

# **Harmar Mine**

## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 09154708, dated April 22, 2014 ("Surety Bond"), issued by Zurich American Insurance Company (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Harmar Mine, Coal Mining Activity Permit No. 02141301 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Harmar Mine. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.



IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 27th day of September, 2024.

**Attest or Witness:**

Jaqueline M Fider  
Jaqueline M Fider

**OPERATOR: CONSOL Mining Company LLC**By: [Signature]

Name KURT P. SALVATORE  
 Title Vice President

By: [Signature]

Name Steven T. Aspinall  
 Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
 JoAnn R. Frank, Witness

**SURETY: Zurich American Insurance Company**By: [Signature]

Name Sandra L. Ham  
 Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
 Title

**PENNSYLVANIA RESIDENT AGENT:**

James Michael Griffith

Name James Michael Griffith  
 Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: [Signature]

Name Sam Faith  
 Title District Mining Manager

10-2-24  
 (Date)

**Approved as to legality and form:**

Rayn Katman Browne  
 Chief/Assistant Counsel  
 Department of Environmental Protection

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Sandra L. Ham, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 29th day of January, A.D. 2024.

**ATTEST:**  
ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND



By: *Robert D. Murray*  
Vice President



By: *Dawn E. Brown*  
Secretary

**State of Maryland  
County of Baltimore**

On this 29th day of January, A.D. 2024, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

*Genevieve M. Maison*

**GENEVIEVE M. MAISON**  
NOTARY PUBLIC  
BALTIMORE COUNTY, MD  
My Commission Expires JANUARY 27, 2025





## EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

### CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 27th day of September, 2024.



Thomas O. McClellan  
Vice President

**TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:**

Zurich Surety Claims  
1299 Zurich Way  
Schaumburg, IL 60196-1056  
[www.reportsfclaims@zurichna.com](mailto:www.reportsfclaims@zurichna.com)  
800-626-4577

# **Jane Mine**



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 612409280, dated February 19, 2022 ("Surety Bond"), issued by United States Fire Insurance Company (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Jane Mine, Coal Mining Activity Permit No. 03831305 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Jane Mine. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 27th day of September, 2024.

**Attest or Witness:**

Jacqueline M. Fiden  
Jacqueline M. Fiden

**OPERATOR: CONSOL Mining Company LLC**By: Kurt R. Salvaterra

Name KURT R. SALVATERRA  
 Title Vice President

By: Steven T. Aspinell

Name STEVEN T. ASPINELL  
 Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
 JoAnn R. Frank, Witness

**SURETY: United States Fire Insurance Company**By: Sandra L. Ham

Name Sandra L. Ham  
 Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
 Title

**PENNSYLVANIA RESIDENT AGENT:**

James Michael Griffith

Name James Michael Griffith  
 Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: Sam Fath

Name Sam Fath  
 Title District Mining Manager

10-2-24

(Date)

**Approved as to legality and form:**

Dobyn Katona Basma  
 Chief/Assistant Counsel  
 Department of Environmental Protection



**POWER OF ATTORNEY  
UNITED STATES FIRE INSURANCE COMPANY  
PRINCIPAL OFFICE - MORRISTOWN, NEW JERSEY**

**KNOW ALL MEN BY THESE PRESENTS:** That United States Fire Insurance Company, a corporation duly organized and existing under the laws of the state of Delaware, has made, constituted and appointed, and does hereby make, constitute and appoint: **Pamela A. Beelman; Cynthia L. Choren; Heidi A. Notheisen; Sandra L. Ham; Joann R. Frank; Debra C. Schneider; Brittany D. Stuckel; Karen L. Roider; Leah J. Petry of St. Louis, MO**

each, its true and lawful Attorney(s)-In-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver: Any and all bonds and undertakings of surety and other documents that the ordinary course of surety business may require, and to bind United States Fire Insurance Company thereby as fully and to the same extent as if such bonds or undertakings had been duly executed and acknowledged by the regularly elected officers of United States Fire Insurance Company at its principal office, in amounts or penalties: **One Hundred Twenty Five Million Eight Hundred Thousand Dollars (\$125,800,000)**

This Power of Attorney limits the act of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind United States Fire Insurance Company except in the manner and to the extent therein stated.

This Power of Attorney revokes all previous Powers of Attorney issued on behalf of the Attorneys-In-Fact named above.

This Power of Attorney is granted pursuant to Article IV of the By-Laws of United States Fire Insurance Company as now in full force and effect, and consistent with Article III thereof, which Articles provide, in pertinent part:

Article IV, Execution of Instruments - Except as the Board of Directors may authorize by resolution, the Chairman of the Board, President, any Vice-President, any Assistant Vice President, the Secretary, or any Assistant Secretary shall have power on behalf of the Corporation:

- (a) to execute, affix the corporate seal manually or by facsimile to, acknowledge, verify and deliver any contracts, obligations, instruments and documents whatsoever in connection with its business including, without limiting the foregoing, any bonds, guarantees, undertakings, recognizances, powers of attorney or revocations of any powers of attorney, stipulations, policies of insurance, deeds, leases, mortgages, releases, satisfactions and agency agreements;
- (b) to appoint, in writing, one or more persons for any or all of the purposes mentioned in the preceding paragraph (a), including affixing the seal of the Corporation.

Article III, Officers, Section 3.11, Facsimile Signatures. The signature of any officer authorized by the Corporation to sign any bonds, guarantees, undertakings, recognizances, stipulations, powers of attorney or revocations of any powers of attorney and policies of insurance issued by the Corporation may be printed, facsimile, lithographed or otherwise produced. In addition, if and as authorized by the Board of Directors, dividend warrants or checks, or other numerous instruments similar to one another in form, may be signed by the facsimile signature or signatures, lithographed or otherwise produced, of such officer or officers of the Corporation as from time to time may be authorized to sign such instruments on behalf of the Corporation. The Corporation may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Corporation, notwithstanding the fact that he may have ceased to be such at the time when such instruments shall be issued.

**IN WITNESS WHEREOF**, United States Fire Insurance Company has caused these presents to be signed and attested by its appropriate officer and its corporate seal hereunto affixed this 28th day of September, 2021.

**UNITED STATES FIRE INSURANCE COMPANY**

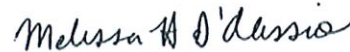


Matthew E. Lubin, President



State of New Jersey }  
County of Morris }

On this 28th day of September, 2021, before me, a Notary public of the State of New Jersey, came the above named officer of United States Fire Insurance Company, to me personally known to be the individual and officer described herein, and acknowledged that he executed the foregoing instrument and affixed the seal of United States Fire Insurance Company thereto by the authority of his office.



Melissa H. D'Alessio (Notary Public)

I, the undersigned officer of United States Fire Insurance Company, a Delaware corporation, do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy is still in force and effect and has not been revoked.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of United States Fire Insurance Company on the 27<sup>th</sup> day of September 20 24

**UNITED STATES FIRE INSURANCE COMPANY**



Michael C. Fay, Senior Vice President





## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. N-7005061, dated 1/14, 2021 ("Surety Bond"), issued by Indemnity National Insurance Company (the "Surety") and submitted by Consol Mining Company, LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Jane Mine, Coal Mining Activity Permit No. 03831305 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Jane Mine. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 14th day of August, 2024.

Attest or Witness:

Jacqueline M. Fidler  
Jacqueline M. Fidler

OPERATOR: Consol Mining Company, LLC

By: [Signature]

Name: Kurt R. Salvatori  
 Title: Vice President

By: [Signature]

Name: Steven T. Aspinall  
 Title: Treasurer

Attest or Witness:

Kelsy Hozland

SURETY: Indemnity National Insurance Company

By: [Signature]

Name: Susan Ritter  
 Title: Attorney-in-Fact

By: N/A

Name  
 Title

PENNSYLVANIA RESIDENT AGENT:

[Signature]  
 Name: John D. Mansel  
 Title: Head of Operations - Mid-Atlantic

Approved for the Department  
 Of Environmental Protection:

By: [Signature]

Name: Gabe Fahey  
 Title: District Mining Manager

10-2-24

(Date)

Approved as to legality and form:

Bayn Katrina Bowmen

Chief/Assistant Counsel  
 Department of Environmental Protection



## 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, Mark A. Guidry\*\*\*\*\*  
\*\*\*\*\*Theresa Hintzman, Amy Smith, Susan Ritter, and Kelsy Hoagland\*\*\*\*\* of Acrisure, LLC DBA Smith Manus\*\*\*\*\* 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 \*\*\*\*\*Thirty million dollars (\$30,000,000.00)\*\*\*\*\* 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 20th day of August, 2021.



Indemnity National Insurance Company

By Thomas F. Elkins  
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 Deborah A. Murphy  
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 14<sup>th</sup> day of August, 2021



By James E. Hart  
James E. Hart, Secretary



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 09154709, dated April 22, 2014 ("Surety Bond"), issued by Zurich American Insurance Company (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Jane Mine, Coal Mining Activity Permit No. 03831305 (the "Permit").

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1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

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3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.



IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 27th day of September, 2024.

**Attest or Witness:**

Jaqueline M. Filler  
Jaqueline M. Filler

**OPERATOR: CONSOL Mining Company LLC**By: [Signature]

Name KURT R. SALVATORE  
 Title Vice President

By: [Signature]

Name Steven T. Aspinall  
 Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
 JoAnn R. Frank, Witness

**SURETY: Zurich American Insurance Company**By: [Signature]

Name Sandra L. Ham  
 Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
 Title

**PENNSYLVANIA RESIDENT AGENT:**

[Signature]

Name James Michael Griffith  
 Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: [Signature]

Name Sam Fitty  
 Title District Mining Manager

10-2-24  
 (Date)

**Approved as to legality and form:**

[Signature]  
 Chief/Assistant Counsel  
 Department of Environmental Protection

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Sandra L. Ham, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said **ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND**, this 29th day of January, A.D. 2024.

**ATTEST:**  
**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: Robert D. Murray  
Vice President



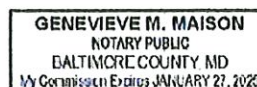
By: Dawn E. Brown  
Secretary

**State of Maryland  
County of Baltimore**

On this 29th day of January, A.D. 2024, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Genevieve M. Maison





## EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

### CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

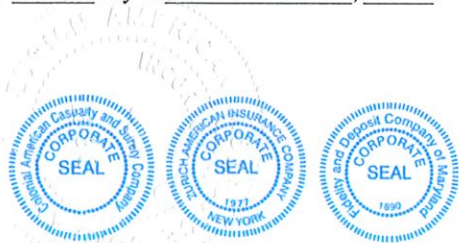
This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 27th day of September, 2024.



Thomas O. McClellan  
Vice President

**TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:**

Zurich Surety Claims  
1299 Zurich Way  
Schaumburg, IL 60196-1056  
[www.reportsfclaims@zurichna.com](http://www.reportsfclaims@zurichna.com)  
800-626-4577

# **Montour #4 – Hahn Treatment Facility**



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 612409279, dated February 19, 2022 ("Surety Bond"), issued by United States Fire Insurance Company (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Montour #4-Hahn Treatment Facility, Coal Mining Activity Permit No. 63131302 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Montour #4-Hahn Treatment Facility. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 9th day of September, 2024.

**Attest or Witness:**

Jaqueline M. Fidler

Jaqueline M. Fidler

**OPERATOR: CONSOL Mining Company LLC**

By: [Signature]

Name Kurt R. Salvatori  
Title Vice President

By: [Signature]

Name Steven T. Aspinall  
Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
JoAnn R. Frank, Witness

**SURETY: United States Fire Insurance Company**

By: [Signature]

Name Sandra L. Ham  
Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
Title

**PENNSYLVANIA RESIDENT AGENT:**

James Michael Griffith

Name James Michael Griffith  
Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**

By: [Signature]

Name Sam Firth  
Title District Mining Manager

10-2-24  
(Date)

**Approved as to legality and form:**

Debra Katherine Bowmer  
Chief/Assistant Counsel  
Department of Environmental Protection



**POWER OF ATTORNEY  
UNITED STATES FIRE INSURANCE COMPANY  
PRINCIPAL OFFICE - MORRISTOWN, NEW JERSEY**

**KNOW ALL MEN BY THESE PRESENTS:** That United States Fire Insurance Company, a corporation duly organized and existing under the laws of the state of Delaware, has made, constituted and appointed, and does hereby make, constitute and appoint: **Pamela A. Beelman; Cynthia L. Choren; Heidi A. Notheisen; Sandra L. Ham; Joann R. Frank; Debra C. Schneider; Brittany D. Stuckel; Karen L. Roider; Leah J. Petry of St. Louis, MO**

each, its true and lawful Attorney(s)-In-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver: Any and all bonds and undertakings of surety and other documents that the ordinary course of surety business may require, and to bind United States Fire Insurance Company thereby as fully and to the same extent as if such bonds or undertakings had been duly executed and acknowledged by the regularly elected officers of United States Fire Insurance Company at its principal office, in amounts or penalties: **One Hundred Twenty Five Million Eight Hundred Thousand Dollars (\$125,800,000)**

This Power of Attorney limits the act of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind United States Fire Insurance Company except in the manner and to the extent therein stated.

This Power of Attorney revokes all previous Powers of Attorney issued on behalf of the Attorneys-In-Fact named above.

This Power of Attorney is granted pursuant to Article IV of the By-Laws of United States Fire Insurance Company as now in full force and effect, and consistent with Article III thereof, which Articles provide, in pertinent part:

Article IV, Execution of Instruments - Except as the Board of Directors may authorize by resolution, the Chairman of the Board, President, any Vice-President, any Assistant Vice President, the Secretary, or any Assistant Secretary shall have power on behalf of the Corporation:

(a) to execute, affix the corporate seal manually or by facsimile to, acknowledge, verify and deliver any contracts, obligations, instruments and documents whatsoever in connection with its business including, without limiting the foregoing, any bonds, guarantees, undertakings, recognizances, powers of attorney or revocations of any powers of attorney, stipulations, policies of insurance, deeds, leases, mortgages, releases, satisfactions and agency agreements;

(b) to appoint, in writing, one or more persons for any or all of the purposes mentioned in the preceding paragraph (a), including affixing the seal of the Corporation.

Article III, Officers, Section 3.11, Facsimile Signatures. The signature of any officer authorized by the Corporation to sign any bonds, guarantees, undertakings, recognizances, stipulations, powers of attorney or revocations of any powers of attorney and policies of insurance issued by the Corporation may be printed, facsimile, lithographed or otherwise produced. In addition, if and as authorized by the Board of Directors, dividend warrants or checks, or other numerous instruments similar to one another in form, may be signed by the facsimile signature or signatures, lithographed or otherwise produced, of such officer or officers of the Corporation as from time to time may be authorized to sign such instruments on behalf of the Corporation. The Corporation may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Corporation, notwithstanding the fact that he may have ceased to be such at the time when such instruments shall be issued.

**IN WITNESS WHEREOF**, United States Fire Insurance Company has caused these presents to be signed and attested by its appropriate officer and its corporate seal hereunto affixed this 28th day of September, 2021.

**UNITED STATES FIRE INSURANCE COMPANY**

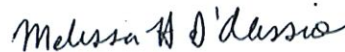


Matthew E. Lubin, President



State of New Jersey }  
County of Morris }

On this 28th day of September, 2021, before me, a Notary public of the State of New Jersey, came the above named officer of United States Fire Insurance Company, to me personally known to be the individual and officer described herein, and acknowledged that he executed the foregoing instrument and affixed the seal of United States Fire Insurance Company thereto by the authority of his office.



Melissa H. D'Alessio (Notary Public)

I, the undersigned officer of United States Fire Insurance Company, a Delaware corporation, do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy is still in force and effect and has not been revoked.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of United States Fire Insurance Company on the 9th day of September 20 24

**UNITED STATES FIRE INSURANCE COMPANY**



Michael C. Fay, Senior Vice President



\*For verification of the authenticity of the Power of Attorney, please contact [SuretyInquiries@amyntagroup.com](mailto:SuretyInquiries@amyntagroup.com)



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. N-7003623, dated 7/1, 2020 ("Surety Bond"), issued by Indemnity National Insurance Company (the "Surety") and submitted by Consol Mining Company, LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Montour #4 - Hahn Treatment Facility, Coal Mining Activity Permit No. 63131302 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Montour #4 - Hahn Treatment Facility. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.



IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 14th day of August, 2024.

Attest or Witness:

Jacqueline M. Fidler  
Jacqueline M. Fidler

OPERATOR: Consol Mining Company, LLC

By: [Signature]  
 Name: Kurt R. Salvatori  
 Title: Vice President

By: [Signature]  
 Name: Steven T. Aspinall  
 Title: Treasurer

Attest or Witness:

Kelsey Hoagland

SURETY: Indemnity National Insurance Company

By: [Signature]  
 Name: Susan Ritter  
 Title: Attorney-in-Fact

By: N/A  
 Name  
 Title

PENNSYLVANIA RESIDENT AGENT:

[Signature]  
 Name: John D. Munsel  
 Title: Head of Operations - Mid-Atlantic

Approved for the Department  
 Of Environmental Protection:

By: [Signature]  
 Name: Sam Fitch  
 Title: District Mining Manager

10-2-24  
 (Date)

Approved as to legality and form:

Robyn Katrina Bowmer  
 Chief/Assistant Counsel  
 Department of Environmental Protection

## 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, Mark A. Guidry\*\*\*\*\*  
\*\*\*\*\*Theresa Hintzman, Amy Smith, Susan Ritter, and Kelsy Hoagland\*\*\*\*\* of Acrisure, LLC DBA Smith Manus\*\*\*\*\* 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 \*\*\*\*\*Thirty million dollars (\$30,000,000.00)\*\*\*\*\* 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 20th day of August, 2021.



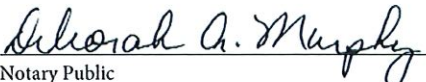
Indemnity National Insurance Company

By   
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   
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 14th day of August, 2021



By   
James E. Hart, Secretary



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. SUR0028777, dated March 16, 2015 ("Surety Bond"), issued by Argonaut Insurance Company (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Montour #4-Hahn Treatment Facility, Coal Mining Activity Permit No. 63131302 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Montour #4-Hahn Treatment Facility. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 9th day of September, 2024.

**Attest or Witness:**

Jacqueline M Fidler

Jacqueline M Fidler

**OPERATOR: CONSOL Mining Company LLC**By: [Signature]

Name Kurt R. Salvatori  
Title Vice President

By: [Signature]

Name Steven T. Aspinall  
Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
JoAnn R. Frank, Witness

**SURETY: Argonaut Insurance Company**By: [Signature]

Name Sandra L. Ham  
Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
Title

**PENNSYLVANIA RESIDENT AGENT:**

James Michael Griffith

Name James Michael Griffith  
Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: [Signature]

Name Sam Fairley  
Title District Mining Manager

10-2-24  
(Date)

**Approved as to legality and form:**

Dawn Katherine Bowman  
Chief/Assistant Counsel  
Department of Environmental Protection



Bond Number: SUR0028777

**Argonaut Insurance Company**  
**Deliveries Only: 225 W. Washington, 24th Floor**  
**Chicago, IL 60606**

**United States Postal Service: P.O. Box 469011, San Antonio, TX 78246**  
**POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the Argonaut Insurance Company, a Corporation duly organized and existing under the laws of the State of Illinois and having its principal office in the County of Cook, Illinois does hereby nominate, constitute and appoint:

Sandra L. Ham

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$97,550,000.00

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 19th day of November, 2021.

Argonaut Insurance Company



by: \_\_\_\_\_

*Gary E. Grose*

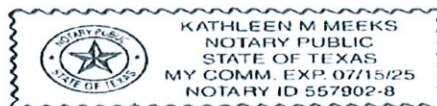
Gary E. Grose, President

STATE OF TEXAS

COUNTY OF HARRIS SS:

On this 19th day of November, 2021 A.D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICER OF THE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me duly sworn, deposed and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written.



*Kathleen M. Meeks*

(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 9th day of September, 2024.



*Austin W. King*

Austin W. King, Secretary

IF YOU HAVE QUESTIONS ON AUTHENTICITY OF THIS DOCUMENT CALL (833) 820 - 9137.



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. N-7003622, dated 7/1, 2020 ("Surety Bond"), issued by Indemnity National Insurance Company (the "Surety") and submitted by Consol Mining Company, LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Montour #4 - Hahn Treatment Facility, Coal Mining Activity Permit No. 63131302 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Montour #4 - Hahn Treatment Facility. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.



IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 14th day of August, 2024.

Attest or Witness:

Jacqueline Fiden

Jacqueline Fiden

OPERATOR: Consol Mining Company, LLC

By: [Signature]

Name Kurt R. Salvatori  
Title Vice President

By: [Signature]

Name Steven T. Aspinell  
Title Treasurer

Attest or Witness:

Kelsy Hoagland

SURETY: Indemnity National Insurance Company

By: [Signature]

Name: Susan Ritter  
Title: Attorney-in-Fact

By: N/A

Name  
Title

PENNSYLVANIA RESIDENT AGENT:

[Signature]  
Name: John D. Mansy  
Title: Head of Operations - Mid-Atlantic

Approved for the Department  
Of Environmental Protection:

By: [Signature]

Name Sam Fick  
Title District Mining Manager

10-2-24  
(Date)

Approved as to legality and form:

Rebecca Katzman Bowman  
Chief/Assistant Counsel  
Department of Environmental Protection

## 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, Mark A. Guidry\*\*\*\*\*  
\*\*\*\*\*Theresa Hintzman, Amy Smith, Susan Ritter, and Kelsy Hoagland\*\*\*\*\* of Acrisure, LLC DBA Smith Manus\*\*\*\*\* 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 \*\*\*\*\*Thirty million dollars (\$30,000,000.00)\*\*\*\*\* 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 20th day of August, 2021.



Indemnity National Insurance Company

By Thomas F. Elkins  
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 Deborah A. Murphy  
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 14<sup>th</sup> day of August, 2024



By James E. Hart  
James E. Hart, Secretary



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. N-7002352, dated 5/10, 2019 ("Surety Bond"), issued by Indemnity National Insurance Company (the "Surety") and submitted by Consol Mining Company, LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Montour #4 - Hahn Treatment Facility, Coal Mining Activity Permit No. 63131302 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Montour #4 - Hahn Treatment Facility. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 14th day of August, 2024.

Attest or Witness:

Jacqueline M Fidler  
Jacqueline M Fidler

OPERATOR: Consol Mining Company, LLC

By:

Name Kurt R. Salvatori  
 Title Vice President

By:

Name Steven T. Aspinell  
 Title Treasurer

Attest or Witness:

Kelsy Hoagland

SURETY: Indemnity National Insurance Company

By:

Name: Susan Ritter  
 Title: Attorney-in-Fact

By: N/A

Name  
 Title

PENNSYLVANIA RESIDENT AGENT:

John D Mansy  
 Name: John D Mansy  
 Title: Head of Operations - Mid-Atlantic

Approved for the Department  
 Of Environmental Protection:

By:

Name Sam Faur  
 Title District Mining Manager

10-2-24  
 (Date)

Approved as to legality and form:

Debra K. Bowman  
 Chief/Assistant Counsel  
 Department of Environmental Protection



## 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, Mark A. Guidry\*\*\*\*\*  
\*\*\*\*\*Theresa Hintzman, Amy Smith, Susan Ritter, and Kelsy Hoagland\*\*\*\*\* of Acrisure, LLC DBA Smith Manus\*\*\*\*\* 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 \*\*\*\*\*Thirty million dollars (\$30,000,000.00)\*\*\*\*\* 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 20th day of August, 2021.



Indemnity National Insurance Company

By Thomas F. Elkins  
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 Deborah A. Murphy  
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 14th day of August, 20 21



By James E. Hart  
James E. Hart, Secretary

# **Renton Refuse Area**



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. N-7005060, dated 1/14, 2021 ("Surety Bond"), issued by Indemnity National Insurance Company (the "Surety") and submitted by Consol Mining Company, LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Renton Refuse Area, Coal Mining Activity Permit No. 02733702 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Renton Refuse Area. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 14th day of August, 2024.

Attest or Witness:

Jaqueline M. Fidler

Jaqueline M. Fidler

OPERATOR: Consol Mining Company, LLC

By:

Name

Kurt R. Salvatori

Title

Vice President

By:

Name

Steven T. Aspinall

Title

Treasurer

Attest or Witness:

Kelsy Hoagland

By:

Name: Susan Ritter

Title: Attorney-in-Fact

By: N/A

Name

Title

PENNSYLVANIA RESIDENT AGENT:

Name:

John D. Marsh

Title:

HEAD OF OPERATIONS - mid-Atlantic

Approved for the Department  
Of Environmental Protection:

By:

Name

Sam Fasth

Title

District Mining Manager

(Date)

10-2-24

Approved as to legality and form:

Bohyn Katarina Bowman

Chief/Assistant Counsel

Department of Environmental Protection



## 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, Mark A. Guidry\*\*\*\*\*  
\*\*\*\*\*Theresa Hintzman, Amy Smith, Susan Ritter, and Kelsy Hoagland\*\*\*\*\* of Acrisure, LLC DBA Smith Manus\*\*\*\*\* 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 \*\*\*\*\*Thirty million dollars (\$30,000,000.00)\*\*\*\*\* 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 20th day of August, 2021.



Indemnity National Insurance Company

By Thomas F. Elkins  
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 Deborah A. Murphy  
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 14<sup>th</sup> day of August, 2021



By James E. Hart  
James E. Hart, Secretary

# **Westland Mine**



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 285044788, dated March 1, 2019 (“Surety Bond”), issued by Liberty Mutual Insurance Company (the “Surety”) and submitted by CONSOL Mining Company LLC (the “Operator”), Mine Operator’s License No. 28341, to the Pennsylvania Department of Environmental (the “Department”) for the Westland Mine, Coal Mining Activity Permit No. 63141301 (the “Permit”).

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the “Trust”) established with Somerset Trust Company (the “Trustee”) pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 (“Trust Agreement”) to provide financial assurance for the long-term treatment of post-mining discharges associated with the Westland Mine. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department (“Consent Order and Agreement”).

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department’s designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a (“Surface Mining Act”), to address Operator’s legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days’ after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator’s reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator’s legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee’s declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 9th day of September, 2024.

**Attest or Witness:**

Jaqueline M. Fider

Jaqueline M. Fider

**OPERATOR: CONSOL Mining Company LLC**By: [Signature]

Name Kolot R. Salvatori  
Title Vice President

By: [Signature]

Name Steven T. Aspinall  
Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
JoAnn R. Frank, Witness

**SURETY: Liberty Mutual Insurance Company**By: [Signature]

Name Sandra L. Ham  
Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
Title

**PENNSYLVANIA RESIDENT AGENT:**

James M. Michael Griffith

Name James Michael Griffith  
Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: [Signature]

Name Sam Fader  
Title District Mining Manager

10-2-24  
(Date)

**Approved as to legality and form:**

Bryn Katrina Bowman  
Chief/Assistant Counsel  
Department of Environmental Protection





This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company  
The Ohio Casualty Insurance Company  
West American Insurance Company

Certificate No: 8204866

## POWER OF ATTORNEY

**KNOWN ALL PERSONS BY THESE PRESENTS:** That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint,

Sandra L. Ham

all of the city of St. Louis, state of Missouri each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

**IN WITNESS WHEREOF**, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 1st day of July, 2024.

Liberty Mutual Insurance Company  
The Ohio Casualty Insurance Company  
West American Insurance Company



By: Nathan J. Zangerle

Nathan J. Zangerle, Assistant Secretary

STATE OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

On this 1st day of July, 2024, before me personally appeared Nathan J. Zangerle, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

**IN WITNESS WHEREOF**, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal  
Teresa Pastella, Notary Public  
Montgomery County  
My commission expires March 28, 2025  
Commission number 1126044  
Member, Pennsylvania Association of Notaries

By: Teresa Pastella  
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

### ARTICLE IV – OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

### ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

**Certificate of Designation** – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Nathan J. Zangerle, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, of Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company do hereby certify that this power of attorney executed by said Companies is in full force and effect and has not been revoked.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the seals of said Companies this 9th day of September, 2024.



By: Renee C. Llewellyn

Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.

# **Iselin #10 Mine**



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 09154724, dated July 10, 2014 ("Surety Bond"), issued by Fidelity and Deposit Company of Maryland (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Iselin #10 Mine, Coal Mining Activity Permit No. 03793072 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Iselin #10 Mine. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 27th day of September, 2024.

**Attest or Witness:**

Jaqueline M. Fiden

Jaqueline M. Fiden

**OPERATOR: CONSOL Mining Company LLC**By: [Signature]

Name KURT R. SALVATORE  
Title Vice President

By: [Signature]

Name Steven T. Aspinell  
Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
JoAnn R. Frank, Witness

**SURETY: Fidelity and Deposit Company of Maryland**By: [Signature]

Name Sandra L. Ham  
Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
Title

**PENNSYLVANIA RESIDENT AGENT:**

James Michael Griffith

Name James Michael Griffith  
Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: [Signature]

Name Jane Faith  
Title District Mining Manager

10-2-24  
(Date)

**Approved as to legality and form:**

Bayn Katrina Bowma

Chief/Assistant Counsel  
Department of Environmental Protection



**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Sandra L. Ham, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

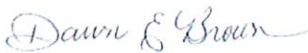
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said **ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND**, this 29th day of January, A.D. 2024.

**ATTEST:  
ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: *Robert D. Murray*  
Vice President



By: *Dawn E. Brown*  
Secretary

**State of Maryland  
County of Baltimore**

On this 29th day of January, A.D. 2024, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

*Genevieve M. Maison*



## EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

### CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies,  
this 27th day of September, 2024.



Thomas O. McClellan  
Vice President

**TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:**

Zurich Surety Claims  
1299 Zurich Way  
Schaumburg, IL 60196-1056  
[www.reportsfclaims@zurichna.com](mailto:www.reportsfclaims@zurichna.com)  
800-626-4577



# **Hutchinson AMD Plant**

## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 09154702, dated March 26, 2014 ("Surety Bond"), issued by Fidelity and Deposit Company of Maryland (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Hutchinson AMD Plant, Coal Mining Activity Permit No. 65130702 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Hutchinson AMD Plant. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.



IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 9th day of September, 2024.

**Attest or Witness:**

Jaqueline M. Fiden

Jaqueline M. Fiden

**OPERATOR: CONSOL Mining Company LLC**By: [Signature]

Name Kurt R. Salvatori  
Title Vice President

By: [Signature]

Name Steven T. Aspinall  
Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
JoAnn R. Frank, Witness

**SURETY: Fidelity and Deposit Company of Maryland**By: [Signature]

Name Sandra L. Ham  
Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
Title

**PENNSYLVANIA RESIDENT AGENT:**

James Michael Griffith

Name James Michael Griffith  
Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: [Signature]

Name Sam Faith  
Title District Mining Manager

10-2-24  
(Date)

**Approved as to legality and form:**

Robyn Katman Bowma  
Chief/Assistant Counsel  
Department of Environmental Protection

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Sandra L. Ham, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

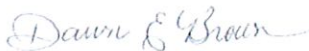
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 29th day of January, A.D. 2024.

**ATTEST:  
ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: *Robert D. Murray*  
Vice President



By: *Dawn E. Brown*  
Secretary

**State of Maryland  
County of Baltimore**

On this 29th day of January, A.D. 2024, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President** and **Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

*Genevieve M. Maison*

**GENEVIEVE M. MAISON**  
NOTARY PUBLIC  
BALTIMORE COUNTY, MD  
My Commission Expires JANUARY 27, 2025





## EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

### CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 9th day of September, 2024.



Thomas O. McClellan  
Vice President

**TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:**

Zurich Surety Claims  
1299 Zurich Way  
Schaumburg, IL 60196-1056  
[www.reportsfclaims@zurichna.com](mailto:www.reportsfclaims@zurichna.com)  
800-626-4577

# **Margaret No. 7 Mine Water Treatment Plant**



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 09154716, dated May 14, 2014 ("Surety Bond"), issued by Fidelity and Deposit Company of Maryland (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Margaret No.7 Mine Water Treatment Plant, Coal Mining Activity Permit No. 03801302 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Margaret No. 7 Mine Water Treatment Plant. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 27th day of September, 2024.

**Attest or Witness:**

Jaqueline M Fiden

Jaqueline M Fiden

**OPERATOR: CONSOL Mining Company LLC**

By: [Signature]

Name KURT R. SALVATORE

Title Vice President

By: [Signature]

Name STEVEN T. ASPINALL

Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
JoAnn R. Frank, Witness

**SURETY: Fidelity and Deposit Company of Maryland**

By: [Signature]

Name Sandra L. Ham

Title Attorney-In-Face

By: \_\_\_\_\_

Name

Title

**PENNSYLVANIA RESIDENT AGENT:**

[Signature]

Name James Michael Griffith

Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**

By: [Signature]

Name Sara Faith

Title District Mining Manager

10-2-24

(Date)

**Approved as to legality and form:**

[Signature]  
Chief/Assistant Counsel  
Department of Environmental Protection



**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Sandra L. Ham, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

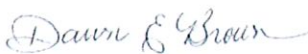
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 29th day of January, A.D. 2024.

**ATTEST:**  
**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: *Robert D. Murray*  
Vice President



By: *Dawn E. Brown*  
Secretary

**State of Maryland  
County of Baltimore**

On this 29th day of January, A.D. 2024, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

*Genevieve M. Maison*

**GENEVIEVE M. MAISON**  
NOTARY PUBLIC  
BALTIMORE COUNTY, MD  
My Commission Expires JANUARY 27, 2025



## EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

### CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 27th day of September, 2024.



Thomas O. McClellan  
Vice President

**TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:**

Zurich Surety Claims  
1299 Zurich Way  
Schaumburg, IL 60196-1056  
[www.reportsfclaims@zurichna.com](mailto:www.reportsfclaims@zurichna.com)  
800-626-4577



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 285044755, dated May 14, 2014 ("Surety Bond"), issued by Liberty Mutual Insurance Company (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Margaret No. 7 Mine Water Treatment Plant, Coal Mining Activity Permit No. 03801302 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Margaret No. 7 Mine Water Treatment Plant. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 27th day of September, 2024.

**Attest or Witness:**

Jaqueline M Fiden

Jaqueline M Fiden

**OPERATOR: CONSOL Minig Company LLC**By: Kurt R. Salvatori

Name KURT R. SALVATORI  
Title Vice President

By: Steven T. Aspinall

Name STEVEN T. ASPINALL  
Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
JoAnn R. Frank, Witness

**SURETY: Liberty Mutual Insurance Company**By: Sandra L. Ham

Name Sandra L. Ham  
Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
Title

**PENNSYLVANIA RESIDENT AGENT:**

James Michael Griffith

Name James Michael Griffith  
Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: Sam Fairley

Name Sam Fairley  
Title District Mining Manager

10-2-24  
(Date)

**Approved as to legality and form:**

Polyn Katrina Bowman  
Chief/Assistant Counsel  
Department of Environmental Protection





## POWER OF ATTORNEY

Certificate No: 8204866

Liberty Mutual Insurance Company  
The Ohio Casualty Insurance Company  
West American Insurance Company

**KNOWN ALL PERSONS BY THESE PRESENTS:** That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Sandra L. Ham all of the city of

St. Louis, state of Missouri each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

**IN WITNESS WHEREOF**, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 1st day of July, 2024.



Liberty Mutual Insurance Company  
The Ohio Casualty Insurance Company  
West American Insurance Company

By: Nathan J. Zangerle  
Nathan J. Zangerle, Assistant Secretary

STATE OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

On this 1st day of July, 2024, before me personally appeared Nathan J. Zangerle, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

**IN WITNESS WHEREOF**, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal  
Teresa Pastella, Notary Public  
Montgomery County  
My commission expires March 28, 2025  
Commission number 1126044  
Member, Pennsylvania Association of Notaries

By: Teresa Pastella  
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

#### ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

#### ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

**Certificate of Designation** - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Nathan J. Zangerle, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, of Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company do hereby certify that this power of attorney executed by said Companies is in full force and effect and has not been revoked.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the seals of said Companies this 27th day of September, 2024.



By: Renee C. Llewellyn  
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.

# **Robena Refuse Disposal Area**



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. N-7003612, dated 7/1, 2020 ("Surety Bond"), issued by Indemnity National Insurance Company (the "Surety") and submitted by Consol Mining Company, LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Robena Refuse Disposal Area, Coal Mining Activity Permit No. 30733707 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Robena Refuse Disposal Area. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 14th day of August, 2024.

Attest or Witness:

Jacqueline M. Fidler  
Jacqueline M. Fidler

**OPERATOR: Consol Mining Company, LLC**

By: [Signature]  
 Name Kurt R. Salvatori  
 Title Vice President

By: [Signature]  
 Name Steven T. Aspinell  
 Title Treasurer

Attest or Witness:

Kelsy Hongland

**SURETY: Indemnity National Insurance Company**

By: [Signature]  
 Name: Susan Ritter  
 Title: Attorney-in-Fact

By: N/A  
 Name  
 Title

**PENNSYLVANIA RESIDENT AGENT:**

[Signature]  
 Name: John Marski  
 Title: HEAD OF OPERATIONS - mid-Atlantic

**Approved for the Department  
Of Environmental Protection:**

By: [Signature]  
 Name Sam Faith  
 Title District Mining Manager

10-2-24  
 (Date)

Approved as to legality and form:

Bbyu Katrina Bowman  
 Chief/Assistant Counsel  
 Department of Environmental Protection



## 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, Mark A. Guidry\*\*\*\*\*  
\*\*\*\*\*Theresa Hintzman, Amy Smith, Susan Ritter, and Kelsy Hoagland\*\*\*\*\* of Acrisure, LLC DBA Smith Manus\*\*\*\*\* 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 \*\*\*\*\*Thirty million dollars (\$30,000,000.00)\*\*\*\*\* 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 20th day of August, 2021.



Indemnity National Insurance Company

By [Signature]  
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 [Signature]  
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 14<sup>th</sup> day of August, 2024



By [Signature]  
James E. Hart, Secretary



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. N-7003448, dated 4/1, 2020 ("Surety Bond"), issued by Indemnity National Insurance Company (the "Surety") and submitted by Consol Mining Company, LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Robena Refuse Disposal Area, Coal Mining Activity Permit No. 30733707 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Robena Refuse Disposal Area. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.



IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 14th day of August, 2024.

Attest or Witness:

Jacqueline M Fidler

Jacqueline M Fidler

OPERATOR: Consol Mining Company, LLC

By:

Name Kurt R. Salvatori  
Title Vice President

By:

Name Steven T. Aspinall  
Title Treasurer

Attest or Witness:

Kelsey Hoagland

SURETY: Indemnity National Insurance Company

By:

Name: Susan Ritter  
Title: Attorney-in-Fact

By: N/A

Name  
Title

PENNSYLVANIA RESIDENT AGENT:

John D. Mansel  
Name: John D. Mansel  
Title: HEAD OF OPERATIONS - Mid-Atlantic

Approved for the Department  
Of Environmental Protection:

By:

Name Sam Faith  
Title District Mining Manager

10-2-24  
(Date)

Approved as to legality and form:

Robyn Katherine Bowman  
Chief/Assistant Counsel  
Department of Environmental Protection

## 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, Mark A. Guidry\*\*\*\*\*  
\*\*\*\*\*Theresa Hintzman, Amy Smith, Susan Ritter, and Kelsy Hoagland\*\*\*\*\* of Acrisure, LLC DBA Smith Manus\*\*\*\*\* 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 \*\*\*\*\*Thirty million dollars (\$30,000,000.00)\*\*\*\*\* 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 20th day of August, 2021.



Indemnity National Insurance Company

By [Signature]  
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 [Signature]  
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 14th day of August, 2021.



By [Signature]  
James E. Hart, Secretary



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. N-7003613, dated 7/1, 2020 ("Surety Bond"), issued by Indemnity National Insurance Company (the "Surety") and submitted by Consol Mining Company, LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Robena Refuse Disposal Area, Coal Mining Activity Permit No. 30733707 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Robena Refuse Disposal Area. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.

IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 14th day of August, 2024.

Attest or Witness:

Jaqueline M. Filler

Jaqueline M. Filler

OPERATOR: Consol Mining Company, LLC

By:

Name Kurt M. Salvatori  
Title Vice President

By:

Name Steven T. Aspinall  
Title Treasurer

Attest or Witness:

Kelsy Hoagland

SURETY: Indemnity National Insurance Company

By:

Name: Susan Ritter  
Title: Attorney-in-Fact

By: N/A

Name  
Title

PENNSYLVANIA RESIDENT AGENT:

John Marsh  
Name: Head of Operations - Mid-Atlantic  
Title: John Marsh

Approved for the Department  
Of Environmental Protection:

By:

Name Gary Faith  
Title District Mining Manager

10-2-24  
(Date)

Approved as to legality and form:

Robyn Katman Bowman  
Chief/Assistant Counsel  
Department of Environmental Protection



## 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, Mark A. Guidry\*\*\*\*\*  
\*\*\*\*\*Theresa Hintzman, Amy Smith, Susan Ritter, and Kelsy Hoagland\*\*\*\*\* of Acrisure, LLC DBA Smith Manus\*\*\*\*\* 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 \*\*\*\*\*Thirty million dollars (\$30,000,000.00)\*\*\*\*\* 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 20th day of August, 2021.



Indemnity National Insurance Company

By Thomas F. Elkins  
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 Deborah A. Murphy  
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 14<sup>th</sup> day of August, 2021



By James E. Hart  
James E. Hart, Secretary



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. SUR0044287, dated July 12, 2021 ("Surety Bond"), issued by Argonaut Insurance Company (the "Surety") and submitted by CONSOL Mining Company LLC (the "Operator"), Mine Operator's License No. 28341, to the Pennsylvania Department of Environmental Protection (the "Department") for the Robena Refuse Disposal Area, Coal Refuse Disposal Permit No. 30733707 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Robena Refuse Disposal Area. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.



IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 9th day of September, 2024.

**Attest or Witness:**

Jaqueline M Fidler  
Jaqueline M Fidler

**OPERATOR: CONSOL Mining Company LLC**By: [Signature]

Name Kurt R. Salvatori  
 Title Vice President

By: [Signature]

Name Steven T. Aspinall  
 Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
 JoAnn R. Frank, Witness

**SURETY: Argonaut Insurance Company**By: [Signature]

Name Sandra L. Ham  
 Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
 Title

**PENNSYLVANIA RESIDENT AGENT:**

[Signature]

Name James Michael Griffith  
 Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: [Signature]

Name Sam Faith  
 Title District Mining Manager

10-2-24  
 (Date)

**Approved as to legality and form:**

[Signature]  
 Chief/Assistant Counsel  
 Department of Environmental Protection

**Argonaut Insurance Company**  
**Deliveries Only: 225 W. Washington, 24th Floor**  
**Chicago, IL 60606**

Bond Number: SUR0044287

**United States Postal Service: P.O. Box 469011, San Antonio, TX 78246**  
**POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the Argonaut Insurance Company, a Corporation duly organized and existing under the laws of the State of Illinois and having its principal office in the County of Cook, Illinois does hereby nominate, constitute and appoint:

Sandra L. Ham

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$97,550,000.00

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 19th day of November, 2021.

Argonaut Insurance Company



by: \_\_\_\_\_

*Gary E. Grose*

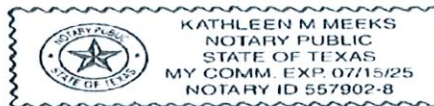
Gary E. Grose, President

STATE OF TEXAS

COUNTY OF HARRIS SS:

On this 19th day of November, 2021 A.D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICER OF THE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me duly sworn, deposed and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written.



*Kathleen M. Meeks*

(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 9th day of September, 2024.



*Austin W. King*

Austin W. King, Secretary

IF YOU HAVE QUESTIONS ON AUTHENTICITY OF THIS DOCUMENT CALL (833) 820 - 9137.



# **Lucerne Mine #6**

## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 9405466, dated August 2, 2022 ("Surety Bond"), issued by Fidelity and Deposit Company of Maryland (the "Surety") and submitted by Helvetia Coal Company LLC (the "Operator"), Mine Operator's License No. 4311, to the Pennsylvania Department of Environmental Protection (the "Department") for the Lucerne Mine #6, Coal Refuse Disposal Permit No. 32841303 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Lucerne Mine #6. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.



IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 9th day of September, 2024.

**Attest or Witness:**

Jaqueline M. Fider

Jaqueline M. Fider

**OPERATOR: Helvetia Coal Company LLC**By: [Signature]

Name Kurt R. Salvatori  
Title Vice President

By: [Signature]

Name Steven T. Aspinall  
Title Treasurer

**Attest or Witness:**

JoAnn R. Frank  
JoAnn R. Frank, Witness

**SURETY: Fidelity and Deposit Company of Maryland**By: [Signature]

Name Sandra L. Ham  
Title Attorney-In-Fact

By: \_\_\_\_\_

Name  
Title

**PENNSYLVANIA RESIDENT AGENT:**

James Michael Griffith

Name James Michael Griffith  
Title PA Resident Agent – License #438297

**Approved for the Department  
Of Environmental Protection:**By: [Signature]

Name Sam Faith  
Title District Mining Manager

10-2-27  
(Date)

**Approved as to legality and form:**

Robyn Katana Bowma  
Chief/Assistant Counsel  
Department of Environmental Protection

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Sandra L. Ham, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

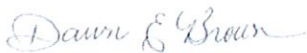
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 29th day of January, A.D. 2024.

**ATTEST:  
ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: *Robert D. Murray*  
Vice President



By: *Dawn E. Brown*  
Secretary

**State of Maryland  
County of Baltimore**

On this 29th day of January, A.D. 2024, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

*Genevieve M. Maison*

**GENEVIEVE M. MAISON**  
NOTARY PUBLIC  
BALTIMORE COUNTY, MD  
My Commission Expires JANUARY 27, 2025





## EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

### CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 9th day of September, 2024.



Thomas O. McClellan  
Vice President

**TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:**

Zurich Surety Claims  
1299 Zurich Way  
Schaumburg, IL 60196-1056  
[www.reportsfclains@zurichna.com](mailto:www.reportsfclains@zurichna.com)  
800-626-4577



## SURETY BOND RIDER

This Bond Rider is attached to and made a part of the Surety Bond-Mining (General), Bond No. 9405466, dated August 2, 2022 ("Surety Bond"), issued by Fidelity and Deposit Company of Maryland (the "Surety") and submitted by Helvetia Coal Company LLC (the "Operator"), Mine Operator's License No. 4311, to the Pennsylvania Department of Environmental Protection (the "Department") for the Lucerne Mine #6, Coal Mining Activity Permit No. 32841303 (the "Permit").

It is hereby understood, acknowledged and agreed by the Operator and the Surety that the above-referenced Surety Bond is hereby amended as follows and pledged to the CMC/Laurel Run/Helvetia Treatment Trust (the "Trust") established with Somerset Trust Company (the "Trustee") pursuant to a Post-Mining Discharge Treatment Trust Agreement entered into between the Operator and the Trustee on 10/2/2024 ("Trust Agreement") to provide financial assurance for the long-term treatment of post-mining discharges associated with the Lucerne Mine #6. The Trust was established as required by a Post-Mining Discharge Treatment Trust Consent Order and Agreement entered into on 10/2/2024 between the Operator and the Department ("Consent Order and Agreement").

1. Under provisions of Paragraph 3 (Default) of the Surety Bond, in the event of a default under the Consent Order and Agreement, the Department hereby designates the Trustee (and any successor Trustee) of the Trust as the Department's designee for the purpose of declaring a forfeiture under the attached Surety Bond. The above-referenced Surety Bond, as amended by this Bond Rider, together with the Trust and the Consent Order and Agreement, comprise an alternative financial assurance mechanism established for the benefit of the Department pursuant to the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L.1198, *as amended*, 52 P.S. §§ 1396.1-1396.19a ("Surface Mining Act"), to address Operator's legal obligations to treat postmining discharges of mine drainage emanating from or hydrologically connected to the mine site covered by the Permit which is secured under the Surety Bond.

In the event a forfeiture is declared by the Trustee, (or any successor Trustee), the Surety agrees to pay over to the Trustee the amount of the forfeited Surety Bond within thirty (30) days' after receipt of notice by certified mail from the Trustee, for deposit in the Trust.

2. The Operator and the Surety understand, acknowledge and agree that the Operator's reclamation obligations under the Permit which are secured by the attached Surety Bond, and which are obligations of the attached Surety Bond, include the Operator's legal obligations to treat postmining discharges of mine drainage and that, notwithstanding Operator performing any other reclamation obligation, such legal obligations to treat postmining discharges of mine drainage shall continue under the attached Surety Bond uninterrupted, undiminished and unimpaired.

3. The Operator and the Surety hereby agree that any dispute arising under the Trustee's declaration of forfeiture shall be adjudicated by the Environmental Hearing Board, Commonwealth of Pennsylvania, in accordance with the Environmental Hearing Board Act, Act of July 13, 1998, P.L. 530, 35 P.S. §§ 7511-7516.

4. The Operator and the Surety understand, acknowledge, and agree that the rights and powers of the Trustee established by this Bond Rider are in addition to, and not in lieu of any of, any of the rights and powers of the Commonwealth of Pennsylvania and/or the Department established in the attached Surety Bond, such rights and powers of the Commonwealth of Pennsylvania and/or the Department continue without change or modification, uninterrupted, undiminished and unimpaired.



IN WITNESS WHEREOF, the Operator and Surety have hereunto set their hands and seals, intending to be legally bound hereby, as of the 27th day of September, 2024.

Attest or Witness:

Jaqueline M. Fidler  
Jaqueline M. Fidler

OPERATOR: Helvetia Coal Company LLC

By:

Kurt R. Salvatori  
Name Kurt R. Salvatori  
Title Vice President

By:

Steven T. Aspinall  
Name Steven T. Aspinall  
Title Treasurer

Attest or Witness:

JoAnn R. Frank  
JoAnn R. Frank, Witness

SURETY: Fidelity and Deposit Company of Maryland

By:

Sandra L. Ham  
Name Sandra L. Ham  
Title Attorney-In-Fact

By:

Name  
Title

PENNSYLVANIA RESIDENT AGENT:

James Michael Griffith  
Name James Michael Griffith  
Title PA Resident Agent – License #438297

Approved for the Department  
Of Environmental Protection:

By:

Sam Fahl  
Name Sam Fahl  
Title District Mining Manager

10-2-24  
(Date)

Approved as to legality and form:

Rebecca Katrina Bowman  
Chief/Assistant Counsel  
Department of Environmental Protection

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Sandra L. Ham, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

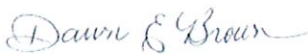
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 29th day of January, A.D. 2024.

ATTEST:  
ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND



By: *Robert D. Murray*  
Vice President



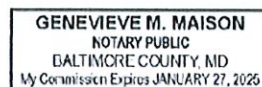
By: *Dawn E. Brown*  
Secretary

State of Maryland  
County of Baltimore

On this 29th day of January, A.D. 2024, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Genevieve M. Maison





## EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

### CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 27th day of September, 2024.



Thomas O. McClellan  
Vice President

**TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:**

Zurich Surety Claims  
1299 Zurich Way  
Schaumburg, IL 60196-1056  
[www.reportsfclains@zurichna.com](http://www.reportsfclains@zurichna.com)  
800-626-4577