Attachment to RFI 2-5, 000407 of 824 Permit Number: 860-0542

Increment Number: 28

Ma-3

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number1141480 effectiveNovember 30, 2016
issued by the Lexon Insurance Company
in the amount of 487,800.00 DOLLARS,
on behalf of ICG Hazard, LLC
as Principal and in favor of Commonwealth of KY Energy and Environment Cabinet
as Obligee:
Now, Therefore, it is agreed that:
This rider will increase the bond amount as follows:
Current Bond Amount: \$487,800.00 New Bond Amount: \$563,600.00
The acreage will increase from 121.50 acres to 140.17 acres.
It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
This rider is to be effective the17th day of August,2018
Signed, sealed and dated this <u>17th</u> day of <u>August</u> , <u>2018</u>
By: Lexon Insurance Company (Surety) By: Lexon Insurance Company (Surety) By: Lexon Insurance Company (Surety) Theresa Pickerrell Attorney-in-Fact
Accepted By: Commonwealth of KY Energy and Environment Cabinet
- Commonwealth of It's Energy and Environment Cabillet
Form F5340

POWER OF ATTORNEY

ıx-11078

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its statutory home office in Austin, Texas, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Beth Frymire, Leigh McCarthy, Michael Dix, Susan Ritter its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$10,000,000.00 Ten Million Dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 22nd day of June, 2018.

LEXON INSURANCE COMPANY



ACKNOWLEDGEMENT

On this 22nd day of June, 2018, before me, personally came Brian Beggs to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 17th Day of August, 2018.

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

Attachment to RFI 2-5, 000409 of 824

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC Kelly Shared
MY COMMISSION EXPIRES 11919 STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Fayette</u>

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: 4 17/15

Coure J. Unseld #445174

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542		
	INCREMENT NUMBER (IF ANY)	28		
	BOND SUBSTITUTION FOR EXISTING BOND #	1141480		
	BOND SUBSTITUTION FOR EXISTING BOND #	1141400		
AMEN	IDMENT, REVISION, OR RENEWAL NUMBER (IF ANY) Am-3			
□ 1.	CASH BOND			
⊠ 2.	SURETY BOND NUMBER N-7003766			
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER	XI		
☐ 4.	LETTER OF CREDIT NUMBER			
as Principa Energy and	L PERSONS BY THESE PRESENTS, That the undersigned as Surety is/are held denvironment Cabinet in the penal sum of	and firmly bound unto the		
Five Hun	dred Sixty Three Thousand Six Hundred and 00/100 Dollars (\$56	53,600.00).		
\square 1.	Which sum is herewith deposited with the Cabinet's Department for Natural	Resources		
⊠ 2.	For the payment of which sum is to be well and truly made			
 Which sum is herewith deposited with the Cabinet's Department for Natural Resources by and through its Escrow Agent 				
4. Which sum is available by virtue of an irrevocable letter of credit in favor of the Cabinet's Department for Natural Resources				
as a guarantee that the provisions of the permit issued pursuant to Application Number 860-0542 all applicable laws, regulations, and the terms of this bond will be observed and hereby bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents. This bond is effective upon receipt by the Department for Natural Resources and cannot be cancelled except as provided under KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.				
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:				
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did file with the Department for Natural Resources an application for a permit to engage in surface coal mining and reclamation operations in the Commonwealth of Kentucky; that in said application the Principal estimates that 140.17 acres of land situated in Knott County, Kentucky will be affected by surface coal mining and reclamation operations authorized by the permit issued pursuant to the aforesaid application requiring this bond.				
SME-42 R	ev. 05/2013			

Attachment to KFI If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution. , as Principal, shall faithfully perform all the Now if the said ICG Hazard, LLC requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed. In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply. PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE) OFFICIAL POSITION: Senior Vice President DATE: July 01, 2020 SIGNATURE: Subscribed and sworn to before me by D. Edward Brown this the day of 1st July 2020 . MY COMMISSION EXPIRES: 119123 NOTARY PUBLIC: KELLY SHORT COMPLETE FOR SURETY BOND: Notary Public-State at Large KENTUCKY - Notary ID # 633724 SURETY: Indemnity National Insurance Company My Commission Expires 11-09-2023 ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact

NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.

DATE: July 01, 2020

SME-42 Rev. 05/2013

SIGNATURE:

المن المناوية

Attachment to RFI 2-5, 000412of 824

Indemnity National Insurance Company 238 Bedford Way

Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississippi corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith. William R. Precious. Sandra L. Fusinetti.	
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed Eight Million and 00/100 Dollars***********************************	d
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:	T.
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:	
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.	:
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of power of attorney must be attached thereto in order for such obligation to be binding upon the Company.	
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Com and such signature and seal then so used shall have the same force and effect as though manually affixed.	ірапу
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate se Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.	al of
Indemnity National Insurance Company SEAL Seasissipotes Thomas F. Elkins, President	
State of Kentucky County of Fayette	
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that I President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Atto and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation. By Motary Public Notary Public	
CERTIFICATE My Commission Expires 09/26/2021	
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.	
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of July , 202	<u>20</u> .
ORPORAL PARTIES	

James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT,
NOTARY PUBLIC

MY COMMISSION EXPIRES STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potter, CEO

Attachment to RFI 2-5, 000414of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr # 28
Address	3228 SUMMIT SQUARE PLACE S	SUITE 180		ED AND	
City	LEXINGTON	State	KY	ZIP	40509
Bond Typ	e: X Surety	Certificate of Depos	it Letter o	f Credit [Bond Pool
Identificat 1141480	dentification Numbers Amount Identification Numbers \$563,600		ion Numbers		Amount
If Surety	LEXON INSURANCE COMPANY	Address	2207 DIVED D	(Par OAD, SUITE 200	ent Company)
Agent City	ACRISURE LLC DBA SMITH MANUS LOUISVILLE		KY	ZIP _	40206
Bank Nan	ate of Deposit or Letter of Credit ne	Address		710	
City		State		ZIP	
Permitting	Initial Reclamation is Complete. Acres of undisturbed a Final Reclamation is complete and sa g Actions or other administrative action ha Overlap By Complete Transfer to X Bond Substitution - replaced by bonds Reduction due to permitting action da	s resulted in a: Partial N-700376	(Company Name)	Permit Number cres overlapped Permit Number	
	Other		mercer 9000 Mr		
Therefore	e, you are entitled to a bond release or rec Initial Encumbered Balance Final Release Grading Release Undisturbed	\$ \$ \$		wn below: \$	\$563,600
	Administrative Release Total Reduction Remaining Encumbered Balance	\$	563,600	\$ \$	563,600 0
	Remaining Balance on Bond # der my hand on this the <u>24TH</u> Day of	f JULY	, 20 <u>20</u>	by Steri Mullino Director, Division of Mine Reclamation and Enforcement	
Regional	Office Hazard				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000415 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	<u> 542 </u>	Incr # <u>28</u>
Address	250 WEST MAIN STREET, SU	ITE 2000	54	w)	DE 18
City	LEXINGTON	State	e KY	ZIP _4	40507
Bond Type:	Cash X Surety	Certificate of Depos	sit Letter o	of Credit	Bond Pool
Identification N N-7003766		nt Identifica 663,600	ition Numbers		Amount
	DEMNITY NATIONAL INSURANCE RISURE, LLC DBA SMIHT MANU		2307 RIVER R	(Pare	ent Company)
City LO	UISVILLE	State	KY	ZIP	40206
Bank Name	Deposit or Letter of Credit				
City		State		ZIP _	
Permitting Acti	Final Reclamation is complete and ons or other administrative action Overlap By Complete Transfer to Bond Substitution - replaced by be Reduction due to permitting action	has resulted in a: Partial Donds	_(Company Name) # of ad _(Company Name)	cres overlapped _	
Therefore you	are entitled to a bond release or	reduction on the identific	nd hand(s) as sh	own bolow:	
Therefore, you	Initial Encumbered Balance Final Release Grading Release Undisturbed	\$\$ \$\$	338,100 PHASE	\$	\$563,600
	Administrative Release Total Reduction Remaining Encumbered Balanc Remaining Balance on Bond #	te N-7003766 (225,50	·····	\$ 	338,100 225,500
	y hand on this the <u>28TH</u> Da	y of JANUARY	, 20 <u>21</u>	Signed by: Kristin Director, Division of	Gale
Regional Office	e Hazard				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000416of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa Hinternan

Theresa Hintzman, Attorney-In-Fact

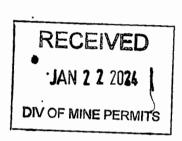
State of: Kentucky
County of: Jefferson

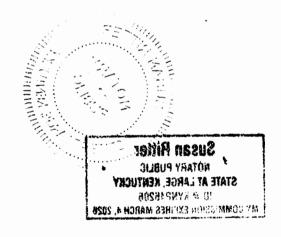
I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

Susan Ritter
NOTARY PUBLIC
STATE AT LARGE, KENTUCKY
ID # KYNP46206
MY COMMISSION EXPIRES MARCH 4, 2021





Attachment to RFI 2-5, 000420of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By Lilionah a. Marg Notary Public

My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12mm, 2024.

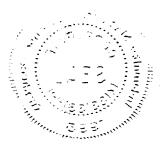


James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



·::,

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER		860-0542	<u></u>
	INCREMENT NUMBER (IF ANY)			
	BOND SUBSTITUTION FOR EXIST	ING BOND #		
AMENDME	ENT, REVISION, OR RENEWAL NUMBER (IF ANY)	Am-3		
1. CAS	H BOND			
x 2. SUR	ETY BOND NUMBER 1141481		<u></u>	<u> </u>
	TIFICATE OF DEPOSIT NUMBER	. <u></u>	·	
4. LET	TER OF CREDIT NUMBER			
	ERSONS BY THESE PRESENTS, That the undersigned	ICG Hazard,	· · · · · · · · · · · · · · · · · · ·	
•			d and firmly bour inety-One Thou	
	· · · · · · · · · · · · · · · · · · ·		591,600.00).
X 2. For the second of th	ch sum is herewith deposited with the Cabinet's Department of which sum is to be well and truly made ch sum is herewith deposited with the Cabinet's Department of through its Escrow Agent	ent for Natural		
□ 4. Whice ■ 4. Whice	ch sum is available by virtue of an irrevocable letter of cre Natural Resources		the Cabinet's De	partment
all applicable executors, admender of the executors and the effective upon KRS 350.068,	that the provisions of the permit issued pursuant to Appliaws, regulations, and the terms of this bond will be obserninistrators, successors and assigns, jointly and severally receipt by the Department for Natural Resources and captured, 405 KAR 10:030 and 405 KAR 10:035.	erved and herelly, firmly by the	by bind ourselve nese presents. T	his bond is
for Natural Rethe Commonw land situated in	above bound Principal, pursuant to the provisions of KRS esources an application for a permit to engage in surface covealth of Kentucky; that in said application the Principal en Knott County, Kentucky will be affected thorized by the permit issued pursuant to the aforesaid application.	oal mining and stimates that d by surface coa	reclamation oper 147.17 acade and rec	rations in cres of

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.				
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.				
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.				
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown				
DATE: 1/30/16 OFFICIAL POSITION: V.P.				
SIGNATURE: Jack Jack Jack Jack Jack Jack Jack Jack				
Subscribed and sworn to before me by D. Edward Brown this the 30th day of				
<u>November</u> , 2016.				
NOTARY PUBLIC: Kelly Short MY COMMISSION EXPIRES: 11919				
COMPLETE FOR SURETY BOND: STATE AT LARGE, KENTUCKY ID. # 545419				
SURETY: Lexon Insurance Company MY COMMISSION EXPIRES NOV. 9, 2019				
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223				
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus				
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206				
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact				
SIGNATURE Melesa Picklinell DATE: November 30, 2016				
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.				
SME-42 Rev. 06/2013				

POWER OF ATTORNEY

LX-291427

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that **LEXON INSURANCE COMPANY**, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, **LEXON INSURANCE COMPANY** has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

SEAL

LEXON INSURANCE COMPANY

3Y

David E. Campbell

President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of **LEXON INSURANCE COMPANY**, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR
Notary Public- State of Tennessee
Davidson County
My Commission Expires 07-08-19

Amy Taylor
Noton Bublic

CERTIFICATE

I, the undersigned, Assistant Secretary of **LEXON INSURANCE COMPANY**, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 204-

__ Day of <u>November</u>, 20 16_.



Andrew Smith
Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

> I DO MEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT. NOTARY PUBLIC Lelly 5/02

MY COMMISSION EXPIRES 11/9/10

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING_LLC

Jolin M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF tayette

and the second

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>le/17/15</u>

Coure 1 J. Unseld #445174

NOTARY PUBLIC

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUM	MBER	860-0542
	INCREMENT NUMBER (IF AN	1Y)	29
	BOND SUBSTITUTION FOR E	XISTING BOND #	1141481
AMENDMENT, REVISIO	ON, OR RENEWAL NUMBER (IF A	ANY) Am-3	
☐ 1. CASH BOND			
	IUMBER N-7003767		
☐ 3. CERTIFICATE OF	DEPOSIT NUMBER		
4. LETTER OF CREI	DIT NUMBER		
as Principal and Indemnity Energy and Environment Cabi	ESE PRESENTS, That the undersign National Insurance Company net in the penal sum of nd Eight Hundred and 00/100	as Surety is/are held	
☐ 1. Which sum is herev	with deposited with the Cabinet's De	partment for Natural	Resources
S	which sum is to be well and truly ma	-	
	with deposited with the Cabinet's Deg Escrow Agent		
4. Which sum is available for Natural Resource	able by virtue of an irrevocable letter	of credit in favor of	the Cabinet's Department
all applicable laws, regulatio executors, administrators, su	ions of the permit issued pursuant to ns, and the terms of this bond will be coessors and assigns, jointly and se Department for Natural Resources and and 405 KAR 10:035.	be observed and here everally, firmly by the	by bind ourselves, our heirs, nese presents. This bond is
THE CONDITIONS OF THE	ABOVE OBLIGATION ARE SUCH,	THAT:	
for Natural Resources an app the Commonwealth of Kentu land situated in <u>Knott</u>	rincipal, pursuant to the provisions of lication for a permit to engage in surfacky; that in said application the Princ County, Kentucky will be a permit issued pursuant to the aforesain	face coal mining and cipal estimates that ffected by surface coa	reclamation operations in 27.67 acres of all mining and reclamation
SME-42 Rev. 05/2013			

Attachment to RFI 2-5, 000427 of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.					
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.					
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.					
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)					
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President					
SIGNATURE: 7.500/3/500					
Subscribed and sworn to before me by D. Edward Brown this the 1st day of					
<u>July</u> , <u>2020</u> .					
NOTARY PUBLIC: Kelly Short MY COMMISSION EXPIRES: 11923					
COMPLETE FOR SURETY BOND: KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023					
ADDRESS: 238 Bedford Way, Franklin, TN 37064					
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus					
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206					
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact					
SIGNATURE: Thursa Rickell Date: July 01, 2020					
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.					
SME-42 Rev. 05/2013					

Attachment to RFI 2-5, 000428 of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississippi corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith. William R. Precious. Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed
Eight Million and 00/100 Dollars******** (\$8,000,000.00) each, and to bind the Company thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the
limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
SEAL SEAL
By Thomas F. Elkins, President
State of Kentucky
County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
Notary Public Notary Public
My Commission Expires 09/26/2021
CERTIFICATE TARE THE STATE OF T
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this <u>1st</u> day of <u>July</u> , 20 <u>20</u> .
AND AS CONSTRUCTION OF THE STATE OF THE STAT

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT NOTARY PUBLIC

MY COMMISSION EXPIRES 119

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potter, CEO

Attachment to RFI 2-5, 000430of 824

COMMONWEALTH OF KENTUCKY **ENERGY AND ENVIRONMENT CABINET** DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC	10E 01 11E 100		Permit #860-05	542	Incr# <u>29</u>
Address City	3228 SUMMIT SQUARE PL LEXINGTON	ACE SUITE 180	State	KY	7IP	40509
Bond Type:	Cash X Surety	Certific	cate of Depos		of Credit	Bond Pool
Identification Nu 1141481	ımbers Am	ount \$111,800	Identificat	ion Numbers		Amount
OCK TRANSPORTER V TRANSPORTER	ON INSURANCE COMPANY		Address	2207 DIVED D	(Pa	rent Company)
	ISVILLE	1103	State	KY	ZIP	40206
	Deposit or Letter of Credit		_ Address _ State		ZIP	
	f the permitted area revealed Initial Reclamation is Complete Acres of undis Final Reclamation is complete ns or other administrative act Overlap By Complete	e. turbed area has been and satisfactory	n a:	_(Company Name) # of a	Permit Number cres overlapped	
	Transfer to			(Company Name)	Permit Number	
	Bond Substitution - replaced be Reduction due to permitting accordance Other	3	N-700376			
Therefore, you a	are entitled to a bond release	or reduction on the	ne identified	d bond(s) as she	own below:	
	Initial Encumbered Balance Final Release Grading Release Undisturbed Administrative Release	9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9		111,800	\$	\$111,800
	Total Reduction	onco			\$	111,800
	Remaining Encumbered Bal Remaining Balance on Bond				Φ	U
Given under my		Day of JULY		, 20 <u>20</u>	Jim Le by Okeri n	Jara Jullino
					NEW YORK CHILDREN CO. N. C.	ision of Mine nd Enforcement
Regional Office	Hazard					

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000431of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 0004320f 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By Theresa trinteman

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

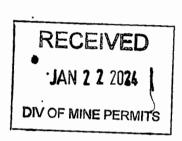
Susan Ritter

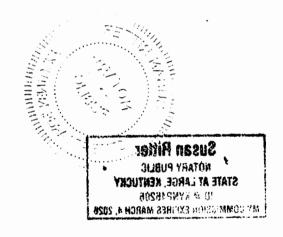
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000435of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

APPLICATION (PERMIT) NUMBER	860-0542
INCREMENT NUMBER (IF ANY)	30
BOND SUBSTITUTION FOR EXISTING BOND #	
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF ANY) Am-3	<u> </u>
☐ 1. CASH BOND	·
x 2. SURETY BOND NUMBER 1141482	·····
3. CERTIFICATE OF DEPOSIT NUMBER	
4. LETTER OF CREDIT NUMBER	
KNOW ALL PERSONS BY THESE PRESENTS, That the undersignedICG Hazard,	
	and firmly bound unto the eventy-One Thousand
N	71,900.00).
1. Which sum is herewith deposited with the Cabinet's Department for Natural I	Resources
2. For the payment of which sum is to be well and truly made	
3. Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent	Resources
4. Which sum is available by virtue of an irrevocable letter of credit in favor of t for Natural Resources	he Cabinet's Department
as a guarantee that the provisions of the permit issued pursuant to Application Number all applicable laws, regulations, and the terms of this bond will be observed and herebexecutors, administrators, successors and assigns, jointly and severally, firmly by the effective upon receipt by the Department for Natural Resources and cannot be cancelled KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.	ese presents. This bond is
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did for Natural Resources an application for a permit to engage in surface coal mining and the Commonwealth of Kentucky; that in said application the Principal estimates that land situated in Knott County, Kentucky will be affected by surface coal operations authorized by the permit issued pursuant to the aforesaid application requiring	reclamation operations in 67.7 acres of a mining and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.					
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.					
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.					
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown					
DATE: 113016 OFFICIAL POSITION: V.P.					
SIGNATURE: The Constant of the Survey of the					
Subscribed and sworn to before me by D. Edward Brown this the 30 th day of					
November,, 2016.					
NOTARY PUBLIC: Kelly Short MY COMMISSION EXPIRES: 11/9/19					
NOTARY PUBLIC STATE AT LARGE, KENTUCKY ID. # 545419					
SURETY: Lexon Insurance Company MY COMMISSION EXPIRES NOV. 9, 2019					
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223					
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus					
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206					
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact					
SIGNATURE: heresa tickemell DATE: November 30, 2016					
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.					
SME-42 Rev. 06/2013					

•

·

•

POWER OF ATTORNEY

LX-291428

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

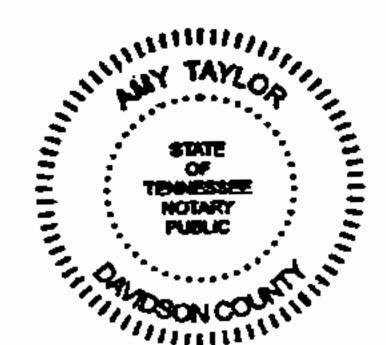
LEXON INSURANCE COMPANY

BY

David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 304

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"). hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC Kells Should MY COMMISSION EXPIRES 11919

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

olin M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Fayette</u>

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>Le/17/15</u>

Laure J. Unseld #445174 NOTARY PUBLIC

Attachment to RFI 2-5, 000441of 824 Permit Number: 860-0542

Increment Number: 30

Ma-3

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number1141482 effectiveNovember 30, 2016
issued by the Lexon Insurance Company
in the amount of 271,900.00 DOLLARS
on behalf ofICG Hazard, LLC
as Principal and in favor of Commonwealth of KY Energy and Environment Cabinet
as Obligee:
Now, Therefore, it is agreed that:
This rider will increase the bond amount as follows:
Current Bond Amount: \$271,900.00 New Bond Amount: \$291,900.00
The acreage will increase from 67.70 acres to 72.70 acres.
It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
This rider is to be effective the17thday of August,2018
Signed, sealed and dated this <u>17th</u> day of <u>August</u> , <u>2018</u>
By: Lexon Insurance Company (Surety By: Lexon Insurance Company By: Lexon Insurance Company Control Control
Accepted By:
Commonwealth of KY Energy and Environment Cabinet
Form F5340

POWER OF ATTORNEY

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its statutory home office in Austin, Texas, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Beth Frymire, Leigh McCarthy, Michael Dix, Susan Ritter its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$10,000,000.00 Ten Million Dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 22nd day of June, 2018.

LEXON INSURANCE COMPANY



ACKNOWLEDGEMENT

On this 22nd day of June, 2018, before me, personally came Brian Beggs to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

Attachment to RFI 2-5, 000443 of 824

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC Kell Show MY COMMISSION EXPIRES 917/19

STATE OF COMMISSION: KENTUCK

COMMONWEALTH OF KENTUCKY COUNTY OF Fayette

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: Le 17/15

Laure J. Unseld #445174
NOTARY PUBLIC

Attachment to RFI 2-5, 000444of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZAF	RD LLC			Permit #860-05	42	Incr # 30
Address	3228 SUMM	IIT SQUARE PLA	CE SUITE 1	80			
City	LEXINGTO	N		State	KY	ZIP	40509
Bond Type:	Cash	X Surety	Ce	ertificate of Depos	it Letter o	of Credit	Bond Pool
Identification 1141482	Numbers	Amo	unt \$291,900	Identificat	ion Numbers		Amount
		NCE COMPANY DBA SMITH MA	NUS	Address	2307 RIVER R		rent Company)
_	OUISVILLE	22, (0.0)		State	KY	ZIP	40206
	(D						
Bank Name	of Deposit or Le			Address			
City				State		ZIP	_
An inspection		ed area revealed t					
	X Initial Rec	lamation is Complete					
		Acres of undist	urbed area has b	een verified.			
	Final Recl	amation is complete	and satisfactory				
Permitting Ac	tions or other a	dministrative acti	on has resulte	ed in a:			
	Overlap B	у			(Company Name)	Permit Number	
	Complete		Pa	ırtial	# of ac	res overlapped	
	Transfer to	0	<u></u>		(Company Name)	Permit Number	
	Bond Sub	stitution - replaced by	bonds		_		
	=	due to permitting act		-			-
	Other	due to permitting de-	.orr dated	<u> </u>			
Therefore, yo		a bond release on a bered Balance	or reduction o	n the identified	d bond(s) as sho		\$201.000
	Final Releas			\$		\$	\$291,900
	Grading Rel			· -	 175,100 PHASE	= 1	
	Undisturbed			\$	175,100	- '	
	Administrati			\$			
	Total Reduc			Ψ		\$	175,100
		Encumbered Bala	ince			<u>*</u> —	116,800
	_	Balance on Bond		182		· <u> </u>	,
	9					Courtney	SKagas
Given under	my hand on this	the 17TH	Day of DECE	MBER	, 20 18	by Knist	
	-		-			*	ision of Mine
						Reclamation a	nd Enforcement
Regional Offi	ce <u>London</u>		<u> </u>				

SME-44 Rev 06/2008

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542			
	INCREMENT NUMBER (IF ANY)	30			
	BOND SUBSTITUTION FOR EXISTING BOND #	1141482			
	BOND SUBSTITUTION FOR EXISTING BOND #	1141402			
AMEN	IDMENT, REVISION, OR RENEWAL NUMBER (IF ANY) Am-3				
□ 1.	CASH BOND				
⊠ 2.	SURETY BOND NUMBER N-7003768	4			
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER				
☐ 4.	LETTER OF CREDIT NUMBER				
	L PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard, L al and Indemnity National Insurance Company as Surety is/are held	LC d and firmly bound unto the			
	d Environment Cabinet in the penal sum of				
Forty Th	ree Thousand Eight Hundred and 00/100 Dollars (\$ _4	3,800.00).			
□ 1.	Which sum is herewith deposited with the Cabinet's Department for Natural	Resources			
⊠ 2.	For the payment of which sum is to be well and truly made				
☐ 3.	Which sum is herewith deposited with the Cabinet's Department for Natural by and through its Escrow Agent				
☐ 4.	Which sum is available by virtue of an irrevocable letter of credit in favor of for Natural Resources	the Cabinet's Department			
all applic executors effective	antee that the provisions of the permit issued pursuant to Application Number table laws, regulations, and the terms of this bond will be observed and here is, administrators, successors and assigns, jointly and severally, firmly by the upon receipt by the Department for Natural Resources and cannot be cancell .068, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, nese presents. This bond is			
THE CO	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:				
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did file with the Department for Natural Resources an application for a permit to engage in surface coal mining and reclamation operations in the Commonwealth of Kentucky; that in said application the Principal estimates that 72.70 acres of land situated in Knott County, Kentucky will be affected by surface coal mining and reclamation operations authorized by the permit issued pursuant to the aforesaid application requiring this bond.					
SME-42 F	Rev. 05/2013				

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution. , as Principal, shall faithfully perform all the Now if the said ICG Hazard, LLC requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed. In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply. PRINCIPAL: ICG Hazard, LLC D. Edward Brown BY: (PERMITTEE) OFFICIAL POSITION: Senior Vice President DATE: July 01, 2020 SIGNATURE: Subscribed and sworn to before me by D. Edward Brown day of this the 2020 . NOTARY PUBLIC: Kelly MY COMMISSION EXPIRES: KELLY SHORT Notary Public-State at Large COMPLETE FOR SURETY BOND: KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023 SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact DATE: July 01, 2020 SIGNATURE: NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.

SME-42 Rev. 05/2013

Attachment to RFI 2-5, 000447 of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississinni corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith. William R. Precious. Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety
bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed Eight Million and 00/100 Dollars********** (\$8,000,000.00) each, and to bind the Company
Eight Million and 00/100 Dollars******* (\$8,000,000.00) each, and to bind the Company thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
thereby as fully and to the same extent as it the same were signed by the duty additionized officers of the company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or
(ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the
limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of whice power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
SEAL SEAL By Thomas F. Elkins, President
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
NOTARY PUBLIC A PUBLI
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force an effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of July , 2020.
MAL WS WILL
SEAL SEAL SEAL SEAL SEAL SEAL SEAL SEAL

James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT!
NOTARY PUBLIC

MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potter CEC

Attachment to RFI 2-5, 000449 of 824

COMMONWEALTH OF KENTUCKY **ENERGY AND ENVIRONMENT CABINET** DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee ICG HAZARD LLC		Permit #860-054	42	Incr# 30
Address 3228 SUMMIT SQUARE PLACE SUITE 180				
City LEXINGTON	State	KY	ZIP	40509
Bond Type: Cash X Surety Certific	ate of Deposit	Letter of	f Credit	Bond Pool
Identification Numbers Amount 1141482 \$43,800	Identification	on Numbers		Amount
If Surety LEXON INSURANCE COMPANY	Address	2207 DIVED DO		rent Company)
Agent ACRISURE LLC DBA SMITH MANUS City LOUISVILLE		2307 RIVER ROKY		40206
City	- State	KI		40200
If Certificate of Deposit or Letter of Credit				
Bank Name	Address			
City	State		ZIP	
Final Reclamation is complete and satisfactory Permitting Actions or other administrative action has resulted in Overlap By Complete Transfer to X Bond Substitution - replaced by bonds Reduction due to permitting action dated -		(Company Name)	Permit Number res overlapped Permit Number	
Other				
Therefore, you are entitled to a bond release or reduction on the Initial Encumbered Balance	e identified	bond(s) as sho	wn below:	\$43,800
Final Release \$ Grading Release \$ Undisturbed \$ Administrative Release \$ Total Reduction		43,800	\$	43,800
Remaining Encumbered Balance Remaining Balance on Bond #			\$	0
Given under my hand on this the 24TH Day of JULY		, 20 <u>20</u>	. / h	
Regional Office Hazard				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000450 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

	G HAZARD				Permit 1	860-0542	2	١	Incr # <u>30</u>
	<u>50 WEST MA</u> EXINGTON	IN STREET, SU	ITE 2000	State	KY		Z	ZIP 40	507
Bond Type:	•	X Surety		ate of Deposi		Letter of 0	Credit		Bond Pool
Identification Numb N-7003768	oers	Amour -	143,800 	Identificat	ion Numb	pers	<u> </u>	A	mount
	JRE, LLC DE	NAL INSURANC BA SMIHT MANU		Address State		VER RO	AD, SUITE	•	t Company)
				_ State		<u>Ki</u>			40200
If Certificate of Dep Bank Name City		r of Great		_ Address _ State				ZIP	
Permitting Actions	Final Reclama or other adm Overlap By Complete Transfer to Bond Substitu	ation is Complete. Acres of undisturbation is complete and inistrative action ation - replaced by book to permitting action	d satisfactory has resulted in Partial conds	n a:	(Company (Company	# of acre	Permit Num es overlapped Permit Num	_	
Fi Gı Ur	entitled to a itial Encumbernal Release rading Released indisturbed dministrative	ered Balance se	reduction on the		, ,	as show	\$_		\$43,800
To Re	otal Reduction emaining End						\$_ \$_		43,800
Given under my ha	and on this th	e <u>13TH</u> Da	y of <u>DECEME</u>	BER	, 20 <u>21</u>		X by %		ble
Regional Office	Hazard								

SME-44 Rev 06/2008

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	31
	BOND SUBSTITUTION FOR EXISTING BOND #	
AMEN	DMENT, REVISION, OR RENEWAL NUMBER (IF ANY) <u>Am-3</u>	
1.	CASH BOND	
x 2.	SURETY BOND NUMBER 1141483	
☐ 3. (CERTIFICATE OF DEPOSIT NUMBER	
4. 1	LETTER OF CREDIT NUMBER	
as Principal Energy and	Environment Cabinet in the penal sum of One Hundred Eig	LC and firmly bound unto the hty-Three Thousand 33,700.00).
☐ 1. ``	Which sum is herewith deposited with the Cabinet's Department for Natural R	esources
x 2.	For the payment of which sum is to be well and truly made	
	Which sum is herewith deposited with the Cabinet's Department for Natural R by and through its Escrow Agent	esources
	Which sum is available by virtue of an irrevocable letter of credit in favor of the for Natural Resources	e Cabinet's Department
all applications, effective utilities 350.0	ntee that the provisions of the permit issued pursuant to Application Number able laws, regulations, and the terms of this bond will be observed and hereby administrators, successors and assigns, jointly and severally, firmly by the apon receipt by the Department for Natural Resources and cannot be cancelled 268, 405 KAR 10:030 and 405 KAR 10:035.	se presents. This bond is
for Natura the Comm land situat	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did l Resources an application for a permit to engage in surface coal mining and resources an application for a permit to engage in surface coal mining and resources an application for a permit to engage in surface coal estimates that conwealth of Kentucky; that in said application the Principal estimates that ed in Knott County, Kentucky will be affected by surface coal authorized by the permit issued pursuant to the aforesaid application requiring	clamation operations in 45.3 acres of mining and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.							
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.							
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.							
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown							
DATE: 1/30/16 OFFICIAL POSITION: VP							
SIGNATURE: Jack January Signature:							
Subscribed and sworn to before me by <u>D. Edward Brown</u> this the <u>30th</u> day of							
<u>November</u> , 2016.							
NOTARY PUBLIC: Kong Shout MY COMMISSION EXPIRES: 11919							
COMPLETE FOR SURETY BOND: SURETY: Lexon Insurance Company KELLY SHORT NOTARY PUBLIC STATE AT LARGE, KENTUCKY ID. # 545419 MY COMMISSION EXPIRES NOV. 9, 2019							
SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223							
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus							
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206							
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact							
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.							
SME-42 Rev. 06/2013							

•

.

•

•

POWER OF ATTORNEY

LX-291429

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

LEXON INSURANCE COMPANY

David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.

AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 30th Day of Member, 20 10

Andrew Smith

Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"). hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC KOLL Shows
MY COMMISSION EXPIRES 1119119
STATE OF COMMISSION: KENTUCKY

#Un //4 /2

Jolin M. Potter, CEO

PINE BRANCH MINING-LLC

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Fayette</u>

and the second

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>Le/17/15</u>

Coure J. Unseld #445174
NOTARY PUBLIC

Resolutions- Authority of Ed Brown

Attachment to RFI 2-5, 000455 of 824 Permit Number: 860-0542

Increment Number: 31

Ma-3

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number 1141483 effective November 30, 2016
issued by the Lexon Insurance Company
in the amount of
on behalf of ICG Hazard, LLC
as Principal and in favor of Commonwealth of KY Energy and Environment Cabinet
as Obligee:
Now, Therefore, it is agreed that:
This rider will decrease the bond amount as follows:
Current Bond Amount: \$183,700.00 New Bond Amount: \$163,700.00
The acreage will decrease from 45.30 acres to 40.30 acres.
It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
This rider is to be effective the17th day of August,2018
Signed, sealed and dated this17th day ofAugust,2018
ICG Hazard, LLC (Principal) Lexon Insurance Company (Surety) By: Lecture Pickerrell Attorney-in-Fact
Accepted By:
Martie Riddle Form F5340

POWER OF ATTORNEY

1x-11078

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its statutory home office in Austin, Texas, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Beth Frymire, Leigh McCarthy, Michael Dix, Susan Ritter its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$10,000,000.00 Ten Million Dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 22nd day of June, 2018.

LEXON INSURANCE COMPANY



Brian Beggs President

ACKNOWLEDGEMENT

On this 22nd day of June, 2018, before me, personally came Brian Beggs to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this

1th Day of Allaust, 20 18.

Andrew Smith

Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

Attachment to RFI 2-5, 000457 of 824

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT. NOTARY PUBLIC KOOL MY COMMISSION EXPIRES 11 9 STATE OF COMMISSION: KENTUCKY

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Fayette</u>

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>Le</u>[17]15

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

APPLICATION (PERMIT) NUMBER 860-0542
INCREMENT NUMBER (IF ANY) 31
BOND SUBSTITUTION FOR EXISTING BOND # 1141483
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)
☐ 1. CASH BOND
□ 2. SURETY BOND NUMBER N-7003769
☐ 3. CERTIFICATE OF DEPOSIT NUMBER
4. LETTER OF CREDIT NUMBER
KNOW ALL PERSONS BY THESE PRESENTS, That the undersigned as Principal and Indemnity National Insurance Company as Surety is/are held and firmly bound unto the Energy and Environment Cabinet in the penal sum of One Million One Hundred Forty Three Thousand Nine Hundred and 00/100 Dollars (\$ 1,143,900.00).
1. Which sum is herewith deposited with the Cabinet's Department for Natural Resources
 ✓ 2. For the payment of which sum is to be well and truly made
3. Which sum is herewith deposited with the Cabinet's Department for Natural Resources by and through its Escrow Agent ———————————————————————————————————
4. Which sum is available by virtue of an irrevocable letter of credit in favor of the Cabinet's Department for Natural Resources
as a guarantee that the provisions of the permit issued pursuant to Application Number all applicable laws, regulations, and the terms of this bond will be observed and hereby bind ourselves, our heirs executors, administrators, successors and assigns, jointly and severally, firmly by these presents. This bond is effective upon receipt by the Department for Natural Resources and cannot be cancelled except as provided under KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did file with the Department for Natural Resources an application for a permit to engage in surface coal mining and reclamation operations in the Commonwealth of Kentucky; that in said application the Principal estimates that 285.70 acres of land situated in Knott County, Kentucky will be affected by surface coal mining and reclamation operations authorized by the permit issued pursuant to the aforesaid application requiring this bond.
SME-42 Rev. 05/2013

Attachment to RFI 2-5, 000459of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.							
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.							
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.							
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)							
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President							
SIGNATURE: Real Property Super-							
Subscribed and sworn to before me byD. Edward Brown this the1st day of							
<u>July</u> , <u>2020</u> .							
NOTARY PUBLIC: Kelly Short MY COMMISSION EXPIRES: 11 9 3 KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023							
SURETY: Indemnity National Insurance Company							
ADDRESS: 238 Bedford Way, Franklin, TN 37064							
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus							
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206							
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact							
SIGNATURE: There DATE: July 01, 2020							
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.							
SME-42 Rev. 05/2013							

Attachment to RFI 2-5, 000460of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississippi corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith., William R. Precious., Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed

Attachment to RFI 2-5, 000461 of 824

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT NOTARY PUBLIC

TY COMMISSION EXPIRES 1119 TATE OF COMMISSION: KENTUCK

PINE BRANCH MINING, LLC

Attachment to RFI 2-5, 000462of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC			Permit #860-0542		Incr # 31
Address	3228 SUMMIT SQ	JARE PLACE SUIT	TE 180			
City	LEXINGTON		State	KY	ZIP _	10509
Bond Type	e: Cash X	Surety	Certificate of Deposi	t Letter of C	redit	Bond Pool
Identificat 1141483	ion Numbers	Amount \$1,143,900		on Numbers		Amount
If Surety	LEXON INSURANCE C		Address	2207 DIVED DOA		ent Company)
Agent City	ACRISURE LLC DBA SI	VIII H IVIANUS	State	2307 RIVER ROA	ZIP	40206
City	LOUISVILLL		State	KI		40200
	ate of Deposit or Letter of	Credit				
Bank Nan	ne		Address			
City			State		ZIP _	
Permitting	Final Reclamation Actions or other administ Overlap By Complete Transfer to X Bond Substitution	res of undisturbed area is complete and satisfa	esulted in a: Partial N-700376	# of acres (Company Name)	Permit Number _ overlapped _ Permit Number _	
	Other	crimaing action dated				
Therefore	, you are entitled to a bon- Initial Encumbered Final Release Grading Release Undisturbed		\$	l bond(s) as showr	n below: \$	\$1,143,900
	Administrative Rele	ease	\$ 1.1	143,900	194	
	Total Reduction		· · · · · · · · · · · · · · · · · · ·		\$	1,143,900
	Remaining Encumber Remaining Balance			14	\$	0
Given und	der my hand on this the _2	24TH Day of J	ULY	, 20 <u>20</u>	Director, Divis	ion of Mine

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000463of 824

Permit Number: 860-0542 Increment Number: 31

Mi-6

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number N-7003769 effective 7/1/2020
ssued by theIndemnity National Insurance Company
n the amount of1,143,900.00 DOLLARS,
on behalf of
as Principal and in favor of Commonwealth of KY Energy and Environment Cabinet
as Obligee:
Now, Therefore, it is agreed that:
This rider will decrease the bond amount as follows:
Current Bond Amount: \$1,143,900.00 New Bond Amount: \$615,900.00
The acreage will decrease from 285.70 acres to 153.70 acres.
t is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
This rider is to be effective the 8th day of March 2021
Signed, sealed and dated this 8th day of March 2021
ICG Hazard, LLC (Principal) Indemnity National Insurance Company (Surety) By: Lower d Brown, SVP Theresa Pickerrell Attorney-in-Fact
Accepted By:
Commonwealth of KY Energy and Environment Cabinet
om F5340

Attachment to RFI 2-5, 000464of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company, a Mississippi corporation,	
(hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti,	
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to	be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety	
bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed	f
Eight Million and 00/100 Dollars********* (\$8,000,000.00) each, and to bind the Compan	y
thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.	

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.



Indemnity National Insurance Company

Thomas F. Elkins, President

State of Kentucky County of Fayette

On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



Notary Public

My Commission Expires 09/26/2021

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 8th day of March, 2021



By James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC KOLLS

MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAYETTE

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires: 6/10/2018

Leuse P Jackett

Attachment to RFI 2-5, 000466of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr # 31
Address	250 WEST MAIN STREET, SUITE 2000	-	5.5	= = =	
City	LEXINGTON	State	KY	ZIP _	40507
Bond Type:	Cash X Surety	Certificate of Depos	it Letter o	of Credit	Bond Pool
Identification N N-7003769	Jumbers Amount \$764,000	Identifica:	tion Numbers	×	Amount
	DEMNITY NATIONAL INSURANCE COMP. RISURE LLC DBA SMITH MANUS		2307 RIVER R	(Pare	ent Company)
	UISVILLE	State	KY	ZIP	40206
Bank Name	f Deposit or Letter of Credit	Address			
City	8	State		ZIP _	
Permitting Acti	Final Reclamation is complete and satisfactor ions or other administrative action has result overlap By Complete Transfer to Bond Substitution - replaced by bonds Reduction due to permitting action dated - Other	T/1.	(Company Name) # of ac (Company Name)	Permit Number _ cres overlapped _ Permit Number _	
Therefore you	are entitled to a bond release or reduction	on the identifie	d hond(s) as sho	own below:	1,5
Therefore, you	Initial Encumbered Balance Final Release Grading Release Undisturbed Administrative Release	\$	458,400 PHASE	\$	\$764,000
	Total Reduction Remaining Encumbered Balance	Ψ		\$	458,400 305,600
	12[17] (18] [18] (18] [18] (18] (18] (18] (18] (18] (18] (18] (03769 (\$305,6	00)	¥.:	300,000
Given under m	ny hand on this the <u>1st</u> Day of <u>Sept</u>	ember	, 20 <u>23</u>	X by Mustern	Bole
				Director, Division of	Mine Reclamation
Regional Office	e Hazard				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000467 of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 0004680f 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa trinteman

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

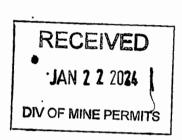
Susan Ritter

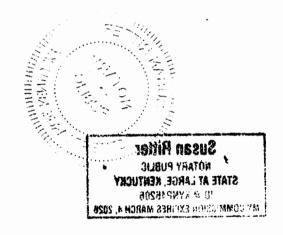
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000471of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.

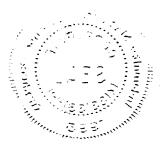


James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



·::,

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	32
	BOND SUBSTITUTION FOR EXISTING BOND #	
AMEN	IDMENT, REVISION, OR RENEWAL NUMBER (IF ANY) <u>Am-3</u>	
□ 1.	CASH BOND	
x 2.	SURETY BOND NUMBER 1141484	
3 .	CERTIFICATE OF DEPOSIT NUMBER	
4 .	LETTER OF CREDIT NUMBER	
	L PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard, I and Lexon Insurance Company as Surety is/are held	LC and firmly bound unto the
Energy and		Hundred Eight Thousand
) Dollars (\$1	<u>.408,000.00</u>).
1 .	Which sum is herewith deposited with the Cabinet's Department for Natural 1	Resources
x 2.	For the payment of which sum is to be well and truly made	
□ 3.	Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent	Resources
4.	Which sum is available by virtue of an irrevocable letter of credit in favor of to for Natural Resources	he Cabinet's Department
all applic executors effective KRS 350	antee that the provisions of the permit issued pursuant to Application Number able laws, regulations, and the terms of this bond will be observed and hereby, administrators, successors and assigns, jointly and severally, firmly by the upon receipt by the Department for Natural Resources and cannot be cancelled. 068, 405 KAR 10:030 and 405 KAR 10:035. **NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	ese presents. This bond is
IIIE COI	VDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Naturation the Communication land situation	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did al Resources an application for a permit to engage in surface coal mining and monwealth of Kentucky; that in said application the Principal estimates that atted in Knott County, Kentucky will be affected by surface coals authorized by the permit issued pursuant to the aforesaid application requiring	eclamation operations in 352 acres of a mining and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.			
Now if the said ICG Hazard , LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.			
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.			
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown			
DATE: 1130/16 OFFICIAL POSITION: V.P.			
SIGNATURE: Jack Jack			
Subscribed and sworn to before me by			
<u>November</u> , 2016.			
NOTARY PUBLIC: Short MY COMMISSION EXPIRES: 11919 KELLY SHORT NOTARY PUBLIC NOTARY PUBLIC			
COMPLETE FOR SURETY BOND: STATE AT LARGE, KENTOOKT			
SURETY: Lexon Insurance Company MY COMMISSION EXPIRES NOV. 9, 2019			
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223			
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus			
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206			
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact			
SIGNATURE: horesa Tikemell DATE: November 30, 2016			
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.			
SME-42 Rev. 06/2013			

POWER OF ATTORNEY

Lexon Insurance Company

LX-291430

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE **COMPANY** on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

LEXON INSURANCE COMPANY

David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 30th Day of <u>November</u> 20<u>10</u>.

BY

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC Kells Shoot MY COMMISSION EXPIRES 119119
STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Fayette</u>

. . . .

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>le/17/15</u>

Coure / J. Unseld #445174
NOTARY PUBLIC

Attachment to RFI 2-5, 000477 of 824 Permit Number: 860-0542

Increment Number: 32

Ma-3

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number 1141484 effective November 30, 2016
issued by the Lexon Insurance Company
in the amount of 1,408,000.00 DOLLARS,
on behalf ofICG Hazard, LLC
as Principal and in favor of Commonwealth of KY Energy and Environment Cabinet
as Obligee:
Now, Therefore, it is agreed that:
This rider will decrease the bond amount as follows: Current Bond Amount: \$1,408,000.00 New Bond Amount: \$1,059,700.00
The acreage will decrease from 352 acres to 264.30 acres.
It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
This rider is to be effective the17thday of August,2018
Signed, sealed and dated this17th day ofAugust,2018
By: Lexon Insurance Company (Surety) By: Lexon Insurance Company (Surety) By: Lexon Insurance Company (Surety) Theresa Pickerrell Attorney-in-Fact
Accepted By:
Commonwealth of KY Energy and Environment Cabinet Martie Riololle Form F5340

POWER OF ATTORNEY

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its statutory home office in Austin, Texas, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Beth Frymire, Leigh McCarthy, Michael Dix, Susan Ritter its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$10,000,000.00 Ten Million Dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 22nd day of June, 2018.

LEXON INSURANCE COMPANY

ACKNOWLEDGEMENT

On this 22nd day of June, 2018, before me, personally came Brian Beggs to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this _______ Day of August, 20_18__.

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

Attachment to RFI 2-5, 000479of 824

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I BO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

 PINE BRANCH MINING, LLC

John M. Potter, CEC

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Layette</u>

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>U[17]15</u>

Laure / J. Unseld #445174
NOTARY PUBLIC

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	32
		Section of As MART NO
	BOND SUBSTITUTION FOR EXISTING BOND #	1141484
AMEN	NDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
□ 1.	CASH BOND	
	SURETY BOND NUMBER N-7003770	
□ 3.	CERTIFICATE OF DEPOSIT NUMBER	
☐ 4.	LETTER OF CREDIT NUMBER	
as Principa Energy an	LL PERSONS BY THESE PRESENTS, That the undersigned as Surety is/are hed denvironment Cabinet in the penal sum of	ld and firmly bound unto the
Three Hu	undred Seventy Five Thousand Six Hundred and 00/100 Dollars (\$	375,600.00).
□ 1.	Which sum is herewith deposited with the Cabinet's Department for Natura	l Resources
⊠ 2.	For the payment of which sum is to be well and truly made	
☐ 3.	Which sum is herewith deposited with the Cabinet's Department for Natura by and through its Escrow Agent	
☐ 4.	Which sum is available by virtue of an irrevocable letter of credit in favor of for Natural Resources	f the Cabinet's Department
all applic executors effective	antee that the provisions of the permit issued pursuant to Application Number cable laws, regulations, and the terms of this bond will be observed and her s, administrators, successors and assigns, jointly and severally, firmly by upon receipt by the Department for Natural Resources and cannot be canced 0.068, 405 KAR 10:030 and 405 KAR 10:035.	eby bind ourselves, our heirs, these presents. This bond is
THE CO.	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Natur the Comi land situa	the above bound Principal, pursuant to the provisions of KRS Chapter 350 cal Resources an application for a permit to engage in surface coal mining and monwealth of Kentucky; that in said application the Principal estimates that ated in <u>Knott</u> County, Kentucky will be affected by surface coals authorized by the permit issued pursuant to the aforesaid application requires	reclamation operations in 93.10 acres of oal mining and reclamation
SME-42 F	Rev. 05/2013	

titachment to Kr If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution. , as Principal, shall faithfully perform all the Now if the said ICG Hazard, LLC requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed. In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply. D. Edward Brown PRINCIPAL: ICG Hazard, LLC BY: (PERMITTEE) OFFICIAL POSITION: Senior Vice President DATE: July 01, 2020 SIGNATURE: Subscribed and sworn to before me by D. Edward Brown day of this the , 2020 . MY COMMISSION EXPIRES: 119 NOTARY PUBLIC: (200) KELLY SHORT Notary Public-State at Large COMPLETE FOR SURETY BOND: KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023 SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact DATE: July 01, 2020 SIGNATURE: NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.

SME-42 Rev. 05/2013

Attachment to RFI 2-5, 000482of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississippi corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith. William R. Precious, Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety
bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed
Eight Million and 00/100 Dollars********* (\$8,000,000.00) each, and to bind the Company
thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or
(ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of whice power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
A Control of the cont
SEAL M
Thomas F. Elkins, President
State of Kentucky
County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
NOTARY By School a. Murphy
PUBLIC PUBLIC Notary Public
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

Attachment to RFI 2-5, 000483of 824

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A

TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potter CEC

Attachment to RFI 2-5, 000484of 824

COMMONWEALTH OF KENTUCKY **ENERGY AND ENVIRONMENT CABINET** DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr# 32
Address	3228 SUMMIT SQUARE PLACE SU	JITE 180		822	
City	LEXINGTON	State	KY	ZIP _	40509
Bond Type:	Cash X Surety	Certificate of Deposi	it Letter o	f Credit	Bond Pool
Identification 1141484	Numbers Amount \$375,6		ion Numbers	Amount	
	EXON INSURANCE COMPANY			The second	ent Company)
_	ACRISURE LLC DBA SMITH MANUS			DAD, SUITE 200	
City <u>L</u>	OUISVILLE	State	KY	ZIP _	40206
If Cortificate	of Danasit or Latter of Credit				
Bank Name	of Deposit or Letter of Credit	Address			
City		State		ZIP	
			1		Wall Bedien
Permitting A	Initial Reclamation is Complete. Acres of undisturbed ar Final Reclamation is complete and satistictions or other administrative action has Overlap By Complete Transfer to X Bond Substitution - replaced by bonds Reduction due to permitting action date	resulted in a: Partial N-700377	(Company Name)	Permit Number _ res overlapped _ Permit Number _	
	Other				
I herefore, y	ou are entitled to a bond release or redu Initial Encumbered Balance Final Release Grading Release Undisturbed	\$ \$ \$		wn below: \$	\$375,600
	Administrative Release	\$	375,600		075 000
	Total Reduction Remaining Encumbered Balance			\$	375,600 0
	Remaining Balance on Bond #			Ψ	U
Given under	my hand on this the 24TH Day of	JULY	, 20 <u>20</u>	by Skeri mo Director, Divis	Sion of Mine
Regional Off	fice Hazard				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000485 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr # 32
Address	250 WEST MAIN STREET, SUITE 20	000	5a	## ## ## ## ## ## ## ## ## ## ## ## ##	Ea
City	LEXINGTON	State	KY	ZIP <u>4</u>	10507
Bond Type:	Cash X Surety	Certificate of Depos	it Letter o	of Credit	Bond Pool
Identification N N-7003770	Numbers Amount \$375,60		ion Numbers	× ×	Amount
	DEMNITY NATIONAL INSURANCE CO RISURE, LLC DBA SMIHT MANUS		2307 RIVER R	(Pare OAD, SUITE 200	ent Company)
City LO	UISVILLE	State	KY	ZIP _	40206
Bank Name	f Deposit or Letter of Credit	Address			
City	8	State		ZIP _	
Permitting Acti	Acres of undisturbed area Final Reclamation is complete and satisfations or other administrative action has re Overlap By Complete Transfer to Bond Substitution - replaced by bonds Reduction due to permitting action dated Other	esulted in a: Partial	(Company Name) # of ac (Company Name)	Permit Number _ cres overlapped _ Permit Number _	
Therefore you	are entitled to a bond release or reduct	ion on the identifier	d hond(s) as sho	own below:	12
Therefore, you	Initial Encumbered Balance Final Release Grading Release Undisturbed Administrative Release	\$	225,300 PHASE	\$	\$375,600
	Total Reduction Remaining Encumbered Balance	Ψ		\$ \$	225,300 150,300
	ny hand on this the <u>28TH</u> Day of <u>J</u>	I-7003770 (150,300 ANUARY	, 20 <u>21</u>	Signed by: Kristin of Director, Division of	and Sale
Regional Office	e Hazard				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000486of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 000487of 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Thenisa Hinteman

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

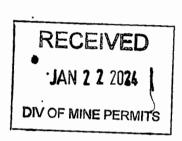
Susan Ritter

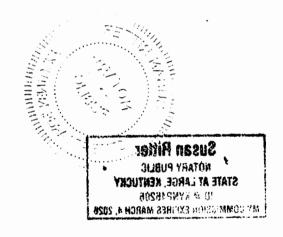
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000490of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.

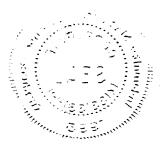


James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



·::,

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	
	BOND SUBSTITUTION FOR EXISTING I	3OND #
AMEN	NDMENT, REVISION, OR RENEWAL NUMBER (IF ANY) <u>A</u>	m-3
1.	CASH BOND	
<u> </u>	SURETY BOND NUMBER 1141492	
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER	
4 .	LETTER OF CREDIT NUMBER	
KNOW AI		Hazard, LLC
as Princip		is/are held and firmly bound unto the undred Ninety-Six Thousand
	undred & 00/100 Dollar	
	Which sum is herewith deposited with the Cabinet's Department for	r Natural Resources
x 2.	For the payment of which sum is to be well and truly made	
		r Natural Resources
4 .	Which sum is available by virtue of an irrevocable letter of credit in for Natural Resources	n favor of the Cabinet's Department
all applie executor effective	rantee that the provisions of the permit issued pursuant to Application cable laws, regulations, and the terms of this bond will be observed a saministrators, successors and assigns, jointly and severally, fire upon receipt by the Department for Natural Resources and cannot 0.068, 405 KAR 10:030 and 405 KAR 10:035.	and hereby bind ourselves, our heirs, mly by these presents. This bond is
THE CO	ONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Naturation the Comland situ	s, the above bound Principal, pursuant to the provisions of KRS Chapteral Resources an application for a permit to engage in surface coal monwealth of Kentucky; that in said application the Principal estimated in Knott County, Kentucky will be affected by one authorized by the permit issued pursuant to the aforesaid applications.	ining and reclamation operations in tes that 226.7 acres of surface coal mining and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.					
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.					
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.					
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown (PERMITTEE)					
DATE: 1/30/16 OFFICIAL POSITION: V.P.					
SIGNATURE:					
Subscribed and sworn to before me by D. Edward Brown this the 30th day of					
Dovember,, 2016.					
NOTARY PUBLIC: HOLY Short MY COMMISSION EXPLOSIVE IN 18/19/19					
COMPLETE FOR SURETY BOND: NOTARY PUBLIC NOTARY PUBLIC STATE AT LARGE, KENTUCKY ID. # 545419 MY COMMISSION EXPIRES NOV. 9, 2019					
SURETY: Lexon Insurance Company					
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223					
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus					
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206					
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact					
SIGNATURE: Theresa Likemell DATE: November 30, 2016					
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.					
SME-42 Rev. 06/2013					

.

POWER OF ATTORNEY

LX-291431

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that **LEXON INSURANCE COMPANY**, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of **LEXON INSURANCE COMPANY** on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

LEXON INSURANCE COMPANY

BY_____

David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of **LEXON INSURANCE COMPANY**, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR

Notary Public- State of Tennessee

Davidson County

My Commission Expires 07-08-19

Amy Taylor
Notant Public

CERTIFICATE

I, the undersigned, Assistant Secretary of **LEXON INSURANCE COMPANY**, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 30th Day of November, 20 10.

BY

Andrew Smith Assistant Secretary

SEAL

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"). hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC KOLL Shout

MY COMMISSION EXPIRES 119 119
STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

olin M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF Layette

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>Le/17/15</u>

Coure J. Unseld #445174
NOTARY PUBLIC

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

		APPLICATION (PERM	IIT) NI IMBER	860-0542
		3-3 AND 3-7 SHOOT ON A READ COMMON TO PERSON OF THE SHOOT OF THE SHOT OF THE SHOT OF THE SHOOT O		CHES
		INCREMENT NUMBE	R (IF ANY)	33
		BOND SUBSTITUTIO	N FOR EXISTING BOND #	1141492
AMEN	NDMENT, REVISION	, OR RENEWAL NUME	ER (IF ANY)	
□ 1.	CASH BOND			
☐ 3.	CERTIFICATE OF D	EPOSIT NUMBER		
			undersigned <u>ICG Hazard, Ll</u> y as Surety is/are held	
Energy an	d Environment Cabine	t in the penal sum of		Parameter (Section Control Con
Eight Hu	ndred Ninety Six Thou	sand Four Hundred and (00/100 Dollars (\$ _89).
\square 1.	Which sum is herewin	h deposited with the Cab	inet's Department for Natural I	Resources
	For the payment of w	hich sum is to be well and	l truly made	
☐ 3.			inet's Department for Natural I	
☐ 4.	Which sum is availab for Natural Resources		ble letter of credit in favor of t	he Cabinet's Department
all applic executors effective	cable laws, regulations s, administrators, succ upon receipt by the D	and the terms of this bossessors and assigns, joint	rsuant to Application Number nd will be observed and hereby and severally, firmly by th sources and cannot be cancelled.	by bind ourselves, our heirs, ese presents. This bond is
THE CO.	NDITIONS OF THE A	BOVE OBLIGATION AR	E SUCH, THAT:	
for Natur the Comi land situa	al Resources an applic nonwealth of Kentuck ated in <u>Knott</u>	ation for a permit to enga y; that in said application County, Kentucky	risions of KRS Chapter 350 did ge in surface coal mining and i the Principal estimates that will be affected by surface coa e aforesaid application requiring	reclamation operations in 226.70 acres of a l mining and reclamation
SME-42 F	Rev. 05/2013			

Attachment to KFI 2-5, 00049701824 If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution. , as Principal, shall faithfully perform all the Now if the said ICG Hazard, LLC requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed. In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply. PRINCIPAL: ICG Hazard, LLC D. Edward Brown (PERMITTEE) OFFICIAL POSITION: Senior Vice President DATE: July 01, 2020 SIGNATURE: Subscribed and sworn to before me by D. Edward Brown day of NOTARY PUBLIC: MY COMMISSION EXPIRES: KELLY SHORT Notary Public-State at Large COMPLETE FOR SURETY BOND: KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023 SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact

NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.

DATE: July 01, 2020

SME-42 Rev. 05/2013

SIGNATURE:

Attachment to RFI 2-5, 000498 of 824

Indemnity National Insurance Company 238 Bedford Way

Franklin, TN 37064

Power of Attorney

(hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed
<u>Eight Million and 00/100 Dollars***********************************</u>
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,
 (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal o Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
OR PORAL PARTIES
By Thomas F. Elkins, President
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
NOTARY Public Notary Public
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force an effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of July .2020.

James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT NOTARY PUBLIC

MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUC

PINE BRANCH MINING, LLC

Attachment to RFI 2-5, 000500of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee ICG HAZARD LLC		Permit #860-0)542		Incr# 33
Address 3228 SUMMIT SQUARE PLACE SUITE 180					
City <u>LEXINGTON</u>	_ State	KY KY		ZIP 40	509
Bond Type: Cash X Surety Certification	icate of Depos	sit Lette	r of Credit		Bond Pool
Identification Numbers Amount 1141492 \$896,400	Identificat	tion Numbers		Α	mount
If Surety LEXON INSURANCE COMPANY					t Company)
Agent ACRISURE LLC DBA SMITH MANUS		2307 RIVER	ROAD, SUIT		10000
City LOUISVILLE	_ State	KY		ZIP _	40206
If Certificate of Deposit or Letter of Credit					
Bank Name	Address				
City	State			ZIP	HERVIEW,
Final Reclamation is complete and satisfactory Permitting Actions or other administrative action has resulted Overlap By Complete Partial Transfer to X Bond Substitution - replaced by bonds Reduction due to permitting action dated - Other		(Company Name	acres overlappe	ed	
Therefore, you are entitled to a bond release or reduction on t	the identifie	d bond(s) as s	hown below:		
	\$ \$ \$ \$	896,400	\$.		\$896,400
Total Reduction	Ψ	000,400	\$		896,400
Remaining Encumbered Balance			' \$	218.6	0
Remaining Balance on Bond #					2-3- CER
Given under my hand on this the 24TH Day of JULY		, 20 <u>20</u>	by Ste	re War ri Mu or, Division tion and F	Olino
Regional Office Hazard			Redailla		orocinent

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000501of 824 Permit Number: 860-0542

Increment Number: 33

Mi-6

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number effective effective
issued by the Indemnity National Insurance Company
in the amount of 896,400.00 DOLLARS,
on behalf of ICG Hazard, LLC
as Principal and in favor of Commonwealth of KY Energy and Environment Cabinet
as Obligee:
Now, Therefore, it is agreed that:
This rider will decrease the bond amount as follows:
Current Bond Amount: \$896,400.00 New Bond Amount: \$508,500.00
The acreage will decrease from 226.70 acres to 129.90 acres.
It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
This rider is to be effective the 8th day of March 2021
Signed, sealed and dated this 8th day of March 2021.
By: Lowerd Brown, SUP Indemnity National Insurance Company (Surety) By: Mulsa Rickerell Attorney-in-Fact
Accepted By:
Commonwealth of KY Energy and Environment Cabinet
Form F5340

Attachment to RFI 2-5, 000502of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Compa(hereinafter the "Company"), does hereby constitute and appoint: <u>Brook T. Smith, William</u>	anv. a Mississippi corporation. R. Precious, Sandra L. Fusinetti,	
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisv	ville, Kentucky to	o be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, so	eal, and execute on its behalf surety	y
bonds or undertakings and other documents of a similar nature issued in the course of its busi	ness up to a penal sum not to excee	ed
Eight Million and 00/100 Dollars************* (\$8,000,000.00)	each, and to bind the Compar	ny
thereby as fully and to the same extent as if the same were signed by the duly authorized office	cers of the Company.	
This appointment is made under and executed pursuant to and by authority of the following M Written Consent of the Board of Directors, which is now in full force and effect:	Minutes of Special Actions Taken b	у

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

(i) when signed by the president, or any vice president, and sealed with the Company seal; or

(ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.



Indemnity National Insurance Company

Thomas F. Elkins, President

State of Kentucky County of Fayette

On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



Notary Public

My Commission Expires 09/26/2021

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 8th day of March, 2021



James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

2 -

NOTARY PUBLIC FOLLS Show MY COMMISSION EXPIRES 11912

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAYETTE

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires: 6/10/2018

NOTARY PUBLIC

wese P Jackett

Attachment to RFI 2-5, 000504of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr# <u>33</u>
Address City	250 WEST MAIN STREET, SUITE LEXINGTON		e KY	ZIP 4	10507
Bond Type: Identification N N-7003771	Cash X Surety	Certificate of Depoi	-	of Credit	Bond Pool Amount
Agent AC	DEMNITY NATIONAL INSURANCE OR RISURE LLC DBA SMITH MANUS UISVILLE	Address	2307 RIVER R	(Pare OAD SUITE 200	ent Company) 40206
If Certificate of Bank Name City	Deposit or Letter of Credit	State		ZIP	
*	of the permitted area revealed that: X Initial Reclamation is Complete. Acres of undisturbed a Final Reclamation is complete and sat ons or other administrative action has Overlap By Complete Transfer to Bond Substitution - replaced by bonds	s resulted in a:	_(Company Name) # of ac _(Company Name)	Permit Number _ cres overlapped _ Permit Number _	
Therefore, you	Other are entitled to a bond release or reduction		ed bond(s) as sho	own below:	ij
	Initial Encumbered Balance Final Release Grading Release Undisturbed Administrative Release	\$ \$ \$_	285,500 PHASE	\$ E I	\$475,900
	Total Reduction Remaining Encumbered Balance Remaining Balance on Bond #	N-7003771 (\$190,4	00)	\$	285,500 190,400
Given under m	ny hand on this the <u>1st</u> Day of	September	_ , 20 <u>23</u>	Signed by: Kristin Go Director, Division of	Note.
Regional Office	e <u>Hazard</u>				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000505of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.	
N-7005421	\$387,900	3	
N-7005422	\$223,700	7	
N-7005372	\$87,800	8	
N-7005205	\$123,700	9	
N-7003750	\$91,900	11	
N-7005206	\$103,900	12	
N-7003751	\$363,900	13	
N-7003752	\$159,600	14	
N-7003753	\$195,800	15	
N-7003754	\$99,800	16	
N-7003755	\$269,600	17	
N-7003756	\$260,800	18	
N-7003757	\$442,500	19	
N-7003759	\$137,400	21	
N-7003760	\$85,100	22	
N-7003761	\$462,700	23	
N-7003762	\$75,000	24	
N-7003763	\$75,000	25	
N-7003765	\$66,000	27	
N-7003766	\$225,500	28	
N-7003767	\$111,800	29	
N-7003769	\$305,600	31	
N-7003770	\$150,300	32	
N-7003771	\$190,400	33	
N-7005380	\$183,600	35	
N-7005139	\$75,000	36	
N-7005140	\$75,900	37	
N-7003773	\$91,800	38	
N-7003774	\$123,900	39	
N-7005207	\$219,900	40	
N-7003775	\$75,000	41	
N-7003776	\$75,000	42	
N-7003777	\$75,000	43	
N-7003778	\$155,600	44	
N-7003779	\$503,700	45	
N-7003781	\$247,800	47	

Attachment to RFI 2-5, 000506of 82

RECEIVED

JAN 2 2 2024 A

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa trinteman

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

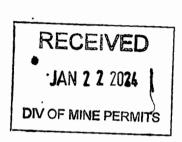
Susan Ritter

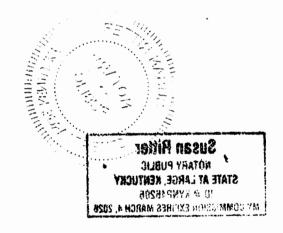
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000509of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.

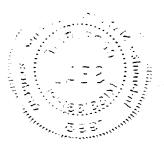


James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT	Γ) NUMBER	860-0542
	INCREMENT NUMBER	(IF ANY)	34
	BOND SUBSTITUTION	FOR EXISTING BOND #	
			· · · · · · · · · · · · · · · · · · ·
AMENDMENT,	, REVISION, OR RENEWAL NUMBE	R (IF ANY) Am-3	
1. CASH B	OND		
x 2. SURETY	Y BOND NUMBER 1141493		
3. CERTIFI	ICATE OF DEPOSIT NUMBER		
4. LETTER	OF CREDIT NUMBER		
	ONS BY THESE PRESENTS, That the unc		
	Lexon Insurance Company ment Cabinet in the penal sum of		d and firmly bound unto the
Lifergy and Environ	ment Cabinet in the penal sum of		ousand and 00/100
1 1 137b; ob ov	um is hanavvith danasitad with the Cahin		
	um is herewith deposited with the Cabine	• · · · · · · · · · · · · · · · · · · ·	Resources
	payment of which sum is to be well and t	•	· •
	um is herewith deposited with the Cabine irough its Escrow Agent	et's Department for Natural	Resources
	im is available by virtue of an irrevocable ral Resources	le letter of credit in favor of	the Cabinet's Department
all applicable laws executors, adminis effective upon rece	the provisions of the permit issued purse, regulations, and the terms of this bondstrators, successors and assigns, jointly eipt by the Department for Natural Resources KAR 10:030 and 405 KAR 10:035.	d will be observed and here and severally, firmly by t	by bind ourselves, our heirs, hese presents. This bond is
THE CONDITION	S OF THE ABOVE OBLIGATION ARE	SUCH, THAT:	
for Natural Resource the Commonwealth land situated in	e bound Principal, pursuant to the provision for a permit to engage the hof Kentucky; that in said application the Knott County, Kentucky was and by the permit issued pursuant to the said by the permit issued by the per	e in surface coal mining and ne Principal estimates that ill be affected by surface co	reclamation operations in 20.9 acres of all mining and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.
Now if the said ICG Hazard , LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown
DATE: 1130/16 OFFICIAL POSITION: VP
SIGNATURE:
Subscribed and sworn to before me by D. Edward Brown this the 30th day of
Dovember, 2016.
NOTARY PUBLIC: Kelly Short MY COMMISSION EXPIRES: 1919
COMPLETE FOR SURETY BOND: SUPETY: Leven Insurance Company NOTARY PUBLIC STATE AT LARGE, KENTUCKY ID. # 545419 MY COMMISSION EXPIRES NOV. 9, 2019
SUREIT. Lexon insurance Company
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
SIGNATURE November 30, 2016
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.

•

POWER OF ATTORNEY

LX-291432

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE **COMPANY** on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

LEXON INSURANCE COMPANY

David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 30th Day of November, 20 10

BY

Andrew Smith

Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"). hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC Lelly MY COMMISSION EXPIRES 119/19 STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF tayette

A 1 7

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>le/17/15</u>

Coure 1 J. Unseld #445174 NOTARY PUBLIC

Attachment to RFI 2-5, 0005150f 824

Increment Number: 34

Ma-3

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number 1141493 effective November 30, 2016
issued by the Lexon Insurance Company
in the amount of 84,000.00 DOLLARS,
on behalf ofICG Hazard, LLC
as Principal and in favor of Commonwealth of KY Energy and Environment Cabinet
as Obligee:
Now, Therefore, it is agreed that:
This rider will decrease the bond amount as follows:
Current Bond Amount: \$84,000.00 New Bond Amount: \$75,000.00
The acreage will decrease from 20.90 acres to 10.20 acres.
It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
This rider is to be effective the17th day of August,2018
Signed, sealed and dated this17th day ofAugust,2018
ICG Hazard, LLC (Principal) Lexon Insurance Company (Surety)
By: Theresa Pickerrell Attorney-in-Fact Theresa Pickerrell Attorney-in-Fact
Accepted By:
Commonwealth of KY Energy and Environment Cabinet
Martie Riddle
Form F5340

POWER OF ATTORNEY

1x-11078

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its statutory home office in Austin, Texas, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Beth Frymire, Leigh McCarthy, Michael Dix, Susan Ritter its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$10,000,000.00 Ten Million Dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 22nd day of June, 2018.

LEXON INSURANCE COMPANY



ACKNOWLEDGEMENT

On this 22nd day of June, 2018, before me, personally came Brian Beggs to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 17th Day of August, 20 8.

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

Attachment to RFI 2-5, 000517 of 824

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

PINE BRANCH MINING, LLC

John M. Potter CEO

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Fayette</u>

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: (4/17/15...

Laure / J. Unseld #445174
NOTARY PUBLIC

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUI	MBER	860-0542
	INCREMENT NUMBER (IF A)	NY)	34
	BOND SUBSTITUTION FOR E	EXISTING BOND #	1141493
AMENDMENT, REVISION,	OR RENEWAL NUMBER (IF	ANY)	
1. CASH BOND			
☑ 2. SURETY BOND NUM	MBER N-7003772		
	EPOSIT NUMBER		
	NUMBER		
KNOW ALL PERSONS BY THES. as Principal and Indemnity Nat Energy and Environment Cabinet Thirty Thousand and 00/100	ional Insurance Company	as Surety is/are held	
☐ 1. Which sum is herewith	n deposited with the Cabinet's De	epartment for Natural	Resources
20 10 10 10 10 10 10 10 10 10 10 10 10 10	ich sum is to be well and truly m		
	n deposited with the Cabinet's Derow Agent		
4. Which sum is available for Natural Resources	e by virtue of an irrevocable letter	r of credit in favor of t	he Cabinet's Department
all applicable laws, regulations, executors, administrators, succe effective upon receipt by the De KRS 350.068, 405 KAR 10:030		be observed and hereleverally, firmly by the and cannot be cancelled	by bind ourselves, our heirs, lese presents. This bond is
THE CONDITIONS OF THE AE	BOVE OBLIGATION ARE SUCH	, THAT:	
for Natural Resources an applica the Commonwealth of Kentucky land situated in <u>Knott</u>	ipal, pursuant to the provisions of tion for a permit to engage in sur ; that in said application the Princ County, Kentucky will be a mit issued pursuant to the aforesa	face coal mining and r cipal estimates that affected by surface coa	reclamation operations in 10.20 acres of a mining and reclamation
SME-42 Rev. 05/2013			

Attachment to RFI 2-5, 0005190f 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of
the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President
SIGNATURE: The Office of the Contract of the C
Subscribed and sworn to before me by D. Edward Brown this the 1st day of
NOTARY PUBLIC: Kelly Shows My COMMISSION EXPIRES: 11903 KELLY SHORT
COMPLETE FOR SURETY BOND: Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023
SURETY: Indemnity National Insurance Company
ADDRESS: _238 Bedford Way, Franklin, TN 37064
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus
ADDRESS: _2307 River Road, Suite 200, Louisville, KY 40206
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
SIGNATURE: THOUSA PICKUPEL DATE: July 01, 2020
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.
di la companya di mangantan di m
SME-42 Rev. 05/2013

Attachment to RFI 2-5, 000520of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississippi corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed Eight Million and 00/100 Dollars***********************************
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of whice power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
SEAL SHAPE SEAL BY Thomas F. Elkins, President
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
NOTARY Public Notary Public
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of July , 2020.
SEAL James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.
NOTARY PUBLIC MY COMMISSION EXPIRES 11723

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potler, CEC

Attachment to RFI 2-5, 000522of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr # 34
Address	3228 SUMMIT SQUARE PLACE SUITE 18	0	-		
City	LEXINGTON	State	KY	ZIP _	40509
Bond Type:	Cash X Surety Cert	tificate of Depos	it Letter o	f Credit	Bond Pool
Identification 1141493	Numbers Amount \$30,000	Identificat	tion Numbers		Amount
				_ =	
	EXON INSURANCE COMPANY	A	0007 DIVED D	(Pare	ent Company)
A STATE OF THE PARTY OF THE PAR	CRISURE LLC DBA SMITH MANUS DUISVILLE		KY	OAD, SUITE 200	40206
City <u>LC</u>	DOISVIELL	State		ZIP _	40206
If Certificate of	of Deposit or Letter of Credit				
Bank Name		Address			The Parket
City		State		ZIP	
Permitting Ac	Acres of undisturbed area has be Final Reclamation is complete and satisfactory tions or other administrative action has resulted Overlap By Complete Transfer to X Bond Substitution - replaced by bonds Reduction due to permitting action dated - Other	d in a:	(Company Name)	Permit Number _ res overlapped _ Permit Number _	
Therefore, yo	u are entitled to a bond release or reduction on	the identified	d bond(s) as sho	wn below:	
	Initial Encumbered Balance Final Release Grading Release Undisturbed Administrative Release	\$ \$ \$	30,000	\$	\$30,000
	Total Reduction		30,000	\$	30,000
	Remaining Encumbered Balance Remaining Balance on Bond #			\$	0
Given under r	ny hand on this the 24TH Day of JULY		, 20 <u>20</u>	Sim We by Skeri m	
				Director, Divis Reclamation and	
Regional Offic	ce Hazard				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000523 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZAF				Permit <u></u>	0542	In	ncr# <u>34</u>
Address		MAIN STREET, SU	ITE 2000	Ct-t-	10/	<u>-</u>	710 405	-0.7
City	LEXINGTO	<u>N</u>		_ State	KY		ZIP <u>405</u>	007
Bond Type:	Cash	X Surety	Certific	cate of Depos	it Lette	r of Credit		Bond Pool
Identification N-7003772	n Numbers	Amour \$ 	nt 330,000	Identificat	ion Numbers		An	nount
Agent 7	ACRISURE, LLC	ΓΙΟΝΑL INSURANC DBA SMIHT MANU		_	2307 RIVER	ROAD, SUITE	È 200	Company)
City <u>L</u>	LOUISVILLE			_ State	KY		ZIP	40206
If Certificate Bank Name City	of Deposit or Le	etter of Credit		_ Address State		Z	ZIP	
·	Initial Rec	ed area revealed that slamation is Complete. Acres of undisturb lamation is complete and administrative action by	ed area has been d satisfactory		(Company Name	e) Permit Num	ber	
	Complete		Partial		- ' ' '	acres overlapped	 t	
	Transfer t				(Company Name			
	Bond Sub	estitution - replaced by bo	onds		_(, ,	,		
	=	n due to permitting action						
Therefore, y		lease	reduction on th	S	d bond(s) as s	\$_		\$30,000
				5)	\$_ \$_		18,700 11,300
Given under	r my hand on this	s the <u>13TH</u> Da	y of <u>DECEME</u>	BER	, 20 <u>21</u>	X by %		
Regional Of	fice Hazard					Director, Divisi	on of Mine	e Reclamation

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000524 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZAR				Permit <u>#860</u> -	0542	Incr	# <u>34</u>
Address		MAIN STREET, S	SUITE 2000	51				V:
City	LEXINGTON	l		State	KY	- T.	ZIP <u>40507</u>	
Bond Type:	Cash	X Surety	Certific	cate of Depos	it Lett	er of Credit	Во	nd Pool
Identification N-7003772	n Numbers	Amo	sunt \$11,300	Identificat	ion Numbers	: :	Amou	ınt
		-		<u>u</u>		W W	50	
	NDEMNITY NAT			Address	2307 RIVER	ROAD, STE	(Parent Co	mpany)
	OUISVILLE			State	KY			206
If Certificate Bank Name	of Deposit or Let			Address	8			
City				State	¥.		ZIP	
32. #1 543,340.04	(NA / ABOUTO / NA (BOOK)	amation is Complete Acres of undist mation is complete	urbed area has been and satisfactory					
	Overlap By		Carell II of the Complete Control of Control	YELTER ENDOWNE	(Company Nan	34 0000	72	
	Complete		Partial			f acres overlapp		
	Transfer to Bond Subs	titution - replaced by	bonds		(Company Nan	ne) Permit Nu		
	=	due to permitting ac						
Therefore, y	ou are entitled to Initial Encum	a bond release bered Balance	or reduction on t	ne identified	zwe	\$		\$11,300
	Final Releas Grading Rele			<u> </u>	11,300 Pha	se III		
	Undisturbed	2430		<u> </u>				
	Administrativ Total Reduct		\$	<u> </u>		¢		11 300
		ion incumbered Bala	ance			\$		11,300
	Remaining B	alance on Bond	#				₹ <u>.</u>	
						X by	im Ward Builin Bale	6
Given under	my hand on this	the <u>3RD</u>	Day of <u>JANUAR</u>	Y	, 20 <u>24</u>	Signed by:	Kristin Gale	
Regional Of	fice Hazard		_					

SME-44 Rev 06/2008

U.S. Postal Service™ t to RFI 2-5, 000525 of 824T 0870 Domestic Mail Only For delivery information, visit our website at www.usps.com® 8074 Certified Mail Fee Extra Services & Fees (check box, add fee as appropriate) Return Receipt (hardcopy) 0001 Postmark Return Receipt (electronic) Here Certified Mail Restricted Delivery Inc 26,34 Adult Signature Required Madult Signature Restricted Delivery 860-0542 Postage 7021 1970 Tota ACRISURE, LCC DBA SMITH MANUS Sen 2307 RIVER ROAD, SUITE 200 Stre LOUISVILLE, KY 40206 City Instructions

SENDER: COMPLETE THIS SECTION COMPLETE THIS SECTION ON DELIVERY A. Signature ■ Complete items 1, 2, and 3. ☐ Agent Print your name and address on the reverse ☐ Addressee so that we can return the card to you. B. Received by (Printed Name) C. Date of Delivery Attach this card to the back of the mailpiece, or on the front if space permits. 1. Article Addressed to: D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: □ No ACRISURE, LCC DBA SMITH MANUS 2307 RIVER ROAD, SUITE 200 LOUISVILLE, KY 40206 8100-0542 Inc 26.34 3. Service Type □ Priority Mail Express® ☐ Adult Signature □ Registered Mail™ ☐ Adult Signature Restricted Delivery ☐ Registered Mail Restricted Delivery Certified Mail® ☐ Certified Mail Restricted Delivery 9590 9402 7962 2305 1657 72 ☑ Signature Confirmation™ ☐ Signature Confirmation ☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery Restricted Delivery 2. Article Number (Transfer from service label) 0870 7021 1970 0001 8074 **Vail Restricted Delivery** 10)

Domestic Return Receipt

PS Form 3811, July 2020 PSN 7530-02-000-9053



United States Sender: Please print your name, address, and ZIP+4® in this box® Postal Service Division of Mine Reclamation & Enforcement REDEIVED C/O LINDA FISCHER 300 Sower Boulevard, 2nd floor Frankfort, KY 40601 JAN 11 7 2024 D/DNR MINE RECLAMATION & ENFORCEMENT

Attachment to RFI 2-5, 000528 of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 000529of 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa Hinternan

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

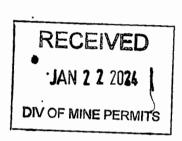
Susan Ritter

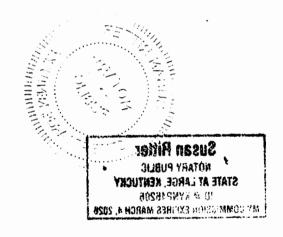
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000532of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12mm, 2024.



James E. Hart, Secretary

RECEIVED

JAN 31 2024

DIV OF MINE PERMITS



·::,

Permitted trachment to RFL2-5, 000534 of 824

Permit Number 860 - 0542 B1 Inc. # 36+37

This checklist shall be used to verify all information submitted on each type of bond. It is important that all documents be on <u>original</u> forms prescribed by the Cabinet, unless otherwise approved, and that all the information be correct, complete and unaltered. <u>All items listed must be checked</u>, (with the exception of bond riders).

CENERAL	
GENERAL:	
□Permit Number □Company Name (Principal) □County □No corrections, alterations, additions, or whiteout	 ☑ Original Documents ☑ Amount ☑ Acres ☑ Notarized
LINO COFFECTIONS, after ations, additions, or write-out	L Notalized
CASH BOND:	
☐ Item 1 Checked ☐ Payable to Kentucky State Treasurer ☐ Cashiers Check	☐ Certified Check ☐ Money Order
SURETY BOND:	
☑ Surety Listed	☑ Signed by Attorney-In-Fact
☐ Surety Name & Address	Attorney-In-Fact listed on POA
☐ Local Agency ☐ Item 2 Checked	☑ Dated
	. (
Verified By: Veresatick	cell
(Insurance Company Representative)	
ESCROW AGREEMENT: CD(s)	
☐ Item 3 Checked	☐ Execution Date
☐ Applicant Listed	□ Bank Listed as Escrow Agent
☐ Certificate of Deposit No.	☐ Issue Date
☐ Signed By Applicant	☐ Signed By Bank Representative
Verified By:	
(Bank Representative)	
LETTER OF CREDIT:	
☐ Item 4 Checked	☐ Expiration Date
☐ Bank Name & Address	□ Dated
☐ Applicant Listed	☐ Letter of Credit No. Listed
☐ Issue Date	☐ Signed by Bank Representative
Verified By:	
(Phone/Email)	Bank Representative)
	w v
Signature of Bond Reviewer	1411 Date 6 2 2021

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
		36
	INCREMENT NUMBER (IF ANY)	
	BOND SUBSTITUTION FOR EXISTING BOND #	
AMEN	IDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
<u> </u>	CASH BOND	
x 2.	SURETY BOND NUMBER N-7005139	
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER	
	LETTER OF CREDIT NUMBER	
	L PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard, L	
	al and Indemnity National nsurance Company as Surety is/are held d Environment Cabinet in the penal sum of Seventy-Five Tho	and firmly bound unto the usand and 00/100
		5,000.00).
	Which sum is herewith deposited with the Cabinet's Department for Natural F	Pacourose
	For the payment of which sum is to be well and truly made	cesources
	Which sum is herewith deposited with the Cabinet's Department for Natural F	Resources
	by and through its Escrow Agent	
☐ 4.	Which sum is available by virtue of an irrevocable letter of credit in favor of the for Natural Resources	he Cabinet's Department
		860-0542
	antee that the provisions of the permit issued pursuant to Application Number able laws, regulations, and the terms of this bond will be observed and hereb	- Andrewson
executors	s, administrators, successors and assigns, jointly and severally, firmly by the	ese presents. This bond is
	upon receipt by the Department for Natural Resources and cannot be cancelle .068, 405 KAR 10:030 and 405 KAR 10:035.	ed except as provided under
THE CO.	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did	
	al Resources an application for a permit to engage in surface coal mining and r nonwealth of Kentucky; that in said application the Principal estimates that	16.10 acres of
land situa	ated in Knott County, Kentucky will be affected by surface coasts authorized by the permit issued pursuant to the aforesaid application requiring	
operation	is audionzed by the permit issued pursuant to the aforesaid application requirm	g uns oonu.

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown
DATE: 05 19 21 OFFICIAL POSITION: 5VP
Subscribed and sworn to before me by D. Edward Brown this the 19th day of
May, 2021. NOTARY PUBLIC: Kelly Short MY COMMISSION EXPIRES: 119/23
COMPLETE FOR SURETY BOND: KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724
SURETY: Indemnity National Insurance Company My Commission Expires 11-09-2023
SURETY: Indemnity National Insurance Company My Commission Expires 11-09-2023
ADDRESS: Indemnity National Insurance Company My Commission Expires 11-09-2023 ADDRESS: 238 Bedford Way, Franklin, TN 37064
ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus
ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206
ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: May 19, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney
ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: May 19, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney

Attachment to RFI 2-5, 000537 of 824

Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

Power of Attorney

Tower of Attorney
KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company, a Mississippi corporation. (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti, Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety
bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed
Eight Million and 00/100 Dollars*********** (\$8,000,000.00) each, and to bind the Company
thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect: Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent. RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company

and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.



Indemnity National Insurance Company

Thomas F. Elkins, President

State of Kentucky County of Fayette

On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.

My Commission Expires 09/26/2021

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 19th day of 1000

James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT. NOTARY PUBLIC & ON

MY COMMISSION EXPIRES 41 9/23

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAYETTE

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires:

P Jackett

Attachment to RFI 2-5, 000539of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa thinteman

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

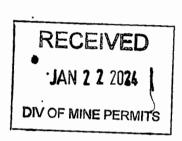
Susan Ritter

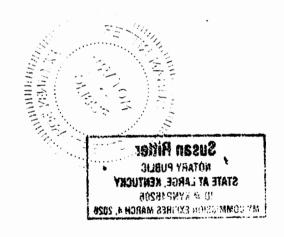
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000543 of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12mm, 2024.



James E. Hart, Secretary

RECEIVED

JAN 31 2024

DIV OF MINE PERMITS



·::,

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

APPLICATION (PERMIT) NUMBER	860-0542
INCREMENT NUMBER (IF ANY)	37
BOND SUBSTITUTION FOR EXISTING BOND #	
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
☐ 1. CASH BOND	
x 2. SURETY BOND NUMBER N-7005140	
☐ 3. CERTIFICATE OF DEPOSIT NUMBER	
4. LETTER OF CREDIT NUMBER	
KNOW ALL PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard, I	
	and firmly bound unto the busand Nine Hundred
	5,900.00).
1. Which sum is herewith deposited with the Cabinet's Department for Natural I	Resources
x 2. For the payment of which sum is to be well and truly made	
 3. Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent 	Resources
 4. Which sum is available by virtue of an irrevocable letter of credit in favor of t for Natural Resources 	he Cabinet's Department
as a quarantee that the provisions of the permit issued pursuent to Application Number	860-0542
as a guarantee that the provisions of the permit issued pursuant to Application Number all applicable laws, regulations, and the terms of this bond will be observed and herebexecutors, administrators, successors and assigns, jointly and severally, firmly by the effective upon receipt by the Department for Natural Resources and cannot be cancelled KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, ese presents. This bond is
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did for Natural Resources an application for a permit to engage in surface coal mining and the Commonwealth of Kentucky; that in said application the Principal estimates that land situated in Knott/Breathitt County, Kentucky will be affected by surface coal operations authorized by the permit issued pursuant to the aforesaid application requiring	reclamation operations in 18.80 acres of a l mining and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.	
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.	
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.	
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown	
DATE: 5 19 21 OFFICIAL POSITION: 5VP	
SIGNATURE: TELLISION	
Subscribed and sworn to before me by D. Edward Brown this the 19th day of	
May, , 2021.	
NOTARY PUBLIC: RELLY SHORT KELLY SHORT KELLY STORE AT Large	
Notary Public-State at Large	
COMPLETE FOR SURETY BOND: SURETY: Indemnity National Insurance Company Notary Public-State Office State Office Office State Office Office State Office Of	
COMPLETE FOR SURETY BOND: KENTUCKY - Notary 10 My Commission Expires 11-09-2023	
SURETY: Indemnity National Insurance Company KENTUCKY - Notary 10 KENTUCKY - Notary 10 My Commission Expires 11-09-2023 My Commission Expires 11-09-2023	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: May 19, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: May 19, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: May 19, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: May 19, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney	

Attachment to RFI 2-5, 000547 of 824

Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company, a Mississippi corporation, (hereinafter the "Company"), does hereby constitute and appoint: <u>Brook T. Smith, William R. Precious, Sandra L. Fusinetti,</u>	_
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky	to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf sur	
bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of the	ceed
Eight Million and 00/100 Dollars********* (\$8,000,000.00) each, and to bind the Comp	pany
thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.	

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- when signed by the president, or any vice president, and sealed with the Company seal; or (i)
- when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the (ii) limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.



Indemnity National Insurance Company

homas F. Elkins, President

State of Kentucky County of Fayette

On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



My Commission Expires 09/26/2021

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 19th day of MW



James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT NOTARY PUBLIC 10

MY COMMISSION EXPIRES 119123

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAYETTE

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires: 6/10/2018

-P Jackett

Permitted trachment to RFL2-5, 000549 of 824

Permit Number 860 - 054 Inc. # 36+37

This checklist shall be used to verify all information submitted on each type of bond. It is important that all documents be on <u>original</u> forms prescribed by the Cabinet, unless otherwise approved, and that all the information be correct, complete and unaltered. <u>All items listed must be checked</u>, (with the exception of bond riders).

GENERAL:	
□Permit Number □Company Name (Principal) □County □No corrections, alterations, additions, or whiteout	☑ Original Documents ☑Amount ☑ Acres ☐ Notarized
CASH BOND:	
 ☐ Item 1 Checked ☐ Payable to Kentucky State Treasurer ☐ Cashiers Check 	☐ Certified Check ☐ Money Order
SURETY BOND:	
☑ Surety Listed ☑ Surety Name & Address ☑ Local Agency ☑ Item 2 Checked	☑ Signed by Attorney-In-Fact ☑ Attorney-In-Fact listed on POA ☑ Dated
Verified By: (Insurance Company Representative	Kerell
ESCROW AGREEMENT: CD(s)	
☐ Item 3 Checked	☐ Execution Date
☐ Applicant Listed ☐ Certificate of Deposit No.	☐ Bank Listed as Escrow Agent ☐ Issue Date
☐ Signed By Applicant	☐ Signed By Bank Representative
Verified By:	
(Bank Representative)	
LETTER OF CREDIT:	
☐ Item 4 Checked ☐ Bank Name & Address ☐ Applicant Listed ☐ Issue Date	 □ Expiration Date □ Dated □ Letter of Credit No. Listed □ Signed by Bank Representative
Verified By:	(Bank Representative)
)
Signature of Bond Reviewer	Date 6/22/2021

Attachment to RFI 2-5, 000550of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 000551of 82

RECEIVED

JAN 2 2 2024 g

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By Theresa trinteman

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

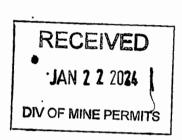
Susan Ritter

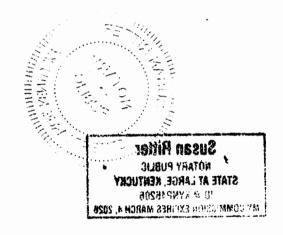
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000554of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By Leliosah a. Murp Notary Public

My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12mm, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024



COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) N	IUMBER	860-0542
	INCREMENT NUMBER (IF	ANY)	38
	BOND SUBSTITUTION FOI	R EXISTING BOND #	
AMENDMENT	r, REVISION, OR RENEWAL NUMBER (I	FANY) Am-3	
1. CASH E	3OND		•
x 2. SURET	Y BOND NUMBER 1141494		· · · · · · · · · · · · · · · · · · ·
3. CERTIF	FICATE OF DEPOSIT NUMBER		
4. LETTE	R OF CREDIT NUMBER	·	
as Principal and Energy and Enviror and 00/100 1. Which s 2. For the by and t by and t 4. Which s for Natu as a guarantee tha all applicable law executors, admini-	Lexon Insurance Company ment Cabinet in the penal sum of sum is herewith deposited with the Cabinet's payment of which sum is to be well and truly sum is herewith deposited with the Cabinet's chrough its Escrow Agent sum is available by virtue of an irrevocable learal Resources t the provisions of the permit issued pursuant s, regulations, and the terms of this bond we istrators, successors and assigns, jointly and ceipt by the Department for Natural Resource KAR 10:030 and 405 KAR 10:035.	as Surety is/are held Ninety-One Tho Dollars (\$ Department for Natural made Department for Natural etter of credit in favor of to Application Number ill be observed and here d severally, firmly by the	and firmly bound unto the usand Eight Hundred 01,800.00). Resources the Cabinet's Department 860-0542 by bind ourselves, our heirs, nese presents. This bond is
Whereas, the above for Natural Resouthe Commonweal land situated in	VS OF THE ABOVE OBLIGATION ARE SUC we bound Principal, pursuant to the provision rces an application for a permit to engage in th of Kentucky; that in said application the P	s of KRS Chapter 350 di surface coal mining and rincipal estimates that be affected by surface co	reclamation operations in 22.6 acres of al mining and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution. , as Principal, shall faithfully perform all the Now if the said ICG Hazard, LLC requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed. In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply. PRINCIPAL: ICG Hazard, LLC (PERMITTEE) DATE: 11/30/16 OFFICIAL POSITION: SIGNATURE: Subscribed and sworn to before me by D. Edward Brown this the 30th 2016 . MY COMMISSION EXPIRE NOTARY PUBLIC: (100) NOTARY PUBLIC STATE AT LARGE, KENTUCKY COMPLETE FOR SURETY BOND: ID. # 545419 MY COMMISSION EXPIRES NOV. 9, 2019 SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223 Acrisure, LLC DBA Smith Manus LOCAL AGENCY ISSUING BOND: 2307 River Road, Suite 200, Louisville, KY 40206 ADDRESS: Attorney-in-Fact BY: Theresa Pickerrell OFFICIAL POSITION: SIGNATURE: DATE: November 30, 2016 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.

SME-42 Rev. 06/2013

POWER OF ATTORNEY

LX-291433

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

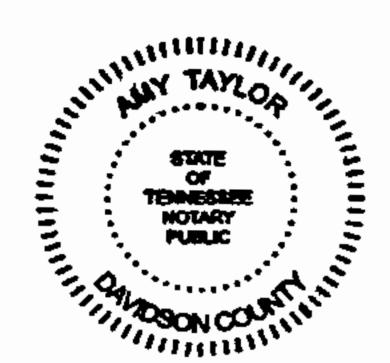
IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

LEXON INSURANCE COMPANY

David E. Campbel President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY

BY

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 30th Day of November, 20 1 Q

Andrew Smith

Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"). hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A
TRUE AND EXACT COPY OF THE
ORIGINAL DOCUMENT.
NOTARY PUBLIC KOOL STATE OF COMMISSION: KENTUCKY

John M. Potter, CEO

PINE BRANCH MINING_LLC

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Fayette</u>

ar r i i

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>le/17/15</u>

Coure J. Unseld #445174
NOTARY PUBLIC

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NU	MBER	860-0542
	INCREMENT NUMBER (IF A	NY)	38
	BOND SUBSTITUTION FOR I	EXISTING BOND #	1141494
AMENDMENT, REVISION	I, OR RENEWAL NUMBER (IF	ANY)	
☐ 1. CASH BOND			
	JMBER N-7003773		
☐ 3. CERTIFICATE OF I	DEPOSIT NUMBER		
4. LETTER OF CREDI	T NUMBER		
KNOW ALL PERSONS BY THE as Principal and Indemnity N Energy and Environment Cabin Ninety One Thousand Eight H		as Surety is/are hel	LLC Id and firmly bound unto the 01,800.00).
☐ 1. Which sum is herew	ith deposited with the Cabinet's De	epartment for Natural	Resources
∑ 2. For the payment of v	which sum is to be well and truly m	nade	
3. Which sum is herew by and through its Es	ith deposited with the Cabinet's Descrow Agent	epartment for Natural	
4. Which sum is available for Natural Resource	ole by virtue of an irrevocable lette s	r of credit in favor of	the Cabinet's Department
all applicable laws, regulations executors, administrators, succ	ons of the permit issued pursuant to s, and the terms of this bond will cessors and assigns, jointly and so Department for Natural Resources 0 and 405 KAR 10:035.	be observed and here severally, firmly by t	eby bind ourselves, our heirs, hese presents. This bond is
THE CONDITIONS OF THE 2	ABOVE OBLIGATION ARE SUCH	I, THAT:	
for Natural Resources an application the Commonwealth of Kentuck land situated in Knott	ncipal, pursuant to the provisions of cation for a permit to engage in survey; that in said application the Prin County, Kentucky will be a cermit issued pursuant to the aforesa	rface coal mining and acipal estimates that affected by surface co	reclamation operations in 22.60 acres of oal mining and reclamation
SME-42 Rev. 05/2013			

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution. , as Principal, shall faithfully perform all the Now if the said ICG Hazard, LLC requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed. In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply. PRINCIPAL: ICG Hazard, LLC D. Edward Brown BY: (PERMITTEE) DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President SIGNATURE: Subscribed and sworn to before me by D. Edward Brown this the day of July **NOTARY PUBLIC:** MY COMMISSION EXPIRES KELLY SHORT Notary Public-State at Large COMPLETE FOR SURETY BOND: KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023 SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 OFFICIAL POSITION: Attorney-in-Fact BY: Theresa Pickerrell SIGNATURE: DATE: July 01, 2020 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.

SME-42 Rev. 05/2013

Attachment to RFI 2-5, 000562of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississinni cornoration (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith. William R. Precious. Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT.

NOTARY PUBLIC OO MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

olin M. Potler, CEO

Attachment to RFI 2-5, 000564of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD	STATE OF THE STATE			Permit #860-05	42	Incr# 38
Address	3228 SUMMIT	SQUARE PLA	CE SUITE				
City	LEXINGTON			State	KY	ZIP <u>-</u>	40509
Bond Type:	Cash	X Surety		Certificate of Depos	it Letter o	f Credit	Bond Pool
Identification 1141494	Numbers	Amo	unt \$91,800	Identificat	tion Numbers		Amount
STATE OF THE PARTY	EXON INSURANC						ent Company)
	CRISURE LLC DE	A SMITH MAN	IUS	The second second		DAD, SUITE 200	
City LC	DUISVILLE			State	KY	ZIP _	40206
If Certificate of	of Deposit or Lette	r of Credit					
Bank Name		r or oroan		Address			
City			2.7	State	-	ZIP	
Permitting Ac	Overlap By Complete Transfer to X Bond Substitu	ation is complete a ninistrative action ution - replaced by to permitting action	on has resu		(Company Name)	Permit Number _ res overlapped _ Permit Number _	
Therefore ve		hand ralages a	r radication	on the identifies	d band/a\ aa aba	um halaun	
Therefore, yo	u are entitled to a Initial Encumbe Final Release Grading Relea Undisturbed	ered Balance se	or reduction	\$		\$	\$91,800
	Administrative			\$	91,800		
	Total Reduction Remaining End Remaining Bal	cumbered Bala				\$	91,800
Given under r	my hand on this th		ay of JUL	Y	, 20 <u>20</u>	Sim Wind War Skeri m	ections
		K.		1		Director, Divis Reclamation and	
Regional Office	ce Hazard						

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000565of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 0005660f 82

RECEIVED

JAN 2 2 2024

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa trinteman

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

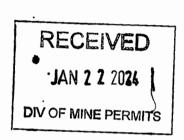
Susan Ritter

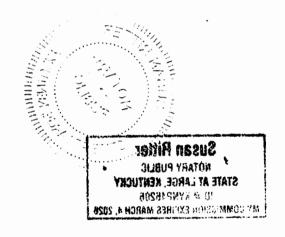
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000569of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024



Attachment to RFI 2-5, 000571of 824

COMMONWEALTH OF KENTUCKY **ENERGY AND ENVIRONMENT CABINET** DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr # 39
Address	3228 SUMMIT SQUARE PLACE SUITE 1	80			+ 2 = -
City	LEXINGTON	State	KY	ZIP	40509
Bond Type:	Cash X Surety C	ertificate of Depos	it Letter o	f Credit	Bond Pool
Identification LICX1192118	THE CHARLES COMMENT	Identificat	tion Numbers		Amount
If Surety LE	EXON INSURANCE COMPANY			(Pa	rent Company)
	CRISURE LLC DBA SMITH MANUS	Address	2307 RIVER R		
5.75	DUISVILLE	State		ZIP	40206
Bank Name	of Deposit or Letter of Credit	Address		ZID	
City		State	10	ZIP	
Permitting Ac	Initial Reclamation is Complete. Acres of undisturbed area has Final Reclamation is complete and satisfactory tions or other administrative action has result Overlap By Complete Transfer to X Bond Substitution - replaced by bonds Reduction due to permitting action dated - Other		(Company Name)	Permit Number res overlapped Permit Number	
Therefore vo	u are entitled to a bond release or reduction	on the identified	d hond(s) as sho	wn helow:	
, mararara, ya	Initial Encumbered Balance Final Release Grading Release Undisturbed Administrative Release Total Reduction	\$ \$ \$	123,900	\$\$	\$123,900 123,900
	Remaining Encumbered Balance			\$	0
Given under r	Remaining Balance on Bond # my hand on this the 24TH Day of JULY		, 20 <u>20</u>	by Skeri n Director, Div	
Daniar I Off	. Henry			Reciamation at	nd Enforcement
Regional Office	ce <u>Hazard</u>				

SME-44 Rev 06/2008

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT)	NUMBER	860-0542
	INCREMENT NUMBER (IF	ANY)	39
	BOND SUBSTITUTION FO	R EXISTING BOND #	LICX1192118
AMENDMENT, REVISI	ON, OR RENEWAL NUMBER (IF ANY)	
☐ 1. CASH BOND _			
	NUMBER N-7003774		
	F DEPOSIT NUMBER		
	DIT NUMBER		
as Principal and <u>Indemnity</u> Energy and Environment Cal		as Surety is/are held	and firmly bound unto the
One Hundred Twenty Three	Thousand Nine Hundred and 00/	100 Dollars (\$ _12	23,900.00
n v. s	ewith deposited with the Cabinet's	(81)	Resources
	of which sum is to be well and truly		
Which sum is here by and through its	ewith deposited with the Cabinet's Escrow Agent	Department for Natural l	
4. Which sum is ava for Natural Resou	lable by virtue of an irrevocable learces	etter of credit in favor of t	he Cabinet's Department
all applicable laws, regulati executors, administrators, s	sions of the permit issued pursuan ons, and the terms of this bond w uccessors and assigns, jointly and e Department for Natural Resource 030 and 405 KAR 10:035.	ill be observed and hereb d severally, firmly by th	by bind ourselves, our heirs, ese presents. This bond is
THE CONDITIONS OF TH	E ABOVE OBLIGATION ARE SU	СН, ТНАТ:	
for Natural Resources an ap the Commonwealth of Kent land situated in <u>Knott</u>	Principal, pursuant to the provision plication for a permit to engage in ucky; that in said application the P County, Kentucky will be permit issued pursuant to the afor	surface coal mining and r rincipal estimates that be affected by surface coa	reclamation operations in 30.80 acres of a mining and reclamation
SME-42 Rev. 05/2013			

Attachment to RFI 2-5, 000573of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President
SIGNATURE: Male Hours
Subscribed and sworn to before me byD. Edward Brown this the1st day of
_July
NOTARY PUBLIC: Kelly Shout MY COMMISSION EXPIRES: HG 3 KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724
COMPLETE FOR SURETY BOND: My Commission Expires 11-09-2023
SURETY: Indemnity National Insurance Company
ADDRESS: 238 Bedford Way, Franklin, TN 37064
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
SIGNATURE: MULSO PICKURED DATE: July 01, 2020
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.
SME-42 Rev. 05/2013

Attachment to RFI 2-5, 000574of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississinni corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed Eight Million and 00/100 Dollars***************************(\$8,000,000.00) each, and to bind the Company thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the
limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of whicl power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
SEAL By Thomas F. Elkins, President
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
NOTARY Public Notary Public
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of July , 2020.
SEAL 1993 By James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC 1000 Shows

MY COMMISSION EXPIRES 11913
STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potler, CEO

Attachment to RFI 2-5, 000576of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 000577of 82

RECEIVED

JAN 2 2 2024

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa trinteman

Theresa Hintzman, Attorney-In-Fact

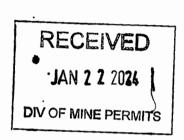
State of: Kentucky
County of: Jefferson

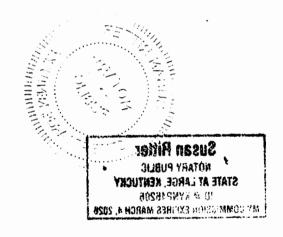
I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

Susan Ritter
NOTARY PUBLIC
STATE AT LARGE, KENTUCKY
ID # KYNP46206
MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000580of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

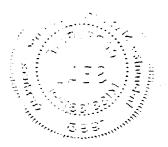
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024



Attachment to RFI 2-5, 000582of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 000583of 82

RECEIVED

JAN 2 2 2024

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa Hinternan

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

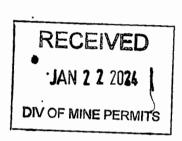
Susan Ritter

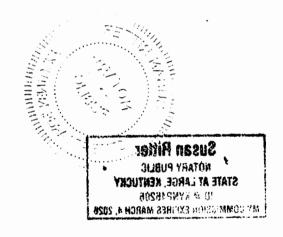
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000586of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas F Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.

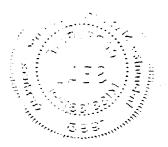


James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



Attachment to RFI 2-5, 000588of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

INCREMENT NUMBER (IF ANY)	<u> </u>
BOND SUBSTITUTION FOR EXISTING BOND #	
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
1. CASH BOND	· · · · · · · · · · · · · · · · · · ·
x 2. SURETY BOND NUMBER 1144281	· · · · · · · · · · · · · · · · · · ·
3. CERTIFICATE OF DEPOSIT NUMBER	
4. LETTER OF CREDIT NUMBER	· · · · · · · · · · · · · · · · · · ·
KNOW ALL PERSONS BY THESE PRESENTS, That the undersigned as Surety is/are held and fire the land Energy and Environment Cabinet in the penal sum of Seventy-Five Thousand Dollars (\$ 75,000.0	<u>d_and 00/100</u>
☐ 1. Which sum is herewith deposited with the Cabinet's Department for Natural Resource	ces
2. For the payment of which sum is to be well and truly made	
3. Which sum is herewith deposited with the Cabinet's Department for Natural Resource by and through its Escrow Agent	ces
4. Which sum is available by virtue of an irrevocable letter of credit in favor of the Cab for Natural Resources	oinet's Department
as a guarantee that the provisions of the permit issued pursuant to Application Number all applicable laws, regulations, and the terms of this bond will be observed and hereby bind executors, administrators, successors and assigns, jointly and severally, firmly by these pre effective upon receipt by the Department for Natural Resources and cannot be cancelled exce KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035. THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT: Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did file w for Natural Resources an application for a permit to engage in surface coal mining and reclamathe Commonwealth of Kentucky; that in said application the Principal estimates that 13.4 land situated in Knott County, Kentucky will be affected by surface coal mining operations authorized by the permit issued pursuant to the aforesaid application requiring this be	esents. This bond is ept as provided under with the Department ation operations in acres of and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.		
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.		
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.		
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown		
DATE: $2/27/7$ OFFICIAL POSITION: \sqrt{P}		
SIGNATURE: TECHTOMES		
Subscribed and sworn to before me by <u>D. Edward Brown</u> this the <u>27th</u> day of		
<u>February</u> , <u>2017</u> .		
NOTARY PUBLIC: Kelly Short MY COMMISSION EXPIRES: 119/19		
COMPLETE FOR SURETY BOND: KELLY SHORT		
COMPLETE FOR SURETY BOND: KELLY SHORT Notary Public SURETY: Lexon Insurance Company State At Large		
COMPLETE FOR SURETY BOND: KELLY SHORT Notary Public	19	
COMPLETE FOR SURETY BOND: SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223 KELLY SHORT Notary Public State At Large Kentucky My Commission Expires Nov. 9, 2	19	
COMPLETE FOR SURETY BOND: SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223 Kentucky My Commission Expires Nov. 9, 2	19	
COMPLETE FOR SURETY BOND: SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus	19	
COMPLETE FOR SURETY BOND: SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206	19	
COMPLETE FOR SURETY BOND: SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact	19	
COMPLETE FOR SURETY BOND: SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: February 27, 2017 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney		
COMPLETE FOR SURETY BOND: SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: February 27, 2017 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney		
COMPLETE FOR SURETY BOND: SURETY: Lexon Insurance Company ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223 LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: February 27, 2017 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney	19	

SME-42 Rev. 06/2013

POWER OF ATTORNEY

LX-296270

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that **LEXON INSURANCE COMPANY**, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix, Leigh McCarthy, Rebecca M. Reid its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, **LEXON INSURANCE COMPANY** has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

SEAL

LEXON INSURANCE COMPANY

David E. Campbell President

BY

BY

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of **LEXON INSURANCE COMPANY**, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



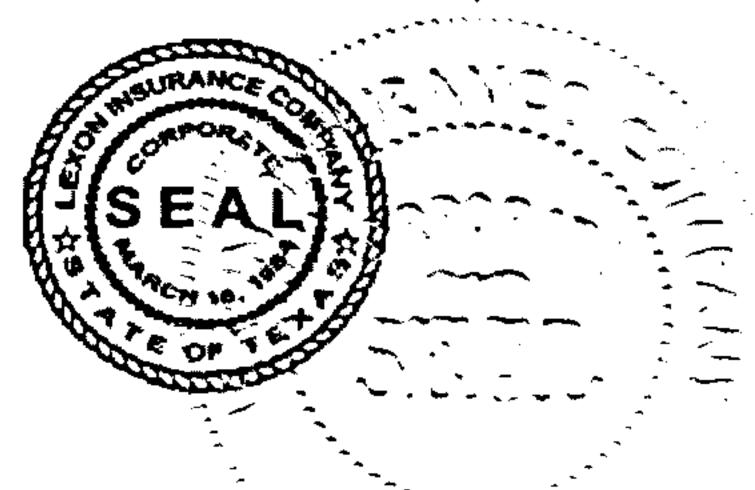
AMY TAYLOR
Notary Public- State of Tennessee
Davidson County
My Commission Expires 07-08-19

Amy Taylor

CERTIFICATE

I, the undersigned, Assistant Secretary of **LEXON INSURANCE COMPANY**, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 27th Day of February, 2017.



Andrew Smith
Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

Attachment to RFI 2-5, 000591 of 824

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC Le 14 Shous-

MY COMMISSION EXPIRES 1/9/19
STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING-LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Fayette</u>

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>Le/17/15</u>

Coure J. Unseld #445174
NOTARY PUBLIC

Permittee Name	ICG Hararo	Attachment to RFI
Permit Number	860-0542, (RI) Inc. #_4/_

This checklist shall be used to verify all information submitted on each type of bond. It is important that all documents be on <u>original</u> forms prescribed by the Cabinet, unless otherwise approved, and that all the information be correct, complete and unaltered. <u>All items listed must be checked</u>, (with the exception of bond riders).

GENERAL:	
☑Permit Number ☑Company Name	☑/Øriginal Documents ☑/Principal Listed
M Amount	Acres
☑County ☑No corrections alterations additions whiteout	☑ Notarized
Mo corrections, alterations, additions, whiteout	
CASH BOND:	
□ Item 1 Checked	☐ Certified Check
☐ Payable to Kentucky State Treasurer	☐ Money Order
☐ Cashiers Check	
SURETY BOND:	
7,	
☑/Surety Listed	☑ Signed by Attorney-In-Fact ☑ Attorney-In-Fact listed on Power of Attorn
Surety Name & Address Local Agency	M Dated
Item 2 Checked	
Verified By: Leresa Pickerrell	
(Insurance Company Representative)	
ESCROW AGREEMENT: CD(s)	
□ Item 3 Checked	☐ Execution Date
Applicant Listed	☐ Bank Listed as Escrow Agent
☐ Certificate of Deposit No.☐ Signed By Applicant	☐ Issue Date ☐ Signed By Bank Representative
Verified By:	
(Bank Representative)	
LETTER OF CREDIT:	
□ Item 4 Checked	☐ Expiration Date
Bank Name & Address	☐ Dated
☐ Applicant Listed ☐ Issue Date	☐ Letter of Credit No. Listed ☐ Signed by Bank Representative
Verified By: (Phone/Email)	(Bank Representative)
	tanning topicsentative)
Signature of Bond Reviewer Mortio, Rioddle	3/L/12
Signature of Bond Reviewer ///nitto / Tiddle	Data 7/4/17

COMMONWEALTH OF KENTUCKY **ENERGY AND ENVIRONMENT CABINET** DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	41
	BOND SUBSTITUTION FOR EXISTING BOND #	1144281
AMEN	IDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
□ 1.	CASH BOND	
	SURETY BOND NUMBER N-7003775	
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER	
☐ 4.	LETTER OF CREDIT NUMBER	
as Princip Energy an	L PERSONS BY THESE PRESENTS, That the undersigned as Surety is/are held and Indemnity National Insurance Company as Surety is/are held a Environment Cabinet in the penal sum of Dollars (\$ 75	
	Which sum is herewith deposited with the Cabinet's Department for Natural I	Resources
	For the payment of which sum is to be well and truly made	
□ 3.	Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent	
☐ 4.	Which sum is available by virtue of an irrevocable letter of credit in favor of t for Natural Resources	he Cabinet's Department
all applic executors effective	antee that the provisions of the permit issued pursuant to Application Number able laws, regulations, and the terms of this bond will be observed and herebe, administrators, successors and assigns, jointly and severally, firmly by the upon receipt by the Department for Natural Resources and cannot be cancelled. 10:68, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, ese presents. This bond is
THE CO	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Nature the Community land situation	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did al Resources an application for a permit to engage in surface coal mining and a nonwealth of Kentucky; that in said application the Principal estimates that ted in <u>Knott</u> County, Kentucky will be affected by surface coals authorized by the permit issued pursuant to the aforesaid application requiring	eclamation operations in 13.40 acres of I mining and reclamation
SME-42 F	ev. 05/2013	

Attachment to RFI 2-5, 00059401 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.			
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.			
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.			
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)			
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President			
SIGNATURE: The Common of the C			
Subscribed and sworn to before me by D. Edward Brown this the day of			
NOTARY PUBLIC: Kelly Short KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023 SURETY: Indemnity National Insurance Company			
ADDRESS: 238 Bedford Way, Franklin, TN 37064			
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus			
ADDRESS: _2307 River Road, Suite 200, Louisville, KY 40206			
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact			
SIGNATURE: The Losa Rokell DATE: July 01, 2020			
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.			
SME-42 Rev. 05/2013			

Attachment to RFI 2-5, 000595of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississippi corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed Eight Million and 00/100 Dollars********************(\$8,000,000.00) each, and to bind the Company thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
SEAL Services By Thomas F. Elkins, President
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
NOTARY Public Notary Public
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of July , 2020.

James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A

TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC KELLY
MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potler CEC

Attachment to RFI 2-5, 000597 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr# 41
Address	3228 SUMMIT SQUARE PLACE SUITE 1	80			
City	LEXINGTON	State	KY	ZIP <u>4</u>	0509
Bond Typ	e: Cash X Surety C	ertificate of Depos	it Letter o	f Credit	Bond Pool
Identificat 1144281	tion Numbers Amount \$75,000	Identificat ————————————————————————————————————	tion Numbers	_	Amount
If Surety	LEXON INSURANCE COMPANY				nt Company)
Agent	ACRISURE LLC DBA SMITH MANUS			OAD, SUITE 200	
City	LOUISVILLE	State	KY	ZIP _	40206
If Contifica	ata of Danasit as Latter of Cradit				
Bank Nan	ate of Deposit or Letter of Credit	Address			
City		State		ZIP	
Only					
Permitting	Acres of undisturbed area has Final Reclamation is complete and satisfactory Actions or other administrative action has result Overlap By Complete Transfer to X Bond Substitution - replaced by bonds Reduction due to permitting action dated -		(Company Name)	Permit Number res overlapped Permit Number	
	Other				
Therefore	e, you are entitled to a bond release or reduction of Initial Encumbered Balance Final Release Grading Release Undisturbed Administrative Release	ss	75,000	wn below: \$	\$75,000
	Total Reduction	<u> </u>	70,000	\$	75,000
	Remaining Encumbered Balance Remaining Balance on Bond #			\$	0
Given und	der my hand on this the 24TH Day of JULY		, 20 <u>20</u>	by Skeri My	ullino
Regional	Office Hazard			Reclamation and	Enforcement

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000598of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.	
N-7005421	\$387,900	3	
N-7005422	\$223,700	7	
N-7005372	\$87,800	8	
N-7005205	\$123,700	9	
N-7003750	\$91,900	11	
N-7005206	\$103,900	12	
N-7003751	\$363,900	13	
N-7003752	\$159,600	14	
N-7003753	\$195,800	15	
N-7003754	\$99,800	16	
N-7003755	\$269,600	17	
N-7003756	\$260,800	18	
N-7003757	\$442,500	19	
N-7003759	\$137,400	21	
N-7003760	\$85,100	22	
N-7003761	\$462,700	23	
N-7003762	\$75,000	24	
N-7003763	\$75,000	25	
N-7003765	\$66,000	27	
N-7003766	\$225,500	28	
N-7003767	\$111,800	29	
N-7003769	\$305,600	31	
N-7003770	\$150,300	32	
N-7003771	\$190,400	33	
N-7005380	\$183,600	35	
N-7005139	\$75,000	36	
N-7005140	\$75,900	37	
N-7003773	\$91,800	38	
N-7003774	\$123,900	39	
N-7005207	\$219,900	40	
N-7003775	\$75,000	41	
N-7003776	\$75,000	42	
N-7003777	\$75,000	43	
N-7003778	\$155,600	44	
N-7003779	\$503,700	45	
N-7003781	\$247,800	47	

Attachment to RFI 2-5, 0005990f 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa trinteman

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

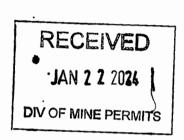
Susan Ritter

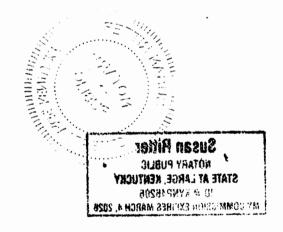
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000602of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.

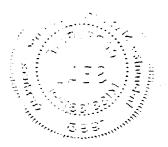


James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

Attachment to RFI 2-5, 000604of 824

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	42
	BOND SUBSTITUTION FOR EXISTING BOND #	
AMEN	IDMENT, REVISION, OR RENEWAL NUMBER (IF ANY) Am-3	
1.	CASH BOND	
x 2.	SURETY BOND NUMBER 1141495	
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER	
4.	LETTER OF CREDIT NUMBER	
	L PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard,	
_		and firmly bound unto the
Energy an		ousand and 00/100 5.000.00).
	Which sum is herewith deposited with the Cabinet's Department for Natural I	Resources
x 2.	For the payment of which sum is to be well and truly made	
3 .	Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent	Resources
4 .	Which sum is available by virtue of an irrevocable letter of credit in favor of to Natural Resources	he Cabinet's Department
as a onar	antee that the provisions of the permit issued pursuant to Application Number	860-0542
all applications all applications all applications are cutors as a security and a security all applications are cutors as a security and a security all applications are cutors as a security and a security are cutors as a security and a security are cutors as a security are cutors.	cable laws, regulations, and the terms of this bond will be observed and hereby, administrators, successors and assigns, jointly and severally, firmly by the upon receipt by the Department for Natural Resources and cannot be cancelled 0.068, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, ese presents. This bond is
THE CO	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Naturathe Company land situation	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did ral Resources an application for a permit to engage in surface coal mining and monwealth of Kentucky; that in said application the Principal estimates that ated in Knott County, Kentucky will be affected by surface coans authorized by the permit issued pursuant to the aforesaid application requiring	reclamation operations in 7.3 acres of all mining and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown
DATE: 1/30/16 OFFICIAL POSITION: V.P.
SIGNATURE: // C// Joe
Subscribed and sworn to before me by D. Edward Brown this the 30th day of
1)0 vember, 2016.
NOTARY PUBLIC: Short MY COMMISSION EXPIRES: 11919 KELLY SHORT
COMPLETE FOR SURETY BOND: SUPETY: Leven Insurance Company NOTARY PUBLIC STATE AT LARGE, KENTUCKY ID. # 545419 MY COMMISSION EXPIRES NOV. 9, 2019
SURETY: Lexon Insurance Company Lexon Insurance Company
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
SIGNATURE hence Pullemell DATE: November 30, 2016
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.
SME-42 Rev. 06/2013

.

Attachment to RFI 2-5, 0006050f 824

POWER OF ATTORNEY

LX-291459

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

LEXON INSURANCE COMPANY

David E. Campbell President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.

AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 30 Day of Months 20 16.

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC Kelly Show MY COMMISSION EXPIRES 11919 STATE OF COMMISSION: KENTUCKY

Hun Jolin M. Potter, CEO

PINE BRANCH MINING, LLC

COMMONWEALTH OF KENTUCKY COUNTY OF tayette

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>Le[17]</u>

Coure 1 J. Unseld #445174

NOTARY PUBLIC

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542		
	INCREMENT NUMBER (IF ANY)	42		
	BOND SUBSTITUTION FOR EXISTING BOND	# 1141495		
AMEN	IDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)			
□ 1.	CASH BOND			
	SURETY BOND NUMBER N-7003776			
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER			
	LETTER OF CREDIT NUMBER			
as Principa Energy an	L PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard and Indemnity National Insurance Company as Surety is/are d Environment Cabinet in the penal sum of	held and firmly bound unto the		
Seventy	Five Thousand and 00/100 Dollars (\$	75,000.00).		
□ 1.	Which sum is herewith deposited with the Cabinet's Department for Natu	ral Resources		
2 .	For the payment of which sum is to be well and truly made			
☐ 3.	Which sum is herewith deposited with the Cabinet's Department for Naturby and through its Escrow Agent			
☐ 4.	Which sum is available by virtue of an irrevocable letter of credit in favor for Natural Resources	of the Cabinet's Department		
as a guarantee that the provisions of the permit issued pursuant to Application Number 860-0542 all applicable laws, regulations, and the terms of this bond will be observed and hereby bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents. This bond is effective upon receipt by the Department for Natural Resources and cannot be cancelled except as provided under KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.				
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:				
for Natur the Comr land situa	the above bound Principal, pursuant to the provisions of KRS Chapter 35c al Resources an application for a permit to engage in surface coal mining a monwealth of Kentucky; that in said application the Principal estimates that ited inKnott County, Kentucky will be affected by surface a suthorized by the permit issued pursuant to the aforesaid application required.	and reclamation operations in the determinant of the deterministic and reclamation operations in the determinis		
SME-42 F	Rev. 05/2013			

Attachment to RFI 2-5, 000609of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.				
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.				
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.				
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)				
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President				
SIGNATURE: Theolise				
Subscribed and sworn to before me by D. Edward Brown this the tay of				
<u>July</u> , <u>2020</u> .				
NOTARY PUBLIC: Kelly Shoot MY COMMISSION EXPIRES: 41923 KELLY SHORT Notary Public-State at Large				
COMPLETE FOR SURETY BOND: KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023				
SURETY: Indemnity National Insurance Company				
ADDRESS: _238 Bedford Way, Franklin, TN 37064				
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus				
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206				
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact				
SIGNATURE: Thusa Picklivell Date: July 01, 2020				
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.				
SME-42 Rev. 05/2013				

Attachment to RFI 2-5, 000610of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

		by constitute and appoint: Bro	ook T. Smith. Will	iam R. Precious. Sandra L.	Fusinetti.
Mark A. Guidry	, Theresa Pickerrell, Amy B	owers, Susan Ritter, and Sheryon		ouisville, Kentucky	to be
its true and law	ful Attorney-in-Fact, with	h full power and authority here	by conferred to sig	gn, seal, and execute on its l	ehalf surety
		ents of a similar nature issued i	n the course of its		
Eight Million ar	nd 00/100 Dollars*******	****** (\$8,000,000.00) s if the same were signed by the		each, and to bind	the Company
thereby as fully	and to the same extent a	s if the same were signed by the	ie duly authorized	officers of the Company.	
Written Conser	nt of the Board of Directo	ecuted pursuant to and by authors, which is now in full force a	nd effect:	N W 2 2 2 20 20 20 20 20 20 20 20 20 20 20	
Authorization to	Appoint Attorneys-in-Fact a	and the Use of Facsimile Signature	es and Facsimile Sea	ls for the Purpose of Issuing B	onds:
instrun Compa	nent evidencing the appointr any to bonds and related obli	or any vice president may appoint a ment in each case, for and on beha igatory certificates and documents ously granted to such person, whet	If of the Company to ; and any one of said	execute and deliver and affix d officers may remove any sucl	the seal of the hattorney-in-fact or
RESOI		related obligatory certificates and dent, or any vice president, and se			mpany,
(ii)	when duly executed and limits of authority eviden	sealed with the Company seal by onced by the power of attorney issue attached thereto in order for suc	one or more attorney ed by the Company t	s-in-fact or agents pursuant to to such person or persons a cer	
certific	ation thereof authorizing the	of any authorized officer and the se e execution and delivery of any bo to used shall have the same force an	nds and related oblig	gatory certificates and docume	
IN WITNESS W Indemnity Nation	HEREOF, this Power of Att nal Insurance Company has	torney has been subscribed by an a been affixed thereto in Lexington,	uthorized officer or Kentucky this 6th d	official of the Company and the ay of November, 2017.	ne corporate seal of
	THE PARTY OF THE P	Indemni	ty National Insurar	nce Company	
	SEAL 1993	By Thom	ALS as F. Elkins, Preside	ent	
State of Kentuck County of Fayett					
President of Inde	mnity National Insurance Corporate seal of Indemnity N	me, a Notary Public, personally ompany; that he knows the seal of Jational Insurance Company thereto	f said corporation; as	nd that he executed the above	Power of Attorney
	NOTARY PUBLIC A		By Allora Notary Public	d a. Murphy	-
CERTIFICATE	AT LARGE		My Commission Exp	pires 09/26/2021	
I, James E. Hart, effect, and furthe	Secretary of Indemnity Nati r certify that the Minutes of	onal Insurance Company, do here Special Actions Taken by Written	by certify that the fo Consent of the Boa	regoing Power of Attorney is s rd of Directors are now in full	still in full force and force and
IN TESTIMONY	WHEREOF-I have subscrib	bed my name and affixed the seal	of said Company. D	oated this 1st day of J	uly , 20 <u>20</u> .
	MAL IV COM	E & E	1		

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT

NOTARY PUBLIC ___ MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUC

PINE BRANCH MINING, LLC

Attachment to RFI 2-5, 000612of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC Permit ±860-0542		42	Incr # 42				
Address	3228 SUM	3228 SUMMIT SQUARE PLACE SUITE 180				THE TRUE		
City	LEXINGTO	N		State	KY	KY ZIP 40509		
Bond Typ	entification Numbers Amount Identification Numbers		f Credit Bond Pool					
Identificat 1141495			Identificat	Identification Numbers		Amount		
						W	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
If Surety	The second secon	NCE COMPANY		9	7		ent Company)	
Agent		DBA SMITH MANUS	S		2307 RIVER RO			
City	LOUISVILLE			State	KY	ZIP	40206	
If Certifica	ate of Deposit or Le	etter of Credit						
Bank Nar	ne			Address				
City				State	N-	ZIP	3.17	
An inches	ation of the permitte	ad area revealed that						
An inspec		ed area revealed that clamation is Complete.						
		Acres of undisturbe	ed area has bee	en verified				
	Final Rec	clamation is complete and		or vermed.				
D'W'	-			Herrer				
Permitting	Overlap E	administrative action	nas resulted	in a:	(Company Name)	Permit Number		
		ACC.	Parti	al.	-10 N -20 N	The state of the s		
	Complete		Parti	aı		res overlapped		
	Transfer		nda	N-700377	(Company Name)	Permit Number		
		ostitution - replaced by bo		14-700377	0			
		n due to permitting action	dated -	7				
	Other _		500	20 0 1000	92 dt VC2W 60 66		1	
Therefore	STOCK	o a bond release or r	eduction on	the identified	d bond(s) as sho	wn below:	¢75,000	
	Final Relea	mbered Balance		œ.		Φ	\$75,000	
				\$				
	Grading Re Undisturbed			\$				
		ive Release		\$	75,000			
	Total Redu			Φ	75,000	c	75,000	
		Encumbered Balanc				<u> </u>	75,000	
	1 . A Comment of the	Balance on Bond #	е			Ψ	U	
	Remaining	balance on bond #	-			٨		
Given up	dor my band on thi	s the 24TH Day	of JULY		20.20	by Skeri m		
Given und	der my hand on thi	oule <u>24111</u> Day	OI JULT		, 20 <u>20</u>	Director, Divi	4-00-10	
						Reclamation an		
D	055					recommunit an	a Line, comen	
Regional	Office Hazard							

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000613of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.	
N-7005421	\$387,900	3	
N-7005422	\$223,700	7	
N-7005372	\$87,800	8	
N-7005205	\$123,700	9	
N-7003750	\$91,900	11	
N-7005206	\$103,900	12	
N-7003751	\$363,900	13	
N-7003752	\$159,600	14	
N-7003753	\$195,800	15	
N-7003754	\$99,800	16	
N-7003755	\$269,600	17	
N-7003756	\$260,800	18	
N-7003757	\$442,500	19	
N-7003759	\$137,400	21	
N-7003760	\$85,100	22	
N-7003761	\$462,700	23	
N-7003762	\$75,000	24	
N-7003763	\$75,000	25	
N-7003765	\$66,000	27	
N-7003766	\$225,500	28	
N-7003767	\$111,800	29	
N-7003769	\$305,600	31	
N-7003770	\$150,300	32	
N-7003771	\$190,400	33	
N-7005380	\$183,600	35	
N-7005139	\$75,000	36	
N-7005140	\$75,900	37	
N-7003773	\$91,800	38	
N-7003774	\$123,900	39	
N-7005207	\$219,900	40	
N-7003775	\$75,000	41	
N-7003776	\$75,000	42	
N-7003777	\$75,000	43	
N-7003778	\$155,600	44	
N-7003779	\$503,700	45	
N-7003781	\$247,800	47	

Attachment to RFI 2-5, 000614of 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By Theresa trinteman

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

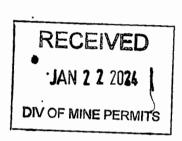
Susan Ritter

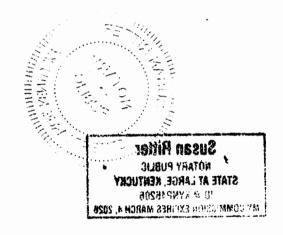
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000617 of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By Glorah a. Murp Notary Public

My Commission Expires 09/26/2025

Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

APPLICATION (PERMIT) NUMBER	860-0542
INCREMENT NUMBER (IF ANY)	43
BOND SUBSTITUTION FOR EXISTING BOND #	<u>. </u>
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF ANY) Am-3	
1. CASH BOND	· · · · · · · · · · · · · · · · · · ·
X 2. SURETY BOND NUMBER 1141496	,,,,,,,,,,,,,,,
3. CERTIFICATE OF DEPOSIT NUMBER	·
4. LETTER OF CREDIT NUMBER	
KNOW ALL PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard,	
	and firmly bound unto the ousand and 00/100
	75,000.00).
☐ 1. Which sum is herewith deposited with the Cabinet's Department for Natural ?	Resources
2. For the payment of which sum is to be well and truly made	
 3. Which sum is herewith deposited with the Cabinet's Department for Natural by and through its Escrow Agent 	Resources
4. Which sum is available by virtue of an irrevocable letter of credit in favor of for Natural Resources	the Cabinet's Department
as a guarantee that the provisions of the permit issued pursuant to Application Number all applicable laws, regulations, and the terms of this bond will be observed and herel executors, administrators, successors and assigns, jointly and severally, firmly by the effective upon receipt by the Department for Natural Resources and cannot be cancell KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, nese presents. This bond is
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 differ Natural Resources an application for a permit to engage in surface coal mining and the Commonwealth of Kentucky; that in said application the Principal estimates that land situated in Knott County, Kentucky will be affected by surface coal operations authorized by the permit issued pursuant to the aforesaid application requiris	reclamation operations in 17.2 acres of al mining and reclamation

.

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.				
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.				
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.				
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown				
DATE: 11/30/16 OFFICIAL POSITION: VP				
SIGNATURE: Joe Joe				
Subscribed and sworn to before me by D. Edward Brown this the 30th day of				
Dovember, 2016.				
NOTARY PUBLIC: MY COMMISSION EXPIRES: KELLY SHORT NOTARY PUBLIC NOTARY PUBLIC STATE AT LARGE, KENTUCKY ID. # 545419 MY COMMISSION EXPIRES NOV. 9. 2019				
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223				
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus				
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206				
SIGNATURE: OFFICIAL POSITION: Attorney-in-Fact OFFICIAL POSITION: Attorney-in-Fact DATE: November 30, 2016				
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.				
SME-42 Rev. 06/2013				

~

POWER OF ATTORNEY

LX-291460

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

LEXON INSURANCE COMPANY

David E. Campbel President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.

AMY TAYLOR Notary Public- State of Tennessee Davidson County Mv Commission Expires 07-08-19

BY

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 30th Day of NOW Day of November, 20 10.

Andrew Smith

Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"). hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC KOOL Shout MY COMMISSION EXPIRES 91919

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF <u>Fayette</u>

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: Le[17]5

Coure / J. Unseld #445174
NOTARY PUBLIC

Resolutions- Authority of Ed Brown

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542				
	INCREMENT NUMBER (IF ANY)	43				
	BOND SUBSTITUTION FOR EXISTING BOND #	1141496				
AMEND	OMENT, REVISION, OR RENEWAL NUMBER (IF ANY)					
☐ 1. C	CASH BOND					
	URETY BOND NUMBER N-7003777					
	3. CERTIFICATE OF DEPOSIT NUMBER					
	ETTER OF CREDIT NUMBER					
KNOW ALL as Principal Energy and	PERSONS BY THESE PRESENTS, That the undersigned as Surety is/are held Indemnity National Insurance Company as Surety is/are held Environment Cabinet in the penal sum of ve Thousand and 00/100 Dollars (\$ _75	LC I and firmly bound unto the				
□ 1. V	Which sum is herewith deposited with the Cabinet's Department for Natural 1	Resources				
	For the payment of which sum is to be well and truly made					
	Which sum is herewith deposited with the Cabinet's Department for Natural Resources by and through its Escrow Agent					
	4. Which sum is available by virtue of an irrevocable letter of credit in favor of the Cabinet's Department for Natural Resources					
all applicate executors, effective up	atee that the provisions of the permit issued pursuant to Application Number ble laws, regulations, and the terms of this bond will be observed and herebadministrators, successors and assigns, jointly and severally, firmly by the pon receipt by the Department for Natural Resources and cannot be cancelled 68, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, ese presents. This bond is				
THE CONI	DITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:					
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did file with the Department for Natural Resources an application for a permit to engage in surface coal mining and reclamation operations in the Commonwealth of Kentucky; that in said application the Principal estimates that 17.20 acres of land situated in Knott County, Kentucky will be affected by surface coal mining and reclamation operations authorized by the permit issued pursuant to the aforesaid application requiring this bond.						
SME-42 Re	v. 05/2013					

Attachment to RFI 2-5, 000624of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.					
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.					
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.					
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)					
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President					
SIGNATURE: 2007 Signature					
Subscribed and sworn to before me byD. Edward Brown this the1st day of					
NOTARY PUBLIC: KellyShart MY COMMISSION EXPIRES: 119123 KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023 SURETY: Indemnity National Insurance Company					
ADDRESS: 238 Bedford Way, Franklin, TN 37064					
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus					
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206					
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact					
SIGNATURE: MUNICA PICICIPELL DATE: July 01, 2020					
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.					
SME-42 Rev. 05/2013					

Attachment to RFI 2-5, 000625 of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississippi corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed Eight Million and 00/100 Dollars**********************************(\$8,000,000,000) each, and to bind the Company thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or
 (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
SEAL Seponding By Thomas F. Elkins, President
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
NOTARY Public Notary Public
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of July , 2020.
SEAL 1993 SEAL 1993 By James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC KOOO MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUC

PINE BRANCH MINING, LLC

Attachment to RFI 2-5, 000627 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee ICG HAZARD LLC		Permit #860-054	12	Incr # 43
Address 3228 SUMMIT SQUARE PLACE SUITE 180				
City <u>LEXINGTON</u>	State	KY	ZIP	40509
Bond Type: Cash X Surety Certification	ate of Depos	it Letter of	Credit	Bond Pool
Identification Numbers Amount 1141496 \$75,000	Identificat	ion Numbers		Amount
		,		
If Surety LEXON INSURANCE COMPANY				rent Company)
Agent ACRISURE LLC DBA SMITH MANUS		2307 RIVER RO		
City LOUISVILLE	State	KY	ZIP	40206
If Certificate of Deposit or Letter of Credit				
Bank Name	Address			
City	State		ZIP	
				Section 18
An inspection of the permitted area revealed that:				
Initial Reclamation is Complete.				
Acres of undisturbed area has been v	erified.			
Final Reclamation is complete and satisfactory				
Permitting Actions or other administrative action has resulted in	a:			
Overlap By		(Company Name)	Permit Number	
Complete		# of acr	es overlapped	
Transfer to		(Company Name)	Permit Number	
X Bond Substitution - replaced by bonds	N-700377	7		A TENER
Reduction due to permitting action dated -				
Other				
Therefore, you are entitled to a bond release or reduction on the	e identified	d bond(s) as show	wn below:	
Initial Encumbered Balance			\$	\$75,000
Final Release \$				
Grading Release \$				
Undisturbed \$		<u> </u>		
Administrative Release \$		75,000		
Total Reduction			\$	75,000
Remaining Encumbered Balance			\$	0
Remaining Balance on Bond #				
			1: 4)a
			. / h	Dara
Given under my hand on this the 24TH Day of JULY		, 20 <u>20</u>	by Skeri T	quelino
			Director, Div	rision of Mine
			Reclamation a	nd Enforcement
Regional Office Hazard				
1102010				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000628 of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 000629of 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa Hinternan

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

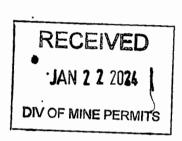
Susan Ritter

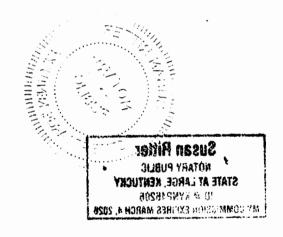
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000632of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By Gleorah a. Murp Notary Public

My Commission Expires 09/26/2025

CERTIFICATE My Commission Expires 09/26/20
Notary ID Number: KYNP34336

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12mm, 2024.

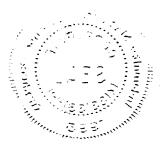


James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PI	ERMIT) NUMBER		860-0542	
	INCREMENT NUN	MBER (IF ANY)		44	
	BOND SUBSTITU	TION FOR EXISTI	NG BOND #		
AMENDMENT,	REVISION, OR RENEWAL NU	JMBER (IF ANY)	<u>Am-3</u>		
1. CASH B	OND				
x 2. SURETY	BOND NUMBER1141572	2	<u> </u>		
3. CERTIFI	CATE OF DEPOSIT NUMBER				
4. LETTER	OF CREDIT NUMBER		· · · · · · · · · · · · · · · · · · ·		
	NS BY THESE PRESENTS, That		ICG Hazard		
	Lexon Insurance Company ment Cabinet in the penal sum of		•	ld and firmly bound unto hirty-Six Thousand	the
and 00/100				136,000.00	
2. For the p 3. Which su	im is herewith deposited with the ayment of which sum is to be well im is herewith deposited with the trough its Escrow Agent	ll and truly made			
	m is available by virtue of an irre al Resources	vocable letter of cre	dit in favor of	the Cabinet's Department	nt
all applicable laws executors, administed effective upon rece	the provisions of the permit issue, regulations, and the terms of the trators, successors and assigns, just by the Department for Natura KAR 10:030 and 405 KAR 10:03	is bond will be obsertionally and severally all Resources and car	erved and here y, firmly by t	eby bind ourselves, our labels these presents. This box	nd is
THE CONDITION	S OF THE ABOVE OBLIGATION	V ARE SUCH, THAT	[:		
for Natural Resource the Commonwealth land situated in	e bound Principal, pursuant to the ces an application for a permit to of Kentucky; that in said application County, Kentucked by the permit issued pursuant	engage in surface continuity and surface continuity and surface continuity and surface continuity and surface continuity will be affected.	oal mining and stimates that by surface co	reclamation operations 33.9 acres of oal mining and reclamatic	in

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.				
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.				
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.				
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown (PERMITTEE)				
DATE: 13016 OFFICIAL POSITION: VP				
SIGNATURE: Zee Zee Zee Zee Zee Zee Zee Zee Zee Ze				
Subscribed and sworn to before me by D. Edward Brown this the 30th day of				
<u>November</u> , 2016.				
NOTARY PUBLIC: Kelly Shout MY COMMISSION EXPIRES VISION NOTARY PUBLIC				
COMPLETE FOR SURETY BOND: STATE AT LARGE, KENTUCKY ID. # 545419 MY COMMISSION EXPIRES NOV. 9, 2019				
SUREIT. Lexon insurance Company				
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223				
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus				
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206				
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact				
SIGNATURE: heresa fickemell DATE: November 30, 2016				
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.				
SME-42 Rev. 06/2013				

•

.

•

POWER OF ATTORNEY

LX-291461

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Rowe, Beth Frymire, Michael Dix its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

LEXON INSURANCE COMPANY

BY

David E. Campbe

President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.

AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENTS NOTARY PUBLIC_Kelly Short

MY COMMISSION EXPIRES 119119
STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING_LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF tayette

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: <u>Le/17/15</u>

Coure 1 J. Unseld #445174 NOTARY PUBLIC

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

APPLICATION (PERMIT) NUMBER	860-0542			
INCREMENT NUMBER (IF ANY)	44			
BOND SUBSTITUTION FOR EXISTING BOND #	1141572			
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)				
☐ 1. CASH BOND				
☑ 2. SURETY BOND NUMBER N-7003778				
☐ 3. CERTIFICATE OF DEPOSIT NUMBER				
4. LETTER OF CREDIT NUMBER				
KNOW ALL PERSONS BY THESE PRESENTS, That the undersigned as Principal and Indemnity National Insurance Company as Surety is/are held Energy and Environment Cabinet in the penal sum of One Hundred Thirty Six Thousand and 00/100 Dollars (\$ 13	and firmly bound unto the			
Which sum is herewith deposited with the Cabinet's Department for Natural I	Resources			
∑ 2. For the payment of which sum is to be well and truly made				
Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent				
4. Which sum is available by virtue of an irrevocable letter of credit in favor of the Cabinet's Department for Natural Resources				
as a guarantee that the provisions of the permit issued pursuant to Application Number all applicable laws, regulations, and the terms of this bond will be observed and herebexecutors, administrators, successors and assigns, jointly and severally, firmly by the effective upon receipt by the Department for Natural Resources and cannot be cancelled KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, ese presents. This bond is			
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:				
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did file with the Department for Natural Resources an application for a permit to engage in surface coal mining and reclamation operations in the Commonwealth of Kentucky; that in said application the Principal estimates that 33.90 acres of land situated in Knott County, Kentucky will be affected by surface coal mining and reclamation operations authorized by the permit issued pursuant to the aforesaid application requiring this bond.				
SME-42 Rev. 05/2013				

Attachment to RFI 2-5, 000639of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.					
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.					
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.					
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)					
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President					
SIGNATURE: The The Transfer					
Subscribed and sworn to before me by D. Edward Brown this the day of					
NOTARY PUBLIC: Kells Short MY COMMISSION EXPIRES: 1193					
COMPLETE FOR SURETY BOND: SURETY: Indemnity National Insurance Company KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023					
ADDRESS: 238 Bedford Way, Franklin, TN 37064					
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus					
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206					
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact					
SIGNATURE: Theresa Ricklifell DATE: July 01, 2020					
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.					
SME-42 Rev. 05/2013					

Attachment to RFI 2-5, 000640 of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National In (hereinafter the "Company"), does hereby constitute and appoint: Brook T. S.	mith. William R. Precious. Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn	of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conf	
bonds or undertakings and other documents of a similar nature issued in the co	ourse of its business up to a penal sum not to exceed each, and to bind the Company
Eight Million and 00/100 Dollars************ (\$8,000,000.00) thereby as fully and to the same extent as if the same were signed by the duly	each, and to bind the Company
thereby as fully and to the same extent as if the same were signed by the duly	authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of Written Consent of the Board of Directors, which is now in full force and effe	
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and F	acsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorney instrument evidencing the appointment in each case, for and on behalf of the Company to bonds and related obligatory certificates and documents; and an agent and revoke any power previously granted to such person, whether or new terms of the company to be a such person, whether or new terms of the company to	Company to execute and deliver and affix the seal of the vone of said officers may remove any such attorney-in-fact o
RESOLVED: That any bonds and related obligatory certificates and docume (i) when signed by the president, or any vice president, and sealed with	
 (i) when signed by the president, or any vice president, and sealed with the Company seal by one or n limits of authority evidenced by the power of attorney issued by the power of attorney must be attached thereto in order for such obligation. 	ore attorneys-in-fact or agents pursuant to and within the Company to such person or persons a certified copy of whic
RESOLVED: That the signature of any authorized officer and the seal of the certification thereof authorizing the execution and delivery of any bonds and and such signature and seal then so used shall have the same force and effect	related obligatory certificates and documents of the Company
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized Indemnity National Insurance Company has been affixed thereto in Lexington, Kentuc	
Indemnity Nation	onal Insurance Company
SEAL SEAL SPACE SP	onal Insurance Company
SEAL SHAPE	cins, President
SEAL SHAPE	25
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co and affixed the corporate seal of Indemnity National Insurance Company thereto with the	cins, President nomas F. Elkins, to me known, and acknowledged that he is rporation; and that he executed the above Power of Attorney
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co	tomas F. Elkins, to me known, and acknowledged that he is rporation; and that he executed the above Power of Attorney he authority and at the direction of said corporation.
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co and affixed the corporate seal of Indemnity National Insurance Company thereto with the	cins, President nomas F. Elkins, to me known, and acknowledged that he is rporation; and that he executed the above Power of Attorney
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co and affixed the corporate seal of Indemnity National Insurance Company thereto with the Notary By Not	tomas F. Elkins, to me known, and acknowledged that he is rporation; and that he executed the above Power of Attorney he authority and at the direction of said corporation.
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co and affixed the corporate seal of Indemnity National Insurance Company thereto with the NOTARY PUBLIC By Not Not Ref Not Ref Not Ref Ref Ref Ref Ref Ref Ref Re	cins, President nomas F. Elkins, to me known, and acknowledged that he is reporation; and that he executed the above Power of Attorney he authority and at the direction of said corporation. Lloyal A. Muyly
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co and affixed the corporate seal of Indemnity National Insurance Company thereto with the NOTARY PUBLIC By Not Not Ref Not Ref Not Ref Ref Ref Ref Ref Ref Ref Re	cins, President fromas F. Elkins, to me known, and acknowledged that he is reporation; and that he executed the above Power of Attorney the authority and at the direction of said corporation.
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co and affixed the corporate seal of Indemnity National Insurance Company thereto with the NOTARY PUBLIC My Co	cins, President fromas F. Elkins, to me known, and acknowledged that he is reporation; and that he executed the above Power of Attorney he authority and at the direction of said corporation. Cload A. Muyly ary Public mmission Expires 09/26/2021 by that the foregoing Power of Attorney is still in full force and
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said or and affixed the corporate seal of Indemnity National Insurance Company thereto with the NOTARY PUBLIC My Co CERTIFICATE I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certification.	cins, President fromas F. Elkins, to me known, and acknowledged that he is reporation; and that he executed the above Power of Attorney he authority and at the direction of said corporation. Cloak A. Muyly ary Public mmission Expires 09/26/2021 by that the foregoing Power of Attorney is still in full force and tof the Board of Directors are now in full force and effect.
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co and affixed the corporate seal of Indemnity National Insurance Company thereto with the NOTARY PUBLIC NOTARY PUBLIC I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certified that the Minutes of Special Actions Taken by Written Conservations.	cins, President fromas F. Elkins, to me known, and acknowledged that he is reporation; and that he executed the above Power of Attorney he authority and at the direction of said corporation. Cloak A. Muyly ary Public mmission Expires 09/26/2021 by that the foregoing Power of Attorney is still in full force and tof the Board of Directors are now in full force and effect.
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co and affixed the corporate seal of Indemnity National Insurance Company thereto with the NOTARY PUBLIC NOTARY PUBLIC I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certified that the Minutes of Special Actions Taken by Written Conservations.	cins, President fromas F. Elkins, to me known, and acknowledged that he is reporation; and that he executed the above Power of Attorney he authority and at the direction of said corporation. Cloak A. Muyly ary Public mmission Expires 09/26/2021 by that the foregoing Power of Attorney is still in full force and tof the Board of Directors are now in full force and effect.
State of Kentucky County of Fayette On this 6th day of November, 2017, before me, a Notary Public, personally came TI President of Indemnity National Insurance Company; that he knows the seal of said co and affixed the corporate seal of Indemnity National Insurance Company thereto with the NOTARY PUBLIC NOTARY PUBLIC I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certified that the Minutes of Special Actions Taken by Written Conservations.	cins, President fromas F. Elkins, to me known, and acknowledged that he is reporation; and that he executed the above Power of Attorney he authority and at the direction of said corporation. Cloak A. Muyly ary Public mmission Expires 09/26/2021 by that the foregoing Power of Attorney is still in full force and tof the Board of Directors are now in full force and effect.

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT.

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potter, CEO

Attachment to RFI 2-5, 000642of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-0	542	Incr # 44
Address	3228 SUMMIT SQUARE PLACE SUITE 18	80			
City	LEXINGTON	State	KY	ZIP	40509
Bond Typ	e: Cash X Surety Ce	ertificate of Depos	sit Letter	of Credit	Bond Pool
Identificat 1141572	tion Numbers Amount \$136,000	Identifica	tion Numbers	<u> </u>	Amount
			V.		
If Surety	LEXON INSURANCE COMPANY			(Pa	rent Company)
Agent	ACRISURE LLC DBA SMITH MANUS	Address	2307 RIVER I	ROAD, SUITE 20	0
City	LOUISVILLE	State		ZIP	40206
If Certifica	ate of Deposit or Letter of Credit				
Bank Nan	me	Address			
City		State	8	ZIP	
An inspec	ction of the permitted area revealed that:				
	Initial Reclamation is Complete.				
	Acres of undisturbed area has b	een verified.			
	Final Reclamation is complete and satisfactory				
Permitting	Actions or other administrative action has resulte	ad in a:			
r ermitting	Overlap By	ou iii a.	(Company Name) Permit Number	
		rtial		acres overlapped	The state of the s
	Transfer to	iuai	(Company Name	0.000	
	X Bond Substitution - replaced by bonds	N-700377) Fermit Number	
	Reduction due to permitting action dated -	11.100011			
	Other	(**************************************			
Therefore	e, you are entitled to a bond release or reduction o	n the identified	d bond(s) as sh	lown below:	
	Initial Encumbered Balance	ir and identified	a 5011a(0) ao 01	\$	\$136,000
	Final Release	\$		*	
	Grading Release	\$			
	Undisturbed	\$			
	Administrative Release	\$	136,000		
	Total Reduction	100		\$	136,000
	Remaining Encumbered Balance			\$	0
	Remaining Balance on Bond #				
				Jim W	hed
Given und	der my hand on this the 24TH Day of JULY		, 20 20	by Orerin	
	24111 Day of 0021		, 20 20	Director, Div	
					nd Enforcement
Regional (Office Hazard				
og.oriui (Tidzaid				

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000643 of 824

Permit Number: 860-0542 Increment Number: 44

Mi-6

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number N-7003778 effective 7/1/2020
issued by the Indemnity National Insurance Company
in the amount ofDOLLARS,
on behalf of ICG Hazard, LLC
as Principal and in favor of Commonwealth of KY Energy and Environment Cabinet
as Obligee:
Now, Therefore, it is agreed that:
This rider will increase the bond amount as follows:
Current Bond Amount: \$136,000.00 New Bond Amount: \$155,600.00
The acreage will decrease from 33.90 acres to 38.10 acres.
It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
This rider is to be effective the 8th day of March 2021
Signed, sealed and dated this 8th day of March 2021
By: By: Thursh Pickerul Attorney-in-Fact
Accepted By:
Commonwealth of KY Energy and Environment Cabinet
Form F5340

Attachment to RFI 2-5, 000644of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company, a Mississippi corporation,	
(hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti,	
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky	to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf sure	ety
bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exc	eed
Eight Million and 00/100 Dollars******** (\$8,000,000.00) each, and to bind the Comp	any
thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.	

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.



Indemnity National Insurance Company

Thomas F. Elkins, President

State of Kentucky County of Fayette

On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



Notary Public

My Commission Expires 09/26/2021

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 8th day of March, 2021



James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC Kelly

MY COMMISSION EXPIRES 01 STATE OF COMMISSION: KENTUCKY PINE BRANCH MINING LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAYETTE

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires: 6/10/2018

neso Packett

Attachment to RFI 2-5, 000646of 824 Permit Number: 860-0542

Increment Number: 44

Mi9

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number N-7003778 effective 7/1/2020
issued by the Indemnity National Insurance Company
in the amount ofDOLLARS,
on behalf of ICG Hazard, LLC
as Principal and in favor of Commonwealth of KY Energy and Environment Cabinet
as Obligee:
Now, Therefore, it is agreed that:
This rider will increase the acreage on the bond as follows:
Current Acreage: 38.10
New Acreage: 38.60
The bond amount is \$155,600.00
It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
This rider is to be effective the 4th day of December 2023
Signed, sealed and dated this 4th day of December 2023
asy of the second and
ICG Hazard, LLC (Principal) Indemnity National Insurance Company (Surety)
Teg Hazard, EEC (Principal) Indefinitely National Insurance Company (Surely)
By: D. Edward Brown, SVP Theresa Hintzman Attorney-in-Fact
Accepted By:
Commonwealth of KY Energy and Environment Cabinet
Form F5340

Manager September 11/12 Septem

RECEIVED

DEC 1 1 2023

DIV OF MINE PERMITS

Attachment to RFI 2-5, 000648 of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas F. Elkins, President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 4th day of December, 2023



By James E. Hart, Secretary

Attachment to RFI 2-5, 000649of-824

RECEIVED

DEC 11 2023

DIV OF MINE PERMITS

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY AFFEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT.
NOTARY PUBLIC KELLY STACE
MY COMMISSION EXPIRES 1/19/27
STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAYETTE

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires: 6/10/2018'

Jusse P Jackett

Attachment to RFI 2-5, 000651of-824

DEC 11 2023

DIV OF MINE PERMITS

MERCHANTER THE A CHARMATER AND THE CONTROL OF THE C

Attachment to RFI 2-5, 000652of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 000653of 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Thenisa Hinteman

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

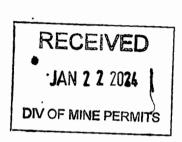
Susan Ritter

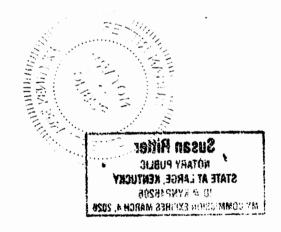
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000656of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12mm, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



This checklist shall be used to verify all information submitted on each type of bond. It is important that all documents be on <u>original</u> forms prescribed by the Cabinet, unless otherwise approved, and that all the information be correct, complete and unaltered. <u>All items listed must be checked</u>, (with the exception of bond riders).

GENERAL: Pérmit Number Company Name Amount County No corrections, alterations, additions, whiteout	☑ Original Documents ☑ Principal Listed ☑ Acres ☑ Notarized
CASH BOND: ☐ Item 1 Checked ☐ Payable to Kentucky State Treasurer ☐ Cashiers Check	☐ Certified Check ☐ Money Order
SURETY BOND: Surety Listed Súrety Name & Address Local Agency Item 2 Checked Verified By: (Insurance Company Representative)	Signed by Attorney-In-Fact Attorney-In-Fact listed on POA Dated
ESCROW AGREEMENT: CD(s) Item 3 Checked Applicant Listed Certificate of Deposit No. Signed By Applicant Verified By: (Bank Representative)	☐ Execution Date ☐ Bank Listed as Escrow Agent ☐ Issue Date ☐ Signed By Bank Representative
LETTER OF CREDIT: ☐ Item 4 Checked ☐ Bank Name & Address ☐ Applicant Listed ☐ Issue Date	☐ Expiration Date ☐ Dated ☐ Letter of Credit No. Listed ☐ Signed by Bank Representative
Verified By: (Phone/Email)	(Bank Representative)
Signature of Bond Reviewer Marke Riddle	Date 8/29/18

Attachment to RFI 2-5, 000659of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	45
	BOND SUBSTITUTION FOR EXISTING BOND #	
AMEN	NDMENT, REVISION, OR RENEWAL NUMBER (IF ANY) Ma-3	
□ 1.	CASH BOND	
x 2.	SURETY BOND NUMBER 1158447	
	CERTIFICATE OF DEPOSIT NUMBER	
	LETTER OF CREDIT NUMBER	
KNOW AL	LL PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard,	LLC
as Princip	al and Lexon Insurance Company as Surety is/are held	and firmly bound unto the
Energy an	d Environment Cabinet in the penal sum of Seventy-Five	Thousand and
00/100) Dollars (\$ <u>7</u>	5,000.00).
1.	Which sum is herewith deposited with the Cabinet's Department for Natural I	Resources
x 2.	For the payment of which sum is to be well and truly made	
3 .	Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent	
4 .	Which sum is available by virtue of an irrevocable letter of credit in favor of t for Natural Resources	he Cabinet's Department
all applic executors effective KRS 350	antee that the provisions of the permit issued pursuant to Application Number cable laws, regulations, and the terms of this bond will be observed and herebs, administrators, successors and assigns, jointly and severally, firmly by the upon receipt by the Department for Natural Resources and cannot be cancelled.068, 405 KAR 10:030 and 405 KAR 10:035. **NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	by bind ourselves, our heirs, ese presents. This bond is
for Natur the Comi land situa	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did ral Resources an application for a permit to engage in surface coal mining and monwealth of Kentucky; that in said application the Principal estimates that ated in Knott County, Kentucky will be affected by surface coals authorized by the permit issued pursuant to the aforesaid application requiring	eclamation operations in 8.69 acres of I mining and reclamation

Attachment to RFI 2 5, 000660of 82

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.			
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.			
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.			
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown			
DATE: 8/17/18 OFFICIAL POSITION: Senior Vice President			
SIGNATURE:			
Subscribed and sworn to before me by D. Edward Brown this the 17th day of			
August , 2018 .			
NOTARY PUBLIC: Kelly Short MY COMMISSION EXPIRES. 11919 KELLY SHORT			
COMPLETE FOR SURETY BOND: STATE AT LARGE, KENTUCKY ID. # 545419 MY COMMISSION EXPIRES NOV. 9, 2019			
SURETY: Lexon Insurance Company MY COMMISSION EXPIRES NO.			
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223			
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus			
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206			
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact			
SIGNATURE: Neresa Mickepell DATE: August 17, 2018			
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.			
SME-42 Rev. 06/2013			

POWER OF ATTORNEY

1x-11078

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its statutory home office in Austin, Texas, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell. Sheryon Quinn, Beth Frymire, Leigh McCarthy, Michael Dix, Susan Ritter its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$10,000,000.00 Ten Million Dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached. continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 22nd day of June, 2018.

LEXON INSURANCE COMPANY



ACKNOWLEDGEMENT

On this 22nd day of June, 2018, before me, personally came Brian Beggs to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee **Davidson County** My Commission Expires 07-08-19

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force. Signed and Seal at Mount Juliet, Tennessee this 17th Day of Avgut, 2018.

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

Attachment to RFI 2-5, 000662of 824

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

> I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT,
> NOTARY PUBLIC COMMISSION EXPIRES 1919

> STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

COMMONWEALTH OF KENTUCKY COUNTY OF Fayette

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: (4/17/15

Coure / J. Unseld #445174

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	45
	INCREMENT NOMBER (IF ANT)	45
	BOND SUBSTITUTION FOR EXISTING BOND #	1158447
AMEN	NDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
□ 1.	CASH BOND	
	SURETY BOND NUMBER N-7003779	
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER	
	LETTER OF CREDIT NUMBER	
KNOW AL	LL PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard, al and Indemnity National Insurance Company as Surety is/are he	LLC
Energy an	d Environment Cabinet in the penal sum of	
_Two Hur	ndred Seven Thousand Five Hundred and 00/100 Dollars (\$	207,500.00).
\square 1.	Which sum is herewith deposited with the Cabinet's Department for Natura	l Resources
⊠ 2.	For the payment of which sum is to be well and truly made	
☐ 3.	Which sum is herewith deposited with the Cabinet's Department for Natura by and through its Escrow Agent	
☐ 4.	Which sum is available by virtue of an irrevocable letter of credit in favor o for Natural Resources	f the Cabinet's Department
all applic executors effective	antee that the provisions of the permit issued pursuant to Application Number cable laws, regulations, and the terms of this bond will be observed and her s, administrators, successors and assigns, jointly and severally, firmly by upon receipt by the Department for Natural Resources and cannot be cancelled, 405 KAR 10:030 and 405 KAR 10:035.	eby bind ourselves, our heirs, these presents. This bond is
THE CO	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Natur the Comr land situa	the above bound Principal, pursuant to the provisions of KRS Chapter 350 cal Resources an application for a permit to engage in surface coal mining and monwealth of Kentucky; that in said application the Principal estimates that ated in <u>Knott</u> County, Kentucky will be affected by surface cas authorized by the permit issued pursuant to the aforesaid application requires	d reclamation operations in 47.09 acres of oal mining and reclamation
SME-42 R	Rev. 05/2013	

Attachment to RFI 2-5, 000664of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.				
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.				
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.				
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)				
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President				
SIGNATURE:				
Subscribed and sworn to before me byD. Edward Brown this the day of				
NOTARY PUBLIC: Helly Short MY COMMISSION EXPIRES: 119123				
COMPLETE FOR SURETY BOND: KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023				
ADDRESS: 238 Bedford Way, Franklin, TN 37064				
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus				
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206				
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact				
SIGNATURE: Theresa Pickhell DATE: July 01, 2020				
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.				
SME-42 Rev. 05/2013				

Attachment to RFI 2-5, 000665 of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL	PERSONS BY THESE PRESENTS: that he "Company"), does hereby constitute an	t Indemnity National Inst d appoint: Brook T. Sm	urance Company, a Mississippi corpora ith, William R. Precious, Sandra L. Fus	tion sinetti.
Mark A. Guio	lry, Theresa Pickerrell, Amy Bowers, Susan Ri	tter, and Sheryon Quinn	of Louisville, Kentucky	to be
its true and la	awful Attorney-in-Fact, with full power an	d authority hereby confer	red to sign, seal, and execute on its beh	alf surety
bonds or und	ertakings and other documents of a similar	r nature issued in the cou	rse of its business up to a penal sum not	to exceed
Eight Million	and 00/100 Dollars******** (\$8,000,0	00.00)	each, and to bind the	Company
thereby as fu	lly and to the same extent as if the same w	ere signed by the duly au	thorized officers of the Company.	
	ment is made under and executed pursuant sent of the Board of Directors, which is no			Taken by
Authorization	to Appoint Attorneys-in-Fact and the Use of Fa	acsimile Signatures and Fac-	simile Seals for the Purpose of Issuing Bond	<u>is:</u>
instr Con	OLVED: That the president or any vice presidument evidencing the appointment in each case apany to bonds and related obligatory certificate at and revoke any power previously granted to see the control of the control	e, for and on behalf of the C es and documents; and any of	ompany to execute and deliver and affix the one of said officers may remove any such at	seal of the torney-in-fact or
RES	OLVED: That any bonds and related obligator	v certificates and document	s shall be valid and binding upon the Comp	anv.
(i)	when signed by the president, or any vice			,
(ii)			e attorneys-in-fact or agents pursuant to and	
			Company to such person or persons a certific	ed copy of which
	power of attorney must be attached theret	o in order for such obligation	on to be binding upon the Company.	
certi	OLVED: That the signature of any authorized fication thereof authorizing the execution and couch signature and seal then so used shall have	lelivery of any bonds and re	lated obligatory certificates and documents	
	WHEREOF, this Power of Attorney has been sional Insurance Company has been affixed there			corporate seal of
	MILAL INC.	Indemnity Nation	al Insurance Company	
	SORPORAL PARTIES	111		
	SEAL A	711:		F:
	1993	By /F-12	,)	
	Mississipo de la	Thomas F. Elkir	ns, President	
	The same of the sa			
State of Kentu County of Fay				
	y of November, 2017, before me, a Notary Pu			
	demnity National Insurance Company; that he			
and affixed the	corporate seal of Indemnity National Insurance	e Company thereto with the	authority and at the direction of said corpor	ration.
	WAHA WALL	_	1 1 1 1 1 1	
	NOTARY	By All	horah a. Musky	
	TX XX	Notary	Public	
	PUBLIC A		V	
	AT LARGE	My Comi	mission Expires 09/26/2021	
CERTIFICA	TE THE TENTH OF TH			
I, James E. Ha effect, and furt	rt, Secretary of Indemnity National Insurance C her certify that the Minutes of Special Actions	Company, do hereby certify Taken by Written Consent of	that the foregoing Power of Attorney is still of the Board of Directors are now in full for	in full force and ce and effect.
IN TESTIMO	NY WHEREOF I have subscribed my name an	d affixed the seal of said Co	mpany. Dated this 1st day of July	<u>/, 20</u> 20
		100		
	MAL IVS	1 2 5	1	
	JORPORT E	? v5 8		

James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT.

NOTARY PUBLIC KOOL
MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potler, CEO

Attachment to RFI 2-5, 000667 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	1/2-10-10-1-14, 1 A 1/2-10-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1	ICG HAZARD LLC Permit ‡860-0542			42	Incr# 45	
Address		IIT SQUARE PLACE SUITE	180			12.2	
City	LEXINGTO	N	State	KY	ZIP	40509	
Bond Typ	e: Cash	X Surety	Certificate of Depos	it Letter o	of Credit	Bond Pool	
Identificat 1158477	tion Numbers	Amount \$207,500	Identificat	tion Numbers		Amount	
If Surety	LEXON INSURA	The second secon				ent Company)	
Agent		DBA SMITH MANUS			OAD, SUITE 200		
City	LOUISVILLE		State	KY	ZIP _	40206	
If Certifica	ate of Deposit or Le	etter of Credit					
Bank Nar	ne		Address				
City			State		ZIP		
Permitting	Final Recl G Actions or other a Overlap B Complete Transfer to X Bond Sub		ory	(Company Name)	Permit Number cres overlapped Permit Number		
Therefore	Walter and the second s		n on the identified \$\$	d bond(s) as sho	own below: \$	\$207,500	
	Undisturbed Administrati Total Reduc Remaining I	ve Release	\$	207,500	\$ 	207,500	
	der my hand on this	the <u>24TH</u> Day of <u>JU</u>	Y	, 20 <u>20</u>	by Skeri yn Director, Divis Reclamation and	sion of Mine	
Regional	Office Hazard						

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000668of 824 Permit Number: 860-0542

Increment Number: 45

Mi-6

GENERAL PURPOSE RIDER

To be attached to	o and form part of Bond Number	N-7003779	effective _	7/1/2020
issued by the	Indemnity National Insurance (Company	17,16 517,000 50 500	300.41
in the amount of	207 500 00			DOLLARS,
	in favor of Commonwealth of KY			
as Obligee:				
	. www. 1800-50		-	
Now, Theref	fore, it is agreed that:			
~	his rider will increase the bond a	amount as follows:		
1	his rider will increase the bond a	arriouric as rollows.		
C	Current Bond Amount: \$207,500.	00		
N	lew Bond Amount: \$451,600.	00		
T	he acreage will increase from 47	7.09 acres to 108.29 a	acres.	
It is further unde	erstood and agreed that all other ten	ms and conditions of this	s bond sha	all remain unchanged.
This rider is to b	be effective the <u>8th</u> day o	f March	_,202.	L .
Signed, sealed	and dated this 8th day of	March	202	<u> </u>
ICG Hazard,	LLC (Principal)	Indemnity Natio	nal Insur	ance Company (Surety).
()	10 8			- Rickerill
By:	ward Brown, SVP	By: Theresa Pick		Attorney-in-Fact
io. Car	and Blomi, 211	THETESATIEN	CITCII	
Accepted By:				
Commonweal	th of KY Energy and Environmer	nt Cabinet		
Form F5340	(1) (1) (1) (1) (1) (1) (1) (1) (1) (1)			

Attachment to RFI 2-5, 000669of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company, a Mississippi corporation, (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti,
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed Eight Million and 00/100 Dollars***************************(\$8,000,000.00) each, and to bind the Company thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
SEAL 1993 Thomas F. Elkins, President
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
NOTARY Public Notary Public
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 8th day of March , 2021.
MARIAN MA

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A

TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC Shows A COMMISSION EXPIRES 1/9/2

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAYETTE

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires: 6/10/2018

NOTARY PUBLIC

usa P Jackett

Attachment to RFI 2-5, 000671of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 0006720f 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa Hinternan

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

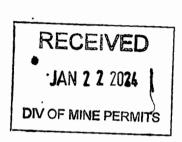
Susan Ritter

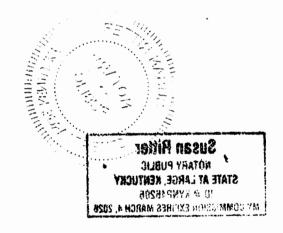
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000675of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By Leliosah a. Murp Notary Public

My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12mm, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



Attachment to RFI 2-5, 000677 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

APPLICATION (PERMIT) NUMBER	860-0542
INCREMENT NUMBER (IF ANY)	46
BOND SUBSTITUTION FOR EXISTING BOND #	
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF ANY) Ma-3	
1. CASH BOND	
x 2. SURETY BOND NUMBER 1158448	
3. CERTIFICATE OF DEPOSIT NUMBER	
4. LETTER OF CREDIT NUMBER	
KNOW ALL PERSONS BY THESE PRESENTS, That the undersigned as Principal and Lexon Insurance Company as Surety is/are held	LLC and firmly bound unto the
Energy and Environment Cabinet in the penal sum of Seventy-Five	Thousand and
00/100 Dollars (\$ _7	5.000.00).
1. Which sum is herewith deposited with the Cabinet's Department for Natural l	Resources
2. For the payment of which sum is to be well and truly made	
 Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent 	
 4. Which sum is available by virtue of an irrevocable letter of credit in favor of t for Natural Resources 	he Cabinet's Department
as a guarantee that the provisions of the permit issued pursuant to Application Number all applicable laws, regulations, and the terms of this bond will be observed and herebexecutors, administrators, successors and assigns, jointly and severally, firmly by the effective upon receipt by the Department for Natural Resources and cannot be cancelled KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, ese presents. This bond is
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did for Natural Resources an application for a permit to engage in surface coal mining and the Commonwealth of Kentucky; that in said application the Principal estimates that land situated in Knott County , Kentucky will be affected by surface coal operations authorized by the permit issued pursuant to the aforesaid application requiring	reclamation operations in 15.00 acres of I mining and reclamation

· . . .

Attachment to RFI 2.5, 000678 of 92

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.			
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.			
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.			
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown			
DATE: 8/17/18 OFFICIAL POSITION: Senior Vice President			
SIGNATURE: Thell (1900)			
Subscribed and sworn to before me by D. Edward Brown this the 17th day of			
August, 2018.			
August, 2018. NOTARY PUBLIC: Kelly Shout MY COMMISSION EXPIRES: 11/9/19 KELLY SHORT			
COMPLETE FOR SURETY BOND: NOTARY PUBLIC STATE AT LARGE, KENTUCKY ID. # 545419			
SURETY: Lexon Insurance Company MY COMMISSION EXPIRES NOV. 9, 2019			
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223			
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus			
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206			
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact			
SIGNATURE: Neresa Pickerell DATE: August 17, 2018			
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.			
SME-42 Rev. 06/2013			

Y ...

POWER OF ATTORNEY

1x-11078

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its statutory home office in Austin Texas, does hereby constitute and appoint; Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Lynnette Long, Amy Meredith, Deborah Neichter, Theresa Pickerrell, Sheryon Quinn, Beth Frymire, Leigh McCarthy, Michael Dix, Susan Ritter its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$10,000,000.00 Ten Million Dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 22nd day of June, 2018.

LEXON INSURANCE COMPANY



ACKNOWLEDGEMENT

On this 22nd day of June, 2018, before me, personally came Brian Beggs to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee **Davidson County** My Commission Expires 07-08-19

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this

7th Day of August, 20 18.

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

Attachment to RFI 2-5, 000680of 824

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"), hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

> I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT. NOTARY PUBLIC Kelly

MY COMMISSION EXPIRES 1119

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

COMMONWEALTH OF KENTUCKY COUNTY OF Fayette

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: (2)17/15

Coure / J. Unseld #445174

Attachment to RFI 2-5, 000681 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARI					Permit #860-0)542	_	Incr#	46
Address		T SQUARE PL	ACE SUIT	E 180						
City	LEXINGTON				State	KY		ZIP <u>40</u>	509	
Bond Type:	Cash	X Surety		Certifica	te of Depos	it Lette	r of Credit		Bond F	ool
Identification N 1158448	umbers	Am	ount \$75,000		Identificat	ion Numbers		A	mount	
				. <u>-</u>						
,		ICE COMPANY DBA SMITH MA			Address	2307 RIVER	ROAD. SUI	_ (Paren TE 200	t Comp	oany)
	JISVILLE					KY		ZIP	4020	6
If Certificate of Bank Name	Deposit or Let				Address					
City					State			ZIP		
Permitting Action	Final Recla Ons or other ac Overlap By Complete Transfer to Bond Subs	Acres of undis Acres of undis mation is complete dministrative act titution - replaced b	turbed area h and satisfaction has res	tory		_(Company Name # of _(Company Name	acres overlapp	ped		
Therefore, you	Initial Encum Final Release Grading Rele Undisturbed Administrativ	ease e Release	or reduction	on on the \$ <u>_</u> \$ <u>_</u> \$ <u>_</u> \$ <u>_</u>	e identified	d bond(s) as s 45,000 PHAS	\$:		5,000
	Total Reduct	ion ncumbered Bal	ance				\$			5,000 0,000
		alance on Bond		58448			Ψ 	·		5,500
Given under m	y hand on this	the <u>17TH</u>	Day of DE	ECEMBE	≣R	, 20 <u>18</u>	# SSS	Ney St Fusturi tor, Division	Ba	le
Regional Office	e London						Reclam	ation and E	Enforcem	ient

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000682of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC	0			Permit #860-05	42	Incr# 46
Address	3228 SUMMIT SO	QUARE PLACE	SUITE 180		3 =37		II.
City	LEXINGTON			_ State	KY	ZIP _4	10509
Bond Type:	Cash	Surety	Certifi	cate of Deposi	it Letter o	f Credit	Bond Pool
Identification 1158448	Numbers	Amount \$11	1,300	-	ion Numbers		Amount
The state of the s	EXON INSURANCE (Address	2227 DIVED D		ent Company)
1	CRISURE LLC DBA S DUISVILLE	SWITH WANUS				DAD, SUITE 200	
City <u>LC</u>	JUISVILLE			State	KY	ZIP _	40206
If Certificate	of Deposit or Letter of	Credit					
Bank Name				Address			
City				State		ZIP	-Sili-
Permitting Ac	Final Reclamation ctions or other administration Overlap By Complete Transfer to X Bond Substitution	cres of undisturbed	atisfactory as resulted i Partial	in a:	(Company Name)	Permit Number _ res overlapped _ Permit Number _	
Therefore, vo	u are entitled to a bo	nd release or re	duction on t	he identified	bond(s) as sho	wn below:	1100
,,,,	Initial Encumbered Final Release Grading Release Undisturbed		9	S		\$	\$11,300
	Administrative Re	lease	9		11,300		
	Total Reduction					\$	11,300
	Remaining Encur					\$	0
	Remaining Balance	e on Bond #	Ω 				
	my hand on this the	<u>24TH</u> Day o	of JULY		, 20 <u>20</u>	Director, Divisi Reclamation and	on of Mine
Regional Office	ce Hazard						

SME-44 Rev 06/2008

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	ADDI ICATION (DEDMIT) NUMBED	960 0542
	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	46
	BOND SUBSTITUTION FOR EXISTING BOND #	1158448
AMEN	IDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
\square 1.	CASH BOND	
	SURETY BOND NUMBER N-7003780	
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER	
☐ 4.	LETTER OF CREDIT NUMBER	
as Principa Energy an	L PERSONS BY THESE PRESENTS, That the undersigned as Surety is/are held and Indemnity National Insurance Company as Surety is/are held denvironment Cabinet in the penal sum of housand Three Hundred and 00/100 Dollars (\$ 11)	
45	Which sum is herewith deposited with the Cabinet's Department for Natural 1	11
	For the payment of which sum is to be well and truly made	(Cosources
\$6	Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent	
☐ 4.	Which sum is available by virtue of an irrevocable letter of credit in favor of t for Natural Resources	he Cabinet's Department
all applic executors effective	antee that the provisions of the permit issued pursuant to Application Number table laws, regulations, and the terms of this bond will be observed and hereby, administrators, successors and assigns, jointly and severally, firmly by the upon receipt by the Department for Natural Resources and cannot be cancelled. 068, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, ese presents. This bond is
THE CO.	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Natur the Comi land situa	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did al Resources an application for a permit to engage in surface coal mining and a monwealth of Kentucky; that in said application the Principal estimates that atted inKnott County, Kentucky will be affected by surface coals authorized by the permit issued pursuant to the aforesaid application requiring	reclamation operations in 15.00 acres of a l mining and reclamation
SME-42 F	Rev. 05/2013	

Attachment to RFI 2-5, 000684of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President
SIGNATURE: Photographics
Subscribed and sworn to before me by D. Edward Brown this the day of
July , <u>2020</u> .
NOTARY PUBLIC: Kelly Shout MY COMMISSION EXPIRES: 119123
COMPLETE FOR SURETY BOND: KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023
SURETY: Indemnity National Insurance Company My Commission Expires 11-09-2023
ADDRESS: 238 Bedford Way, Franklin, TN 37064
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
SIGNATURE: HULLSON PICKLIVELL DATE: July 01, 2020
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.
SME-42 Rev. 05/2013

Attachment to RFI 2-5, 000685 of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSON	VS BY THESE PRESENTS: t	hat Indemnity National Ins	urance Company a Mississinni o nith., William R. Precious., Sandra	corporation L. Fusinetti.
Mark A. Guidry, Theresa	a Pickerrell, Amy Bowers, Susan	Ritter, and Sheryon Quinn	of Louisville, Kentucky	to be
its true and lawful Atto bonds or undertakings Eight Million and 00/10	orney-in-Fact, with full power and other documents of a simi	and authority hereby confer lar nature issued in the cou 0,000.00)	red to sign, seal, and execute on rse of its business up to a penal s	its behalf surety um not to exceed ind the Company
This appointment is m		ant to and by authority of th	e following Minutes of Special	
Authorization to Appoint	Attorneys-in-Fact and the Use of	Facsimile Signatures and Fac	simile Seals for the Purpose of Issui	ng Bonds:
instrument evice Company to be	lencing the appointment in each conds and related obligatory certific	ase, for and on behalf of the C cates and documents; and any	n-fact or agents with authority as de ompany to execute and deliver and a one of said officers may remove any such officer appointed the attorney-	affix the seal of the such attorney-in-fact or
(i) when (ii) when	signed by the president, or any v duly executed and sealed with th	ice president, and sealed with e Company seal by one or more	ts shall be valid and binding upon th the Company seal; or re attorneys-in-fact or agents pursua Company to such person or persons	nt to and within the
			on to be binding upon the Company.	
certification the		d delivery of any bonds and re	Company may be affixed to any powelated obligatory certificates and docs though manually affixed.	
	F, this Power of Attorney has bee ance Company has been affixed the		officer or official of the Company a this 6th day of November, 2017.	nd the corporate seal of
	WALLYS WALLYS	Indemnity Nation	al Insurance Company	
	S CORPORAL P	111.	and the same of th	
	SEAL A	174		
	Mississipe Salah	Thomas F. Elkin	ns, President	
State of Kentucky County of Fayette				
President of Indemnity N	ational Insurance Company; that seal of Indemnity National Insura	he knows the seal of said corp	mas F. Elkins, to me known, and a poration; and that he executed the ab authority and at the direction of sai	ove Power of Attorney
	NOTARY SELECTION OF PUBLIC A	By Notary	lorah a. Murph	2
CERTIFICATE	T LARGE MANAGEMENT LARG	My Com	mission Expires 09/26/2021	
			that the foregoing Power of Attorne	
IN TESTIMONY WHER	EOF I have subscribed my name	and affixed the seal of said Co	ompany. Dated this 1st day of	July , 20 <u>20</u> .
	THE PROPERTY OF THE PARTY OF TH		1	
	ORPORA, POR		1	
	SEAL G	By	E. Hart, Secretary	

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

PINE BRANCH MINING, LLC

olin M. Potler, CEO

Attachment to RFI 2-5, 000687 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZAF				Permit #8	360-0542		lr	ncr# <u>46</u>
Address		MAIN STREET, SUI	TE 2000	01-1-	107			D 40/	-07
City	LEXINGTO	N		_ State	KY_		ZI	P 405	507
Bond Type	e: Cash	X Surety	Certific	ate of Depos	it	Letter of C	redit		Bond Pool
Identification N-7003780	on Numbers 0	Amount \$1	1,300	Identificat	ion Numb	ers		Ar	mount
If Surety Agent		TIONAL INSURANCE		Address	2307 RI\	/ER ROA	(I ND, SUITE		Company)
City	LOUISVILLE			State		KY	ZI	P	40206
If Certificate Bank Nam City	te of Deposit or Le	etter of Credit		_ Address State			ZI	P	
·	Initial Rec		d area has been satisfactory		_(Company (Company	# of acres	Permit Numb s overlapped Permit Numb		
	Reduction Other	stitution - replaced by bor due to permitting action o	dated -			,			
Therefore,	Initial Encur Final Releas Grading Re Undisturbed	lease I	\$ \$ \$		d bond(s) 11,300 F		n below: \$		\$11,300
	•		\$ 				\$ \$		11,300
Given und	er my hand on this	s the <u>13TH</u> Day	of <u>DECEMB</u>	BER	, 20 <u>21</u>	5	igned by: Krist	tin Gale	ne Reclamation
Regional C	Office Hazard					J.,	,		

SME-44 Rev 06/2008

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	47
	BOND SUBSTITUTION FOR EXISTING BOND #	LICX1192117
AMEN	IDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
<u> </u>	CASH BOND	
	SURETY BOND NUMBER N-7003781	
	CERTIFICATE OF DEPOSIT NUMBER	
	LETTER OF CREDIT NUMBER	
as Principa Energy an	L PERSONS BY THESE PRESENTS, That the undersigned as Surety is/are held all and Indemnity National Insurance Company as Surety is/are held denvironment Cabinet in the penal sum of addred Fifteen Thousand Eight Hundred and 00/100 Dollars (\$ _5]	LC and firmly bound unto the 15,800.00).
□ 1.	Which sum is herewith deposited with the Cabinet's Department for Natural	Resources
⊠ 2.	For the payment of which sum is to be well and truly made	
☐ 3.	Which sum is herewith deposited with the Cabinet's Department for Natural by and through its Escrow Agent	
☐ 4.	Which sum is available by virtue of an irrevocable letter of credit in favor of t for Natural Resources	he Cabinet's Department
all applic executors effective	antee that the provisions of the permit issued pursuant to Application Number table laws, regulations, and the terms of this bond will be observed and hereby, administrators, successors and assigns, jointly and severally, firmly by the upon receipt by the Department for Natural Resources and cannot be cancelled. 068, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, use presents. This bond is
THE CO.	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Natur the Comi land situa	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did al Resources an application for a permit to engage in surface coal mining and monwealth of Kentucky; that in said application the Principal estimates that ated inKnott County, Kentucky will be affected by surface coals authorized by the permit issued pursuant to the aforesaid application requiring	reclamation operations in 135.50 acres of a mining and reclamation
SME-42 F	Rev. 05/2013	

Attachment to RFI 2-5, 000689of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.									
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.									
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.									
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)									
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President									
SIGNATURE: The State of State									
Subscribed and sworn to before me byD. Edward Brown this the1st day of									
<u>July</u> , <u>2020</u> .									
NOTARY PUBLIC: Kelly Shout MY COMMISSION EXPIRES: 11/9/23									
COMPLETE FOR SURETY BOND: SURETY: Indemnity National Insurance Company KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023									
ADDRESS: 238 Bedford Way, Franklin, TN 37064									
LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus									
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206									
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact									
SIGNATURE: Theresa Picklifell DATE: July 01, 2020									
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.									

Attachment to RFI 2-5, 000690of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississippi corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith. William R. Precious. Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of _

James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT.
NOTARY PUBLIC KELLS
MY COMMISSION EXPIRES STATE OF COMMISSION: KENTUC PINE BRANCH MINING, LLC

John M. Potter, CEC

Attachment to RFI 2-5, 000692of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr # 47
Address	3228 SUMMIT SQUARE PLACE SUITE 180				
City	LEXINGTON	State	KY	ZIP <u>4</u>	10509
Bond Typ	e: Cash X Surety Certific	cate of Depos	it Letter o	f Credit	Bond Pool
Identificat LICX1192	tion Numbers Amount 2117 \$515,800	Identificat	tion Numbers		Amount
If Surety	LEXON INSURANCE COMPANY				ent Company)
Agent	ACRISURE LLC DBA SMITH MANUS	_		OAD, SUITE 200	
City	LOUISVILLE	State	KY	ZIP _	40206
If Certifica	ate of Deposit or Letter of Credit				
Bank Nar		Address			
City		State		ZIP _	10 mg 11 17 A
An inspec	ction of the permitted area revealed that:				
	Initial Reclamation is Complete.				
	Acres of undisturbed area has been	verified.			
	Final Reclamation is complete and satisfactory				
Permitting	g Actions or other administrative action has resulted i	n a·			
Cimilar	Overlap By		(Company Name)	Permit Number	
	Complete Partial		-	res overlapped	
	Transfer to		(Company Name)	Permit Number	
	X Bond Substitution - replaced by bonds	N-700378	31	_	
	Reduction due to permitting action dated -				
	Other			36.18	
Therefore	e, you are entitled to a bond release or reduction on the	ne identifie	d bond(s) as sho	wn below:	
	Initial Encumbered Balance			\$	\$515,800
	Final Release				
	Grading Release				
	Undisturbed \$		515,800		
	Administrative Release Total Reduction		313,600	\$	515,800
	Remaining Encumbered Balance			\$	010,000
	Remaining Balance on Bond #				
				1: 41	
Given und	der my hand on this the 24TH Day of JULY		, 20 20	by Okeri no	
				Director, Divis	
Regional	Office Hazard			1 toolamation and	2.1101001110111
3.0	TANKAS I MANAGAMAN				

SME-44 Rev 06/2008

SENDER: COLATERCHIPPENTONO RFI

- Complete items 1, 2, and 3,
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece. or on the front if space permits.
- 1. Article Addressed to:

SMITH MANUS 2307 RIVER ROAD SUITE 200 LOUISVILLE, KY 40206



9590 9402 3079 7124 1152 51

2 Article Number (Transfer from service label) 7012 3460 0000 0567

2-5MFCTOTO69334N81274LIVERY

A. Signature

☐ Agent C. Date of Delivery

B. Received by (Printed Name)

☐ Yes D. Is delivery address different from item 1?

If YES, enter delivery address below:

□ No

- 3. Service Type ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery ☐ Certified Mail® ☐ Certified Mall Restricted Delivery
- ☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery
 - ured Mail ured Mail Restricted Delivery er \$500)

- ☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mall Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery

Attachment to RFI 2-5, 000694of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee ICG HAZARD LLC	Pe	ermit <u></u>	42	Incr # 47
Address 250 WEST MAIN STREET, SUITE 2000 LEXINGTON	State	KY	ZI	P 40507
Bond Type: Cash X Surety Certific	cate of Deposit	Letter o	f Credit	Bond Pool
Identification Numbers Amount N-7003781 \$515,800	Identification	n Numbers		Amount
If Surety Agent City INDEMNITY NATIONAL INSURANCE COMPANY ACRISURE, LLC DBA SMIHT MANUS LOUISVILLE	_ Address <u>23</u> State	307 RIVER RO		
If Certificate of Deposit or Letter of Credit Bank Name City	Address		ZII	P
An inspection of the permitted area revealed that: X	n a: (C		Permit Numberes overlapped	
Transfer to Bond Substitution - replaced by bonds Reduction due to permitting action dated - Other		ompany Name)	Permit Numbe	
Therefore, you are entitled to a bond release or reduction on th Initial Encumbered Balance Final Release Grading Release Undisturbed Administrative Release \$	5 <u>26</u> 6	ond(s) as sho 8,000 PHASE	\$	\$515,800
Total Reduction Remaining Encumbered Balance	31 (247,800)		\$	268,000 247,800
Given under my hand on this the 13TH Day of DECEMB	BER ,	20 <u>21</u>	Signed by: Kristi	n Gale n of Mine Reclamation

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000695of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 0006960f 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa thinteman

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

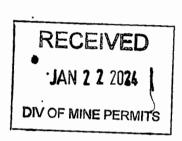
Susan Ritter

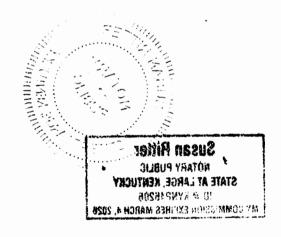
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000699of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.

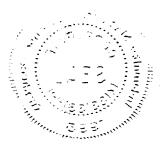


James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



Attachment to RFI 2-5, 000701 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	48
	BOND SUBSTITUTION FOR EXISTING BOND #	
AMEN	NDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
□ 1.	CASH BOND	
x 2.	CLIDETY DOND NUMBER N-7005100	
	CERTIFICATE OF DEPOSIT NUMBER	
	LETTER OF CREDIT NUMBER	
as Princip Energy an Eight H	LL PERSONS BY THESE PRESENTS, That the undersigned as Surety is/are held denvironment Cabinet in the penal sum of the undered and 00/100	and firmly bound unto the y-Thee Thousand 43,800.00).
2000-200 2000-200	Which sum is herewith deposited with the Cabinet's Department for Natural R For the payment of which sum is to be well and truly made	esources
	Which sum is herewith deposited with the Cabinet's Department for Natural R by and through its Escrow Agent	
☐ 4.	Which sum is available by virtue of an irrevocable letter of credit in favor of the for Natural Resources	e Cabinet's Department
all applic executors effective	antee that the provisions of the permit issued pursuant to Application Number cable laws, regulations, and the terms of this bond will be observed and hereby s, administrators, successors and assigns, jointly and severally, firmly by the upon receipt by the Department for Natural Resources and cannot be cancelled 0.068, 405 KAR 10:030 and 405 KAR 10:035.	se presents. This bond is
THE CO.	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Natur the Comi land situa	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did al Resources an application for a permit to engage in surface coal mining and remonwealth of Kentucky; that in said application the Principal estimates that ted in Knott County, Kentucky will be affected by surface coal as authorized by the permit issued pursuant to the aforesaid application requiring	clamation operations in 35.60 acres of mining and reclamation

Attachment to RFI 2-5, 000702of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown
DATE: 03/08/21 OFFICIAL POSITION: SVP
SIGNATURE: Prollswo
Subscribed and sworn to before me by
March, , 2021.
NOTARY PUBLIC: MY COMMISSION EXPIRES: MO9/33 KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023 SURETY: Indemnity National Insurance Company
ADDRESS: 238 Bedford Way, Franklin, TN 37064
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
SIGNATURE: March 8, 2021
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.
SME-42 Rev. 06/2013

Attachment to RFI 2-5, 000703of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

(hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti,
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety
bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed
Eight Million and 00/100 Dollars************ (\$8,000,000,000) each, and to bind the Company
thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
SEAL SEAL SEAL SEAL SEAL SEAL SEAL SEAL
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
NOTARY Public Notary Public
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 8th day of March, 2021.
an minimum.

James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT.

NOTARY PUBLIC KELLY S MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAYETTE

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires: 6/10/2018

NOTARY PUBLIC

on P Jackett

Permittee Name Permittee RFL 2-5, 000705 of 824

Permit Number 860-0542 MI-06 Inc. #15,17,1922 23

This checklist shall be used to verify all information submitted on each type of bond. It is important that all documents be on <u>original</u> forms prescribed by the Cabinet, unless otherwise approved, and that all the information be correct, complete and unaltered. <u>All items listed must be checked</u>, (with the exception of bond riders).

44, 49

GENERAL:	
□Permit Number □Company Name (Principal) □County □No corrections, alterations, additions, or whiteout	☐ Original Documents ☐Amount ☐ Acres ☐ Notarized
CASH BOND:	
☐ Item 1 Checked ☐ Payable to Kentucky State Treasurer ☐ Cashiers Check	☐ Certified Check ☐ Money Order
SURETY BOND: Rider	
☐ Surety Listed ☐ Surety Name & Address ☐ Local Agency ☐ Item 2 Checked	☑ Signed by Attorney-In-Fact ☑ Attorney-In-Fact listed on POA ☑ Dated
Verified By: Theresa Picker (Insurance Company Representative)	z.ll
ESCROW AGREEMENT: CD(s)	
☐ Item 3 Checked ☐ Applicant Listed ☐ Certificate of Deposit No. ☐ Signed By Applicant	 □ Execution Date □ Bank Listed as Escrow Agent □ Issue Date □ Signed By Bank Representative
Verified By:	
(Bank Representative)	
LETTER OF CREDIT:	
☐ Item 4 Checked ☐ Bank Name & Address ☐ Applicant Listed ☐ Issue Date	☐ Expiration Date ☐ Dated ☐ Letter of Credit No. Listed ☐ Signed by Bank Representative
Verified By:(Phone/Email)	(Bank Representative)
Signature of Bond Reviewer	Date_
	Date

Attachment to RFI 2-5, 000706of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 0007070f 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By Theresa trinteman

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

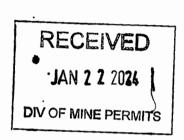
Susan Ritter

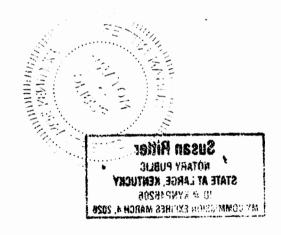
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000710of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Ellins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By Leliosah a. Marg Notary Public

CERTIFICATE My Commission Expires 09/26/2025
Notary ID Number: KYNP34336

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



Permittee Name Permit

Permit Number 860-0542 MI-06 Inc. #15,17,192223

Date

This checklist shall be used to verify all information submitted on each type of bond. It is important that all documents be on <u>original</u> forms prescribed by the Cabinet, unless otherwise approved, and that all the information be correct, complete and unaltered. All items listed must be checked, (with the exception of bond

GENERAL:	
□Permit Number □Company Name (Principal) □County □No corrections, alterations, additions, or whiteout	☐ Original Documents ☐Amount ☐ Acres ☐ Notarized
CASH BOND:	
☐ Item 1 Checked ☐ Payable to Kentucky State Treasurer ☐ Cashiers Check	☐ Certified Check ☐ Money Order
SURETY BOND: Rider	
☐ Surety Listed ☐ Surety Name & Address ☐ Local Agency ☐ Item 2 Checked	☑ Signed by Attorney-In-Fact ☐ Attorney-In-Fact listed on POA ☐ Dated
Verified By: Theresa Picke (Insurance Company Representative	rell
ESCROW AGREEMENT: CD(s)	
☐ Item 3 Checked ☐ Applicant Listed ☐ Certificate of Deposit No. ☐ Signed By Applicant	☐ Execution Date ☐ Bank Listed as Escrow Agent ☐ Issue Date ☐ Signed By Bank Representative
Verified By: (Bank Representative)	
LETTER OF CREDIT:	
☐ Item 4 Checked ☐ Bank Name & Address ☐ Applicant Listed ☐ Issue Date	☐ Expiration Date ☐ Dated ☐ Letter of Credit No. Listed ☐ Signed by Bank Representative
Verified By:	
(Phone/Email)	(Bank Representative)
Signature of Rond Reviewer	
Signature of Bond Reviewer	Date

Attachment to RFI 2-5, 000713 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

APPLICATION (PERMIT) NUMBER	860-0542
INCREMENT NUMBER (IF ANY)	49
BOND SUBSTITUTION FOR EXISTING BOND #	
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
☐ 1. CASH BOND	
x 2. SURETY BOND NUMBER N-7005101	
CERTIFICATE OF DEPOSIT NUMBER	0.10.11.00.000.00.00.00.00.00.00.00.00.0
4. LETTER OF CREDIT NUMBER	**************************************
Energy and Environment Cabinet in the penal sum of Five Hundred Fifte	and firmly bound unto the een Thousand 5,800.00). esources
as a guarantee that the provisions of the permit issued pursuant to Application Number all applicable laws, regulations, and the terms of this bond will be observed and hereby executors, administrators, successors and assigns, jointly and severally, firmly by the effective upon receipt by the Department for Natural Resources and cannot be cancelled KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.	se presents. This bond is
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 did for Natural Resources an application for a permit to engage in surface coal mining and re the Commonwealth of Kentucky; that in said application the Principal estimates that land situated in Knott County, Kentucky will be affected by surface coal operations authorized by the permit issued pursuant to the aforesaid application requiring	clamation operations in 128.50 acres of mining and reclamation

Attachment to RFI 2-5, 000714of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown
DATE: 03 08 21 OFFICIAL POSITION: 5VP
SIGNATURE: The Common Signature of the Common Signatur
Subscribed and sworn to before me by D. Edward Brown this the 8th day of
March , 2021.
NOTARY PUBLIC: Helly Short MY COMMISSION EXPIRES: 1109/33
COMPLETE FOR SURETY BOND: SURETY: Indemnity National Insurance Company KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023
ADDRESS: 238 Bedford Way, Franklin, TN 37064
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: DATE: March 8, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: DATE: March 8, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: DATE: March 8, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: DATE: March 8, 2021 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney

Attachment to RFI 2-5, 000715of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company, a Mississippi corporation,	
(hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti,	<u>838</u>
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky	to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf sur	
bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of its business up to a penal sum not to exceed the course of the co	
Eight Million and 00/100 Dollars******** (\$8,000,000.00) each, and to bind the Comp	any
thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.	

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.



Indemnity National Insurance Company

Thomas F. Elkins, Presiden

State of Kentucky County of Fayette

On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



Notary Public

My Commission Expires 09/26/2021

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 3th day of March, 2021.



James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

TRUE AND EXACT COPY OF THE ORIGINAL DOCUMENT, NOTARY PUBLIC

MY COMMISSION EXPIRES 49 STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAYETTE

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires: 6/10/2018

Jusse P Jackett

Attachment to RFI 2-5, 000717 of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD		TE 0000		Permit <u></u> <u>860-</u>	0542		Incr # <u>49</u>
Address		AIN STREET, SUI	TE 2000	C4-4-	107		7ID 40	507
City	LEXINGTON			_ State	KY		ZIP 40	507
Bond Type:	Cash	X Surety	Certific	ate of Depos	it Lette	er of Credit		Bond Pool
Identification N N-7005101	umbers	Amount \$36	t 68,000	Identificat	ion Numbers		Α	mount
		NAL INSURANCI BA SMITH MANUS		Address	2307 RIVER	ROAD SUIT		t Company)
City LO	JISVILLE			State	KY		ZIP _	40206
Bank Name	Deposit or Lette	er of Credit		_ Address			710	
City	18			State			ZIP _	
Permitting Action	Ons or other adn Overlap By Complete Transfer to Bond Substit	_ Acres of undisturbe lation is complete and ninistrative action	satisfactory has resulted i Partial	n a:	_(Company Nam # of _(Company Nam	f acres overlappe	ed	
	Other	o to politically dollors	datod	DA .	Ži.			
Therefore, you	are entitled to a Initial Encumb Final Release Grading Relea Undisturbed	ise	\$ \$ \$		d bond(s) as s	\$.		\$368,000
				01 (\$147,2	00)	\$ \$		220,800 147,200
Given under m	y hand on this th	ne <u>1st</u> Day	of Septemb	er	, 20 <u>23</u>	X by 7		see
Regional Office	e Hazard						openia Tedic	

SME-44 Rev 06/2008

Attachment to RFI 2-5, 000718 of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 0007190f 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa thinteman

Theresa Hintzman, Attorney-In-Fact

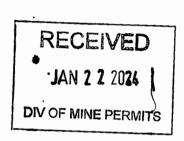
State of: Kentucky
County of: Jefferson

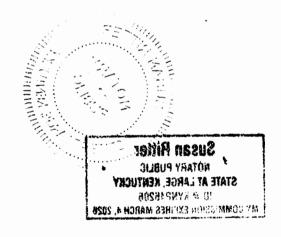
I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

Susan Ritter
NOTARY PUBLIC
STATE AT LARGE, KENTUCKY
ID # KYNP46206
MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000722of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



·::,

COMMONWEALTH OF KENTUCKY
ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR NATURAL RESOURCES
DIVISION OF MINE RECLAMATION AND ENFORCEMENT
FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

	APPLICATION (PERMIT) NUMBER	860-0542
	INCREMENT NUMBER (IF ANY)	50
	BOND SUBSTITUTION FOR EXISTING BOND #	
AMEN	NDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
□ 1.	CASH BOND	
x 2.	SURETY BOND NUMBER N-7005807	
☐ 3.	CERTIFICATE OF DEPOSIT NUMBER	
4 .	LETTER OF CREDIT NUMBER	
	LL PERSONS BY THESE PRESENTS, That the undersigned ICG Hazard, I and Indemnity National Insurance Company as Surety is/are held	LC and firmly bound unto the
Energy an	d Environment Cabinet in the penal sum of Two Hundred Sev	enty-Nine Thousand
Eight H	undred and 00/100 Dollars (\$ _ 2	79,800.00).
<u> </u>	Which sum is herewith deposited with the Cabinet's Department for Natural I	Resources
	For the payment of which sum is to be well and truly made	
□ 3.	Which sum is herewith deposited with the Cabinet's Department for Natural I by and through its Escrow Agent	
4 .	Which sum is available by virtue of an irrevocable letter of credit in favor of t for Natural Resources	he Cabinet's Department
all application effective	rantee that the provisions of the permit issued pursuant to Application Number cable laws, regulations, and the terms of this bond will be observed and herebs, administrators, successors and assigns, jointly and severally, firmly by the upon receipt by the Department for Natural Resources and cannot be cancelled 0.068, 405 KAR 10:030 and 405 KAR 10:035.	ese presents. This bond is
THE CO	NDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
for Natu the Com land situ	the above bound Principal, pursuant to the provisions of KRS Chapter 350 did ral Resources an application for a permit to engage in surface coal mining and a monwealth of Kentucky; that in said application the Principal estimates that ated in Knott/Breathitt County, Kentucky will be affected by surface coans authorized by the permit issued pursuant to the aforesaid application requiring	eclamation operations in 69.55 acres of I mining and reclamation

Attachment to RF 2-5, 000725of 824

RECEIVED BY:

MAR 2 6 2025

DIVISION OF MINE PERMITS

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.					
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.					
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.					
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown					
DATE: 03/20/2025 OFFICIAL POSITION: Senior Vice President					
SIGNATURE:					
Subscribed and sworn to before me by D. Edward Brown this the 30th day of					
March , 2025					
NOTARY PUBLIC: Kelly Shout MY COMMISSION EXPIRES: 11/09/27					
COMPLETE FOR SURETY BOND: SURETY: Indemnity National Insurance Company Kelly Marie Short Notary Public, ID KYNP79221 State at Large, Kentucky My Commission Expires on Nov. 9, 2027					
ADDRESS: 238 Bedford Way, Franklin, TN 37064					
LOCAL AGENCY ISSUING BOND: Acrisure					
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206					
BY: Kelsy Hoagland OFFICIAL POSITION: Attorney-in-Fact					
SIGNATURE: Lely Hoadland DATE: March 20, 2025					
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.					
va chdB23 ²					
540X 5.2 8VW					
SME-42 Rev. 06/2013					

Attachment to RFI 2-5, 000727of 824

RECEIVED BY.

MAR 26 2025

DIVISION OF MINE PERMITS

238 Bedford Way Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas F. Elkins, President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 6

By James E. Hart, Secretary

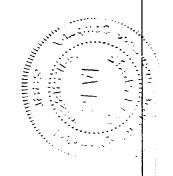


Attachment to RFI 2-5, 000729of 824

RECEIVED BY:

MAR 2'6 2025

DIVISION OF MINE PERMITS



ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT.
NOTARY PUBLIC KOLL Short
MY COMMISSION EXPIRES 119127

STATE OF COMMISSION: KENTUC

COMMONWEALTH OF KENTEC COUNTY OF FAYETTE PINE BRANCH MINING LLC

John M. Potter, CEO

Kelly Marie Short Notary Public, ID KYNP79221 State at Large, Kentucky

My Commission Expires on Nov. 9, 2027

This is to certify that the foregoing instrument was acknowledged before me on this 23rd day of February, 2018, by John M. Potter, CEO, of Pine Branch Mining LLC, the sole manager of Pine Branch Resources, LLC.

My commission expires: 6/10/2018

Jeresa P Jackett
NOTARY PUBLIC

Attachment to RFI 2-5, 000731of 824

RECEIVED BY:

MAR 2 6 2025

DIVISION OF MINE PERMITS

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

APPLICATION (PERMIT) NUMBER	860-0542
INCREMENT NUMBER (IF ANY)	
BOND SUBSTITUTION FOR EXISTING BOND #	
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF ANY)	
1. CASH BOND	
X 2. SURETY BOND NUMBER 1134167	
CERTIFICATE OF DEPOSIT NUMBER	
4. LETTER OF CREDIT NUMBER	
	LLC d and firmly bound unto the enty Thousand Six
	620,600.00).
 Which sum is herewith deposited with the Cabinet's Department for Natural For the payment of which sum is to be well and truly made Which sum is herewith deposited with the Cabinet's Department for Natural by and through its Escrow Agent 	
4. Which sum is available by virtue of an irrevocable letter of credit in favor of for Natural Resources	the Cabinet's Department
as a guarantee that the provisions of the permit issued pursuant to Application Number all applicable laws, regulations, and the terms of this bond will be observed and here executors, administrators, successors and assigns, jointly and severally, firmly by the effective upon receipt by the Department for Natural Resources and cannot be cancel KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.	by bind ourselves, our heirs, hese presents. This bond is
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, THAT:	
Whereas, the above bound Principal, pursuant to the provisions of KRS Chapter 350 d for Natural Resources an application for a permit to engage in surface coal mining and the Commonwealth of Kentucky; that in said application the Principal estimates that land situated in Knott County, Kentucky will be affected by surface cooperations authorized by the permit issued pursuant to the aforesaid application requires	reclamation operations in acres of all mining and reclamation

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC (PERMITTEE) BY: D. Edward Brown
DATE: WIGGS OFFICIAL POSITION: W.P.
SIGNATURE: / E (/ C / C / C / C / C / C / C / C / C /
Subscribed and sworn to before me by 1). Educad Brown this the 19th day of
MOUENNORT, 2015.
NOTARY PUBLIC: LAWRE J. MY COMMISSION EXPIRES: LE 17 19
COMPLETE FOR SURETY BOND:
SURETY: Lexon Insurance Company
ADDRESS: 10002 Shelbyville Road, Suite 100, Louisville, KY 40223
LOCAL AGENCY ISSUING BOND: Acrisure, LLC DBA Smith Manus
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
SIGNATURE DATE: November 19, 2015
NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney showing authority to sign.
SME-42 Rev. 06/2013

POWER OF ATTORNEY

LX-261748

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Jackie C. Koestel, Lynnette Long, Amy Meredith, Deborah Neichter, Jessica Nowlin, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Wortham its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such cower and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

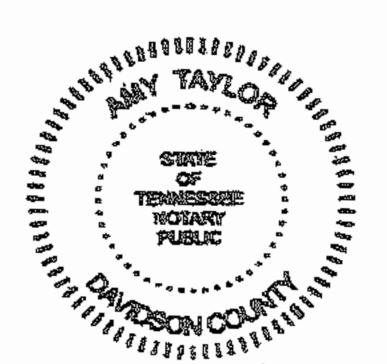
LEXON INSURANCE COMPANY

David E. Campbell

President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR Notary Public- State of Tennessee Davidson County My Commission Expires 07-08-19

BY

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 19th Day of November, 2015.

Andrew Smith Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

ACTION BY THE SOLE MEMBER OF ICG HAZARD, LLC

March 3, 2014

The undersigned, being the sole member of ICG HAZARD, LLC, a Delaware limited liability corporation ("Corporation"). hereby consents to the following action as an action of the sole member of the Corporation pursuant to the Limited Liability Company Agreement of the Corporation:

RESOLVED, that D. Edward Brown, Vice President- Engineering of the Company ("Brown") is duly authorized by the Member, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

AND EVACTOR OF THE ORIGINAL DOCUMENT.

LAMPING DISSION EXPRES LAMPING.

STATE OF COMMISSION

PINE BRANCH MINING, LLC

John M. Potter, CEO

COMMONWEALTH OF KENTUCKY COUNTY OF FAMILY

This is to certify that the foregoing instrument was acknowledged before me on this 3rd day of March, 2014, by John M. Potter, CEO, of Pine Branch Mining, LLC, the Member of ICG Hazard, LLC, on behalf of Pine Branch Mining, LLC.

My commission expires: 4/17/15

VOLUME DIVISER PUBLIC

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION AND ENFORCEMENT FRANKFORT, KENTUCKY 40601

PERFORMANCE BOND

A DDI ICATION (DEDMIT) NIII	MDED	960 0542
APPLICATION (PERMIT) NU	MBEK	860-0542
INCREMENT NUMBER (IF A	NY)	LTT
BOND SUBSTITUTION FOR	EXISTING BOND #	1134167
AMENDMENT, REVISION, OR RENEWAL NUMBER (IF	ANY)	
1. CASH BOND		
☑ 2. SURETY BOND NUMBER N-7004049		
3. CERTIFICATE OF DEPOSIT NUMBER		
4. LETTER OF CREDIT NUMBER		
KNOW ALL PERSONS BY THESE PRESENTS, That the undersig as Principal and Indemnity National Insurance Company Energy and Environment Cabinet in the penal sum of Six Hundred Twenty Thousand Six Hundred and 00/100	as Surety is/are held	LC d and firmly bound unto the 20,600.00).
1. Which sum is herewith deposited with the Cabinet's Decrease.	epartment for Natural	Resources
✓ 2. For the payment of which sum is to be well and truly n	iade	
3. Which sum is herewith deposited with the Cabinet's Deby and through its Escrow Agent		
4. Which sum is available by virtue of an irrevocable letter for Natural Resources	r of credit in favor of	the Cabinet's Department
as a guarantee that the provisions of the permit issued pursuant to all applicable laws, regulations, and the terms of this bond will executors, administrators, successors and assigns, jointly and seffective upon receipt by the Department for Natural Resources KRS 350.068, 405 KAR 10:030 and 405 KAR 10:035.	be observed and here everally, firmly by the	by bind ourselves, our heirs, hese presents. This bond is
THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH	, THAT:	
Whereas, the above bound Principal, pursuant to the provisions of for Natural Resources an application for a permit to engage in surthe Commonwealth of Kentucky; that in said application the Prinland situated in <u>Knott</u> County, Kentucky will be operations authorized by the permit issued pursuant to the aforest	face coal mining and cipal estimates that affected by surface co	reclamation operations in acres of al mining and reclamation
SME-42 Rev. 05/2013		

Attachment to RFI 2-5, 000737of 824

If this is a bond substitution it is understood and agreed that all obligations under this bond shall extend to disturbances both prior and subsequent to the date of substitution.	
Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above-designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this bond then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of bond forfeiture, pursuant to KRS 350.130(1) and 405 KAR 10:050 the Cabinet shall forfeit all of the remaining bond amount for the permit or increment(s) to which the bond applies, regardless of the acreage disturbed or reclaimed.	
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of its charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.	
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (PERMITTEE)	-3
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President	_
SIGNATURE:	_9
Subscribed and sworn to before me by D. Edward Brown this the this the day of	
July , 2020 .	
NOTARY PUBLIC: Kelly Short MY COMMISSION EXPIRES: 11923	-8
COMPLETE FOR SURETY BOND: SURETY: Indemnity National Insurance Company KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023	
Notary Public-State at Large KENTUCKY - Notary ID # 633724	-0
SURETY: Indemnity National Insurance Company Notary Public-State at Large KENTUCKY - Notary ID # 633724 My Commission Expires 11-09-2023	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: DATE: July 01, 2020 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: DATE: July 01, 2020 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: DATE: July 01, 2020 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney	
SURETY: Indemnity National Insurance Company ADDRESS: 238 Bedford Way, Franklin, TN 37064 LOCAL AGENCY ISSUING BOND: Acrisure, LLC dba Smith Manus ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206 BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact SIGNATURE: DATE: July 01, 2020 NOTE: The person who signs for a surety company must file with the bond a copy of the Power of Attorney	

Attachment to RFI 2-5, 000738of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississippi corporation (hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith. William R. Precious. Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed
Eight Million and 00/100 Dollars*********** (\$8,000,000.00) each, and to bind the Company thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Company.
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or
 (ii) when signed by the president, or any vice president, and seared with the Company sear, or (iii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of whice power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
SEAL GROWN By Thomas F. Elkins, President
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
PUBLIC PU
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of July , 2020.
SEAL SEAL SE
SF1 1773 /AS

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT.

NOTARY PUBLIC YOUNG MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTUCKY

PINE BRANCH MINING, LLC

John M. Potter CEO

Attachment to RFI 2-5, 000740of 824

COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES DIVISION OF MINE RECLAMATION FRANKFORT, KENTUCKY 40601

BOND RELEASE

Permittee	ICG HAZARD LLC		Permit #860-05	42	Incr# LTT
Address	3228 SUMMIT SQUARE PLACE SUITE 180		*		341000000 574 131
City	LEXINGTON	State	KY	ZIP	40509
Bond Type	e: Cash X Surety Certifica	ate of Depos	sit Letter o	f Credit	Bond Pool
Identification 1134167	on Numbers Amount \$620,600	Identifica	tion Numbers		Amount
If Surety	LEXON INSURANCE COMPANY				rent Company)
Agent	ACRISURE LLC DBA SMITH MANUS	the state of the s	2307 RIVER RO		
City	LOUISVILLE	State	KY	ZIP	40206
Bank Nam	te of Deposit or Letter of Credit e	Address		710	
City		State		ZIP	
Permitting	Acres of undisturbed area has been will be a final Reclamation is complete and satisfactory Actions or other administrative action has resulted in Overlap By Complete Transfer to X Bond Substitution - replaced by bonds Reduction due to permitting action dated - Other		(Company Name)	Permit Number res overlapped Permit Number	
Th					
Therefore,	you are entitled to a bond release or reduction on the Initial Encumbered Balance Final Release Grading Release Undisturbed Administrative Release Total Reduction		620,600	wn below: \$	\$620,600 620,600
	Remaining Encumbered Balance			\$	020,000
	Remaining Balance on Bond #			· -	
	er my hand on this the 24TH Day of JULY		, 20 <u>20</u>	Director, Divi	Jullino
Regional C	Office Hazard				

SME-44 Rev 06/2008

SENDER: COLATERCHIPPENTONO RFI

- Complete items 1, 2, and 3,
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece. or on the front if space permits.
- 1. Article Addressed to:

SMITH MANUS 2307 RIVER ROAD SUITE 200 LOUISVILLE, KY 40206



9590 9402 3079 7124 1152 51

2 Article Number (Transfer from service label) 7012 3460 0000 0567

2-SMFCTOTOTS SECTION SIDDALIVERY

A. Signature

☐ Agent C. Date of Delivery

B. Received by (Printed Name)

☐ Yes D. Is delivery address different from item 1?

If YES, enter delivery address below:

□ No

3. Service Type ☐ Adult Signature

ured Mail

er \$500)

☐ Adult Signature Restricted Delivery ☐ Certified Mail® ☐ Certified Mall Restricted Delivery

☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery ured Mail Restricted Delivery

☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mall Restricted Delivery

☐ Return Receipt for Merchandise ☐ Signature Confirmation™

☐ Signature Confirmation

Restricted Delivery

Attachment to RFI 2-5, 000742of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By Theresa tinteman

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

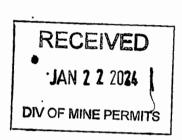
Susan Ritter

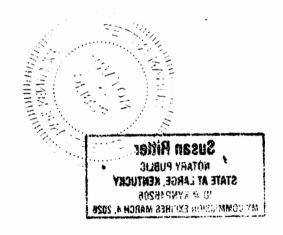
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000746of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By Leleozah a. Marp Notary Public

My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES FRANKFORT, KENTUCKY 40601

SUPPLEMENTAL ASSURANCE

	PERMIT/APPLICATION NUMBER INCREMENT NUMBER (IF ANY)	860-0542 SUPP
☐ 1. CASH		
□ 2. SURETY BOND NUMBER	N-7004053	
3. CERTIFICATE OF DEPOSIT	Γ NUMBER	
4. LETTER OF CREDIT NUMI	BER	
as Princip firmly bound unto the Energy and En	PRESENTS, That the undersigned ICal and Indemnity National Insurance Covironment Cabinet in the penal sum of O/100 Dollars (\$	ompany as Surety is/are held and
1. which sum is herewith deposi	ted with the Cabinet's Department for Na	atural Resources
	is to be well and truly made	
A A A A A A A A A A A A A A A A A A A	ted with the Cabinet's Department for Na	C 561 (75)
4. which sum is available by virt for Natural Resources	tue of an irrevocable letter of credit in fav	vor of the Cabinet's Department
all applicable laws, regulations, and ourselves, our heirs, executors, adm presents. This supplemental assurance	the permit issued pursuant to Application the terms of this supplemental assurant ministrators, successors and assigns, journal of the Department of the Department of the State of the State of the State of the Department of the State of the	ice will be observed and hereby bind bintly and severally, firmly by these ment for Natural Resources and cannot
to the provisions of KRS Chapter 350 to engage in surface coal mining and commonwealth of Kentucky; that in sacres of land situated in Knott	said application the Principal estimates th	Resources an application for a permit nat
Ary	will be affected by surface co	oal mining and reclamation operations
and permit bound pursu	appround requiring	and approximate apparation.

Attachment to RFI 2-5, 000749of 824

all the regulagree receing	if the said ICG Hazard, LLC requirements of the above designated application, the permit ations, and the terms of this supplemental assurance then the did that said penal sum shall be paid to the Commonwealth of Kept of an Order of the Cabinet. In the event of forfeiture of supplement(s) to which the supplemental assurance applies, regardless	is obligation shall be released; otherwise, it is entucky, Energy and Environment Cabinet, upon lemental assurance pursuant to 405 KAR 16:020 of supplemental assurance for the permit or
In the revocation apply	e event that the insurer or surety becomes incapacitated by reaction of it's charter, license or certificate of authority, the production of it's charter, license or certificate of authority, the production of it's charter, license or certificate of authority.	nson of bankruptcy insolvency or suspension or rovisions of 405 KAR 10:030, Section 2 shall
	ICIPAL: ICG Hazard, LLC B'nittee)	Y: D. Edward Brown
DAT	E: July 01, 2020 OFFICIAL POSITIO	ON: Senior Vice President
SIGN	MATURE: Theelts	
Subs	cribed and sworn before me by D. Edward Brown	this the 1st day of
July	2020 .	
NOT	ARY PUBLIC: Kelly Short Mycon	MMISSION EXPIRES 11923 KELLY SHORT
CON	K K	Notary Public-State at Large ENTUCKY - Notary ID # 633724 Commission Expires 11-09-2023
SUR	ETY: Indemnity National Insurance Company	COMMISSION EXPINES 11-03-2023
ADD	RESS: _238 Bedford Way, Franklin, TN 37064	
LOC	AL AGENCY ISSUING: Acrisure, LLC dba Smith Manus	
ADD	RESS: 2307 River Road, Suite 200, Louisville, KY 40206	
BY:	Theresa Pickerrell OFFICIA	AL POSITION: Attorney-in-Fact
SIGN	FATURE: Therese Pickenell	DATE: _July 01, 2020
of A	E: The person who signs for a surety company must file with a storney showing authority to sign. All supplemental assurance ersigned by a resident Kentucky agent.	
COU	NTERSIGNED BY: N/A A	AGENT FOR:
ADD	RESS:	
		=
		-

Attachment to RFI 2-5, 000750of 824

Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

(hereinafter the "Co	ONS BY THESE PRESENTS: that ompany"), does hereby constitute and resa Pickerrell, Amy Bowers, Susan Ritt	
		er, and Sheryon Quinn of Louisville, Kentucky to be a uthority hereby conferred to sign, seal, and execute on its behalf surety
bonds or undertakin	gs and other documents of a similar	nature issued in the course of its business up to a penal sum not to exceed
Eight Million and 00 thereby as fully and	0/100 Dollars************ (\$8,000,000) to the same extent as if the same we	each, and to bind the Company ere signed by the duly authorized officers of the Company.
	made under and executed pursuant the Board of Directors, which is now	to and by authority of the following Minutes of Special Actions Taken by vin full force and effect:
Authorization to Appo	oint Attorneys-in-Fact and the Use of Fac	csimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
instrument e Company to	evidencing the appointment in each case, bonds and related obligatory certificates	ent may appoint attorneys-in-fact or agents with authority as defined or limited in the for and on behalf of the Company to execute and deliver and affix the seal of the s and documents; and any one of said officers may remove any such attorney-in-fact or uch person, whether or not such officer appointed the attorney-in-fact or agent.
		y certificates and documents shall be valid and binding upon the Company,
(ii) what is a second s	hen duly executed and sealed with the Comits of authority evidenced by the power	president, and sealed with the Company seal; or ompany seal by one or more attorneys-in-fact or agents pursuant to and within the of attorney issued by the Company to such person or persons a certified copy of which o in order for such obligation to be binding upon the Company.
certification	thereof authorizing the execution and de	officer and the seal of the Company may be affixed to any power of attorney or elivery of any bonds and related obligatory certificates and documents of the Company he same force and effect as though manually affixed.
IN WITNESS WHER Indemnity National In	EOF, this Power of Attorney has been susurance Company has been affixed there	ubscribed by an authorized officer or official of the Company and the corporate seal of eto in Lexington, Kentucky this 6th day of November, 2017.
	MANAGE INSTANTANTANTANTANTANTANTANTANTANTANTANTANT	Indemnity National Insurance Company
	SEAL	111-
	1993 O	By Thomas F. Elkins, President
State of Kentucky County of Fayette		
President of Indemnity	y National Insurance Company; that he late seal of Indemnity National Insurance	blic, personally came Thomas F. Elkins, to me known, and acknowledged that he is knows the seal of said corporation; and that he executed the above Power of Attorney Company thereto with the authority and at the direction of said corporation.
	BAH A.	
	NOTARY 2	By deliorah G. Warshy
	PUBLIC A	Notary Public
CERTIFICATE	AT LARGE	My Commission Expires 09/26/2021
		ompany, do hereby certify that the foregoing Power of Attorney is still in full force and laken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WH	IEREOF I have subscribed my name and	affixed the seal of said Company. Dated this 1st day of July , 2020.
	WAL IVS	By Jan Ho

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT.
NOTARY PUBLIC
MY COMMISSION EXPIRES

PINE BRANCH MINING, LLC

John M. Potter, CEO

Attachment to RFI 2-5, 000752of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.
N-7005421	\$387,900	3
N-7005422	\$223,700	7
N-7005372	\$87,800	8
N-7005205	\$123,700	9
N-7003750	\$91,900	11
N-7005206	\$103,900	12
N-7003751	\$363,900	13
N-7003752	\$159,600	14
N-7003753	\$195,800	15
N-7003754	\$99,800	16
N-7003755	\$269,600	17
N-7003756	\$260,800	18
N-7003757	\$442,500	19
N-7003759	\$137,400	21
N-7003760	\$85,100	22
N-7003761	\$462,700	23
N-7003762	\$75,000	24
N-7003763	\$75,000	25
N-7003765	\$66,000	27
N-7003766	\$225,500	28
N-7003767	\$111,800	29
N-7003769	\$305,600	31
N-7003770	\$150,300	32
N-7003771	\$190,400	33
N-7005380	\$183,600	35
N-7005139	\$75,000	36
N-7005140	\$75,900	37
N-7003773	\$91,800	38
N-7003774	\$123,900	39
N-7005207	\$219,900	40
N-7003775	\$75,000	41
N-7003776	\$75,000	42
N-7003777	\$75,000	43
N-7003778	\$155,600	44
N-7003779	\$503,700	45
N-7003781	\$247,800	47

Attachment to RFI 2-5, 000753of 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48
N-7005101	\$147,200	49
N-7004049	\$620,600	LTT
N-7004056	\$300,000	SUP
N-7004053	\$150,000	SUP
N-7004054	\$150,000	SUP

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By Theresa trinteman

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

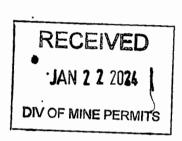
Susan Ritter

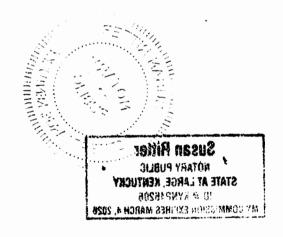
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000756of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas E Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By Gleorah a. Murp Notary Public

My Commission Expires 09/26/2025

Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12mm, 2024.



James E. Hart, Secretary

RECEIVED

JAN 3 1 2024

DIV OF MINE PERMITS



COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES FRANKFORT, KENTUCKY 40601

SUPPLEMENTAL ASSURANCE

	ERMIT/APPLICATION NUMBER ICREMENT NUMBER (IF ANY)	860-0542 SUPP
☐ 1. CASH		
□ 2. SURETY BOND NUMBER N □ N	1-7004054	
☐ 3. CERTIFICATE OF DEPOSIT N	UMBER	
4. LETTER OF CREDIT NUMBER		
KNOW ALL PERSONS BY THESE PRass Principal a firmly bound unto the Energy and Environ One Hundred Fifty Thousand and 00/10	nd Indemnity National Insurance Comment Cabinet in the penal sum of	
1. which sum is herewith deposited	with the Cabinet's Department for Na	atural Resources
2. for the payment of which sum is t	to be well and truly made	
3. which sum is herewith deposited its Escrow Agent	with the Cabinet's Department for Na	atural Resources, by and through
4. which sum is available by virtue of for Natural Resources	of an irrevocable letter of credit in fav	vor of the Cabinet's Department
as a guarantee that the provisions of the p all applicable laws, regulations, and the ourselves, our heirs, executors, admini presents. This supplemental assurance is be cancelled except as provided under KF	e terms of this supplemental assurantistrators, successors and assigns, jo effective upon receipt by the Department	ce will be observed and hereby bind intly and severally, firmly by these nent for Natural Resources and cannot
THE CONDITION OF THE ABOVE Of to the provisions of KRS Chapter 350 did to engage in surface coal mining and recl Commonwealth of Kentucky; that in said	d file with the Department for Natural amation operations in the	Resources an application for a permit at
acres of land situated in Knott Ary	will be affected by surface of	county at or near the Community of oal mining and reclamation operations
authorized by the permit issued pursuant	to the aforesaid application requiring	this supplemental assurance.

Attachment to RFI 2-5, 000759of 824

Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this supplemental assurance then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of forfeiture of supplemental assurance pursuant to 405 KAR 16:020 and 405 KAR 10:050 the cabinet shall forfeit the entire amount of supplemental assurance for the permit or increment(s) to which the supplemental assurance applies, regardless of the acreage disturbed or reclaimed.
In the event that the insurer or surety becomes incapacitated by reason of bankruptcy insolvency or suspension or revocation of it's charter, license or certificate of authority, the provisions of 405 KAR 10:030, Section 2 shall apply.
PRINCIPAL: ICG Hazard, LLC BY: D. Edward Brown (Permittee)
DATE: July 01, 2020 OFFICIAL POSITION: Senior Vice President
SIGNATURE: The Property of the Control of the Contr
Subscribed and sworn before me by D. Edward Brown this the lst day of
July 2020 .
NOTARY PUBLIC: Leven Short MY COMMISSION EXPIRES #19-123
COMPLETE FOR SUPPLEMENTAL ASSURANCE KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724
SURETY: Indemnity National Insurance Company My Commission Expires 11-09-2023
ADDRESS: 238 Bedford Way, Franklin, TN 37064
LOCAL AGENCY ISSUING: Acrisure, LLC dba Smith Manus
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206
BY: Theresa Pickerrell OFFICIAL POSITION: Attorney-in-Fact
SIGNATURE: MULSA PICKUMELL DATE: July 01, 2020
NOTE: The person who signs for a surety company must file with the supplemental assurance a copy of the Power of Attorney showing authority to sign. All supplemental assurance executed by an out-of-state agency shall be countersigned by a resident Kentucky agent.
COUNTERSIGNED BY: N/A AGENT FOR:
ADDRESS:

Attachment to RFI 2-5, 000760of 824

Indemnity National Insurance Company 238 Bedford Way

Franklin, TN 37064

Power of Attorney

(hereinafter the "Company"), does hereby constitute and appoint: Brook T. Smith, William R. Precious, Sandra L. Fusinetti.
Mark A. Guidry, Theresa Pickerrell, Amy Bowers, Susan Ritter, and Sheryon Quinn of Louisville, Kentucky to be
its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, seal, and execute on its behalf surety bonds or undertakings and other documents of a similar nature issued in the course of its business up to a penal sum not to exceed
<u>Eight Million and 00/100 Dollars***********************************</u>
This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:
Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:
RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.
RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company, (i) when signed by the president, or any vice president, and sealed with the Company seal; or
 (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.
RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 6th day of November, 2017.
Indemnity National Insurance Company
SEAL SEAL SEAL SEAL SEAL SEAL SEAL SEAL
State of Kentucky County of Fayette
On this 6th day of November, 2017, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.
PUBLIC PUBLIC Notary Public Notary Public
CERTIFICATE My Commission Expires 09/26/2021
I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.
IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 1st day of July , 2020.
AL ING.

James E. Hart, Secretary

ACTION BY THE SOLE MANAGER OF PINE BRANCH RESOURCES, LLC

February 23, 2018

The undersigned, being the sole manager of PINE BRANCH RESOURCES, LLC (f/k/a ICG HAZARD, LLC), a Delaware limited liability corporation ("Company"), hereby consents to the following action as an action of the sole manager of the Company pursuant to the Limited Liability Company Agreement of the Company:

RESOLVED, that effective May 1, 2017, D. Edward Brown, Senior Vice President of Technical Services of the Company ("Brown") is duly authorized by the manager, on behalf of the Company, to execute and file all applications, documents, instruments, and papers as may be necessary for the Company to comply with requirements of any federal or state mining regulatory agency or regulations promulgated by any federal or state mining regulatory agency.

RESOLVED, that all authority conferred by these resolutions shall be deemed retroactive and any and all acts permitted or authorized hereunder but performed prior to the adoption of these resolutions are hereby ratified, affirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this written action to be effective as of the date first set forth above.

I DO HEREBY ATTEST THAT THIS IS A TRUE AND EXACT COPY OF THE

ORIGINAL DOCUMENT.
NOTARY PUBLIC MY COMMISSION EXPIRES

STATE OF COMMISSION: KENTU

PINE BRANCH MINING, LLC

John M. Potter, CEO

Attachment to RFI 2-5, 000762of 824



Indemnity National Insurance Company 238 Bedford Way Franklin, TN 37064

January 16, 2024

Commonwealth of Kentucky Energy and Environment Cabinet Department for Natural Resources Reclamation and Enforcement Frankfort, KY 40601

To Whom It May Concern:

The following Surety Performance Bonds written by Indemnity National Insurance Company covering Permit No. 860-0542 Rn-4 with ICG Hazard, LLC as principal, remains in full force and effect.

Bond No.	Bond Amount	Increment No.		
N-7005421	\$387,900	3		
N-7005422	\$223,700	7		
N-7005372	\$87,800	8		
N-7005205	\$123,700	9		
N-7003750	\$91,900	11		
N-7005206	\$103,900	12		
N-7003751	\$363,900	13		
N-7003752	\$159,600	14		
N-7003753	\$195,800	15		
N-7003754	\$99,800	16		
N-7003755	\$269,600	17		
N-7003756	\$260,800	18		
N-7003757	\$442,500	19		
N-7003759	\$137,400	21		
N-7003760	\$85,100	22		
N-7003761	\$462,700	23		
N-7003762	\$75,000	24		
N-7003763	\$75,000	25		
N-7003765	\$66,000	27		
N-7003766	\$225,500	28		
N-7003767	\$111,800	29		
N-7003769	\$305,600	31		
N-7003770	\$150,300	32		
N-7003771	\$190,400	33		
N-7005380	\$183,600	35		
N-7005139	\$75,000	36		
N-7005140	\$75,900	37		
N-7003773	\$91,800	38		
N-7003774	\$123,900	39		
N-7005207	\$219,900	40		
N-7003775	\$75,000	41		
N-7003776	\$75,000	42		
N-7003777	\$75,000	43		
N-7003778	\$155,600	44		
N-7003779	\$503,700	45		
N-7003781	\$247,800	47		

Attachment to RFI 2-5, 000763of 82

RECEIVED

JAN 2 2 2024

DIV OF MINE PERMITS

N-7005100	\$143,800	48	
N-7005101	\$147,200	49	
N-7004049	\$620,600	LTT	
N-7004056	\$300,000	SUP	
N-7004053	\$150,000	SUP	
N-7004054	\$150,000	SUP	

It is further agreed and understood that the Surety does not waive any rights or remedies under law by the issuance of this letter and is acting under a full reservation of all rights and defenses secured to it under the terms and conditions of its bonds and all applicable laws, statutes, rules and regulations.

Indemnity National Insurance Company

By: Theresa Hinternan

Theresa Hintzman, Attorney-In-Fact

State of: Kentucky
County of: Jefferson

I certify that I know or have satisfactory evidence that Theresa Hintzman signed this document; on oath stated that she was authorized to sign the document and acknowledged it as the agent or representative of the named surety company which is authorized to do business in the State of Kentucky for the purposes mentioned in this document.

Dated on: January 16, 2024

Signature of Notary Susan Ritter

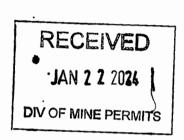
Susan Ritter

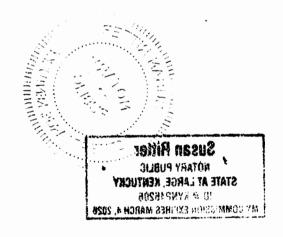
NOTARY PUBLIC

STATE AT LARGE, KENTUCKY

ID # KYNP46206

MY COMMISSION EXPIRES MARCH 4, 2020





Attachment to RFI 2-5, 000766of 824

Indemnity National Insurance Company
238 Bedford Way
Franklin, TN 37064

Power of Attorney

This appointment is made under and executed pursuant to and by authority of the following Minutes of Special Actions Taken by Written Consent of the Board of Directors, which is now in full force and effect:

Authorization to Appoint Attorneys-in-Fact and the Use of Facsimile Signatures and Facsimile Seals for the Purpose of Issuing Bonds:

RESOLVED: That the president or any vice president may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company to execute and deliver and affix the seal of the Company to bonds and related obligatory certificates and documents; and any one of said officers may remove any such attorney-in-fact or agent and revoke any power previously granted to such person, whether or not such officer appointed the attorney-in-fact or agent.

RESOLVED: That any bonds and related obligatory certificates and documents shall be valid and binding upon the Company,

- (i) when signed by the president, or any vice president, and sealed with the Company seal; or
- (ii) when duly executed and sealed with the Company seal by one or more attorneys-in-fact or agents pursuant to and within the limits of authority evidenced by the power of attorney issued by the Company to such person or persons a certified copy of which power of attorney must be attached thereto in order for such obligation to be binding upon the Company.

RESOLVED: That the signature of any authorized officer and the seal of the Company may be affixed to any power of attorney or certification thereof authorizing the execution and delivery of any bonds and related obligatory certificates and documents of the Company and such signature and seal then so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Indemnity National Insurance Company has been affixed thereto in Lexington, Kentucky this 20th day of August, 2021.



Indemnity National Insurance Company

Thomas F Elkins President

State of Kentucky County of Fayette

On this 20th day of August, 2021, before me, a Notary Public, personally came Thomas F. Elkins, to me known, and acknowledged that he is President of Indemnity National Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Indemnity National Insurance Company thereto with the authority and at the direction of said corporation.



By <u>Julio ah A. Murp</u> Notary Public My Commission Expires 09/26/2025 Notary ID Number: KYNP34336

CERTIFICATE

I, James E. Hart, Secretary of Indemnity National Insurance Company, do hereby certify that the foregoing Power of Attorney is still in full force and effect, and further certify that the Minutes of Special Actions Taken by Written Consent of the Board of Directors are now in full force and effect.

IN TESTIMONY WHEREOF I have subscribed my name and affixed the seal of said Company. Dated this 10th day of 12man, 2024.



James E. Hart, Secretary

RECEIVED

JAN 31 2024

DIV OF MINE PERMITS



COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET DEPARTMENT FOR NATURAL RESOURCES FRANKFORT, KENTUCKY 40601

SUPPLEMENTAL ASSURANCE

	PERMIT/APPLICATION NUMBER INCREMENT NUMBER (IF ANY)	860-0542 SUPP
☐ 1. CASH		
□ 2. SURETY BOND NUMBER	N-7004055	
☐ 3. CERTIFICATE OF DEPOSIT	ΓNUMBER	
☐ 4. LETTER OF CREDIT NUMI	BER	
as Princip firmly bound unto the Energy and En	PRESENTS, That the undersigned ICG al and Indemnity National Insurance C vironment Cabinet in the penal sum of 0/100 Dollars (\$	
1. which sum is herewith deposi	ted with the Cabinet's Department for Na	atural Resources
2. for the payment of which sum	is to be well and truly made	
3. which sum is herewith depositis Escrow Agent	ted with the Cabinet's Department for Na	atural Resources, by and through
4. which sum is available by virt for Natural Resources	ue of an irrevocable letter of credit in fav	or of the Cabinet's Department
all applicable laws, regulations, and ourselves, our heirs, executors, adm presents. This supplemental assurance	the terms of this supplemental assurant initiations, successors and assigns, jour e is effective upon receipt by the Department of the terms of this supplemental assurant initiations, successors and assigns, jour e is effective upon receipt by the Department of the terms of the	ce will be observed and hereby bind intly and severally, firmly by these nent for Natural Resources and cannot
to the provisions of KRS Chapter 350 to engage in surface coal mining and to Commonwealth of Kentucky; that in s	said application the Principal estimates th	Resources an application for a permit at
acres of land situated in Knott Ary	will be affected by surface co	county at or near the Community of oal mining and reclamation operations
authorized by the permit issued pursua	ant to the aforesaid application requiring	this supplemental assurance.

Attachment to RFI 2-5, 000769of 824

Now if the said ICG Hazard, LLC , as Principal, shall faithfully perform all the requirements of the above designated application, the permit issued pursuant thereto, and the applicable laws, regulations, and the terms of this supplemental assurance then this obligation shall be released; otherwise, it is agreed that said penal sum shall be paid to the Commonwealth of Kentucky, Energy and Environment Cabinet, upon receipt of an Order of the Cabinet. In the event of forfeiture of supplemental assurance pursuant to 405 KAR 16:020 and 405 KAR 10:050 the cabinet shall forfeit the entire amount of supplemental assurance for the permit or increment(s) to which the supplemental assurance applies, regardless of the acreage disturbed or reclaimed.			
In the event that the insurer or surety becomes incapacitated by revocation of it's charter, license or certificate of authority, the apply.	reason of bankruptcy insolvency or suspension or provisions of 405 KAR 10:030, Section 2 shall		
PRINCIPAL: ICG Hazard, LLC (Permittee)	BY: _D. Edward Brown		
DATE: July 01, 2020 OFFICIAL POSI	TION: Senior Vice President		
SIGNATURE:			
Subscribed and sworn before me by D. Edward Brown	this the _lst day of		
July 2020 .			
NOTARY PUBLIC: Kelly Short MY C	OMMISSION EXPIRES: 119123		
COMPLETE FOR SUPPLEMENTAL ASSURANCE	KELLY SHORT Notary Public-State at Large KENTUCKY - Notary ID # 633724		
SURETY: Indemnity National Insurance Company	My Commission Expires 11-09-2023		
ADDRESS: 238 Bedford Way, Franklin, TN 37064			
LOCAL AGENCY ISSUING: Acrisure, LLC dba Smith Manu	3		
ADDRESS: 2307 River Road, Suite 200, Louisville, KY 40206			
BY: Theresa Pickerrell OFFIC	CIAL POSITION: Attorney-in-Fact		
SIGNATURE: MUSA Picklivell	DATE: _July 01, 2020		
NOTE: The person who signs for a surety company must file wir of Attorney showing authority to sign. All supplemental assur countersigned by a resident Kentucky agent.			
COUNTERSIGNED BY: N/A	AGENT FOR:		
ADDRESS:			

Attachment to RFI 2-5, 000770of 824 Indemnity National Insurance Company

238 Bedford Way Franklin, TN 37064

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: that Indemnity National Insurance Company a Mississinni corporation

	Company"), does hereby cons	stitute and appoint.		William R. Precious, Sand	
	heresa Pickerrell, Amy Bowers, Attorney-in-Fact, with full p			of Louisville, Kentucky	n its behalf surety
	ings and other documents of				
	00/100 Dollars***********************************		in the course		bind the Company
thereby as fully ar	nd to the same extent as if the	same were signed by the	he duly autho	rized officers of the Compa	ny.
TEL .		11		11 '	
	is made under and executed of the Board of Directors, wh			ollowing Minutes of Special	Actions Taken by
Authorization to Ap	point Attorneys-in-Fact and the	Use of Facsimile Signature	es and Facsim	ile Seals for the Purpose of Issu	uing Bonds:
instrumen	ED: That the president or any v t evidencing the appointment in to bonds and related obligatory	each case, for and on beha	of the Comp	oany to execute and deliver and	l affix the seal of the
	revoke any power previously gr				
	ED: That any bonds and related when signed by the president, or				he Company,
	when duly executed and sealed ilmits of authority evidenced by power of attorney must be attact	the power of attorney issue	ed by the Com	pany to such person or persons	s a certified copy of which
certification	ED: That the signature of any aron thereof authorizing the execusignature and seal then so used s	tion and delivery of any bo	onds and relate	d obligatory certificates and do	
IN WITNESS WHE Indemnity National	REOF, this Power of Attorney I Insurance Company has been af	nas been subscribed by an a fixed thereto in Lexington,	authorized offi Kentucky this	cer or official of the Company s 6th day of November, 2017.	and the corporate seal of
	THE LANGE THE PARTY OF THE PART	Indemni	ity National I	nsurance Company	
	A CORPORAL PAR		111		
	SEAL A	7	24		
	Mississipe de la	By Thom	nas F. Elkins, F	President	
State of Kentucky County of Fayette	WANTED TO THE PARTY OF THE PART				
President of Indemn	November, 2017, before me, a lity National Insurance Companyorate seal of Indemnity National	; that he knows the seal of	f said corporat	ion; and that he executed the a	bove Power of Attorney
	NOTARY 2		By July	orah a. Mus	ly
	PUBLIC 2		Notary Pub	olic V	
CERTIFICATE	TLARGE LINE		My Commissi	ion Expires 09/26/2021	
I, James E. Hart, Sec effect, and further ce	cretary of Indemnity National Instrtify that the Minutes of Special	surance Company, do herel Actions Taken by Written	by certify that Consent of th	the foregoing Power of Attorne e Board of Directors are now i	ey is still in full force and n full force and effect.
IN TESTIMONY W	HEREOF I have subscribed my	name and affixed the seal	of said Compa	any. Dated this 1st day of	July, 20 <u>20</u> .
	THE WALL STREET		.1		
	A ORPORATE A			//	
	SEAL IN		By James E.	Hart, Secretary	
	300 10 00 00	109	/		