC 782.19

Permit Applicant: ~~Consolidation Coal Company~~CONSOL Mining Company LLC
CNX Center
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Mine Operator: ~~Consolidation Coal Company~~CONSOL Mining Company LLC
CNX Center
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Mine Operation: Emery Mine
P.O. Box 527
Emery, UT 84522
(801) 286-2301

Resident Agent: C.T. Corporation System
175 South Main St.
Salt Lake City, UT 84111

~~Consolidation Coal Company is a corporation, incorporated under the laws of the State of Delaware.~~

~~Consol~~CONSOL Mining Company LLChas not jointly operated any coal mines in the United States under any other names within the previous five years.

The Mine Safety and Health Administration identification number for the Emery Mine is 42-00079.

~~A list of the officers and directors of Consol is contained in Appendix III, attached to this chapter.~~

Revised 4/23/92
Revised 8/31/95
Revised 9/16/96
Revised 10/13/03
Revised 5/09
Revised 12/13

APPENDIX I-1

OFFICERS AND DIRECTORS

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
James E. Altmeyer	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	11/05/2003
Philip W. Baxter	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/16/2009
Alvin R. Carpenter	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	06/06/2013
William E. Davis	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/20/2004
Raj K. Gupta	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	02/23/2004
David C. Hardesty, Jr.	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	10/18/2005
J. Brett Harvey	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/01/1998
Maureen E. Lally-Green	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	06/06/2013
John T. Mills	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	03/09/2006
William P. Powell	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/20/2004
Joseph T. Williams	Director	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	01/20/2004

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. Aloia	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
LuAnn Datesh	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	10/07/2011
Nicholas J. Deluittis	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

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 Officer	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. Husenits	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	02/05/2009
Bart J. Hyita	Chief Operating Officer	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000	zero	02/02/2007
Stephen W. Johnson	Executive Vice President	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

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

Company CONSOL Energy Inc.

FEIN: 51-0337383

Relationship Officer

NAME	TITLE	ADDRESS CITY STATE ZIP	PHONE NO	OWNERSHIP %	START DATE END DATE
Charles T. Shaymak	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

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
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

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. Shaymak	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000		10/28/2013

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. Brook	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

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. Shaynak	Vice President	1000 CONSOL Energy Drive Canonsburg PA 15317	(724) 485-4000		10/28/2013

APPENDIX I-2

**OWNERSHIP AND LEASEHOLD INTERESTS
FOR SURFACE AND COAL**

Surface Land Ownership Within and Adjacent to the Permit Area

The following information describes the surface land ownership within and adjacent to the permit. Plate I-1 shows surface land ownership in and adjacent to the permit area.

Section 19 T22S, R6E

George E. & Patricia Olsen
15 E. Center
Orangeville, Utah 84537
(801) 748-2522

James Olsen
647 N. Main
Spanish Fork, Utah 84660
(801) 798-3322

Julian Bowman
P.O. Box 141
Huntington, UT 84528-0141

United States of America (BLM)
Lease No. U-5287
Utah State Offices
440 West 200 South, Suite 500
Salt Lake City, Utah 84145-0155

Utah Power and Light
P.O. Box 899
Salt Lake City, Utah 84522
(801) 748-2570

Wynona P. Olsen (trustee)
3805 Highland Cove Lane
Apt #D18
Salt Lake City, Utah 84146

M. Christensen
Box 35
Emery, Utah 84522
(801) 286-2348

Young Investment LLC
c/o Walt Young
6590 W. Center St.
Mendon, UT 84325

~~Consolidation Coal Company~~ CONSOL
Mining Company LLC
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Inserted 12/2007
Revised 9/09

Surface Land Ownership Within and Adjacent to the Permit Area

The following information describes the surface land ownership within and adjacent to the permit. Plate I-1 shows surface land ownership in and adjacent to the permit area.

Section 20 T22S, R6E

Gary Petty & Jolene
P.O. Box 44
Emery, Utah 84522

Glen R. Anderson
1462 W. 6235 S.
Murray, Utah 84107
(801) 266-4324

Emery County
Emery County Courthouse
Castle Dale, Utah 84513

Osburn Bret and Lori Lynn Carter
P.O. Box 24
Emery, Utah 84522

Kenneth L. & Earlene Christensen
P.O. Box 552
Emery, Utah 84522

Jeffery Christensen
P.O. Box 235
Cleveland, UT 84518

Osburn Bret Carter & J.R. Lawrence
P.O. Box 24
Emery, Utah 84522

Utah Power and Light
P.O. Box 899
Salt Lake City, Utah 84110
(801) 748-2570

Section 21 T22S, R6E

Wayne & Delise Staley
482 N. 2 W.
Emery, Utah 84522
(801) 286-2213

John & Vicki Byars
P.O. Box 575
Emery, Utah 84522

~~Consolidation Goal Company~~[CONSOL
Mining Company LLC](#)
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Osburn Bret and Lori Lynn Carter
P.O. Box 24
Emery, Utah 84522

L.D. & C.A. Jensen
179 W. 4 S.
Emery, Utah 84522
(801) 286-2297

Kent Alan Jorgensen et al
3663 Bountiful Blvd.
Bountiful, UT 84010-3313

Morris & Ronnie Sorensen
P.O. Box 104
Emery, UT 84522-0104

Inserted 12/2007
Revised 9/09
Revised 12/13

Surface Land Ownership Within and Adjacent to the Permit Area

The following information describes the surface land ownership within and adjacent to the permit. Plate I-1 shows surface land ownership in and adjacent to the permit area.

Section 22 T22S, R6E

~~Consolidation Coal Company~~CONSOL Mining Company LLC

1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

John & Vicki Byars
P.O. Box 575
Emery, Utah 84522

Kenneth L. & Earlene Christiansen
P.O. Box 552
Emery, Utah 8452

D.U. Company, Inc.
53 West Angelo Avenue
Salt Lake City, Utah 84115

Section 23 T22S, R6E

~~Consolidation Coal Company~~CONSOL Mining Company LLC

1000 Consol Energy Dr.
Canonsburgh, PA 15317

Section 26 T22S, R6E

United States of America BLM
Leased to Consolidation Coal UTU
86038

Section 27 T22S, R6E

~~Consolidation Coal Company~~CONSOL Mining Company LLC

1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Section 28 T22S, R6E

Wayne & Delise Staley
P.O. Box 83
Emery, Utah 84522
(801) 286-2213

~~Consolidation Coal Company~~CONSOL Mining Company LLC

1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Russell H. Odle
P.O. Box 23
Emery, UT 84522-0023

Section 29 T22S, R6E

Russell H. Odle
P.O. Box 23
Emery, UT 84522-0023

Emery County
Emery County Courthouse
Castle Dale, Utah 84513

Morgan Robertson
P.O. Box 65
Emery, Utah 84522
(Refer to Page 7b thru 7d for
Exploration & Surface Agreement)

Rainbow Glass
P.O. Box 340
Orangeville, UT 84537

~~Consolidation Coal Company~~CONSOL Mining Company LLC

1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Osburn Bret Carter & J.R. Lawrence
P.O. Box 24
Emery, Utah 84522

Inserted 12/2007
Revised 9/09
Revised 12/13

Surface Land Ownership Within and Adjacent to the Permit Area

The following information describes the surface land ownership within and adjacent to the permit. Plate I-1 shows surface land ownership in and adjacent to the permit area.

Section 30 T22S, R6E

George E. & Patricia L. Olsen
15 E. Center
Orangeville, Utah 84537
(801) 748-2522

Josiah K. Eardley
2433 South Highway 10
Price, Utah 84501

~~Consolidation Coal Company~~ CONSOL Mining Company LLC
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Emery County
Emery County Courthouse
Castle Dale, Utah 84513

Morgan C. Robertson
P.O. Box 65
Emery, Utah 84522
(Right of Entry - Road & Monitoring Facilities, right-of-way & easement grant executed 10-3-88, filed & recorded 10-6-88, Utah, Emery County Book 174, Page 600-601)

Wynona P. Olsen (trustee)
3805 Highland Cove Lane
Apt #D18
Salt Lake City, Utah 84146

Young Investment LLC
c/o Walt Young
6590 W. Center St.
Mendon, UT 84325

Clara V. Albrechtsen
893 N 800 E
Bountiful, UT 84010-2848

M. Christensen
Box 35
Emery, Utah 84522
(801) 286-2348

Section 31 T22S, R6E

~~Consolidation Coal Company~~ CONSOL Mining Company LLC
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Morgan Robertson
P.O. Box 65
Emery, Utah 84522

Josiah K. & Etta Marie Eardley
2433 South Highway 10
Price, Utah 84501

Osburn Bret Carter et al
P.O. Box 24
Emery, Utah 84522

Section 32 T22S, R6E

~~Consolidation Coal Company~~ CONSOL Mining Company LLC
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Osburn Bret Carter
P.O. Box 24
Emery, Utah 84522

Inserted 12/2007
Revised 9/09
Revised 12/13

Surface Land Ownership Within and Adjacent to the Permit Area

The following information describes the surface land ownership within and adjacent to the permit. Plate I-1 shows surface land ownership in and adjacent to the permit area.

Section 33 T22S, R6E

~~Consolidation Coal Company~~CONSOL Mining Company LLC
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

Section 34 T22S, R6E

~~Consolidation Coal Company~~CONSOL Mining Company LLC
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

United States of America (BLM)

Section 25 T22S, R5E

Rex Addley
Emery, Utah 84522
(801) 286-2250

George Lewis
75 E. 3rd South
Salt Lake City, Utah 84111
Phone Unknown

Robert Lewis
107 W. 2 S.
Emery, Utah 84522
(801) 286-2424

United States of America (BLM)
Not Leased

Section 36 T22S, R5E

~~Consolidation Coal Company~~CONSOL Mining Company LLC
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

M. Robertson
P.O. Box 65
Emery, UT 84522-0065

Section 6 T23S, R6E

~~Consolidation Coal Company~~CONSOL Mining Company LLC
1000 Consol Energy Dr.
Canonsburgh, PA 15317
(724) 485-4000

United States of America (BLM)
Not Leased

Osburn Bret Carter
P.O. Box 24
Emery, Utah 84522

Section 5 T23S, R6E

Osburn Bret Carter
P.O. Box 24
Emery, Utah 84522

United States of America (BLM)
Not Leased

Inserted 12/2007
Revised 9/09
Revised 12/13

APPENDIX I-4

LIST OF VIOLATIONS

Violation History

Attachment Page 1 of 17

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.

Violation History

Attachment Page 2 of 17

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 (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					

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				

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 deposit.				
CURRENT STATUS:	TERMINATED	STATUS DATE:	2/10/2010		
ABATEMENT ACTIONS					

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					

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					

Violation History

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

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

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 (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

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

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

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

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

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

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

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

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

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					

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

Violation History

November 27, 2008 To November 27, 2013

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

PERMIT NO: 0015083 MSHA NO: 05549 MSHA DATE:
 VIOLATION NO: 0015083 (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.

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: 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: 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

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

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				

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

Violation History

November 27, 2008 To November 27, 2013

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

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

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 Permitee has pumped down the water level and outlet 002 is no longer flowing.

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 Permitee has graded the area and restored the correct drainage pattern.

APPENDIX I-5

**PERSONAL INJURY AND PROPERTY DAMAGE
INSURANCE INFORMATION**

