

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF MINING, LAND AND WATER

DAM SAFETY AND CONSTRUCTION UNIT



Certificate of Approval to Operate a Dam

The **State of Alaska** under AS 46.17, and the regulations adopted under this statute, grants to:

Coeur Alaska, Inc.

The approval to operate the following structure at the **Kensington Mine** in accordance with the terms and conditions contained in this certificate:

Mud Dump Ponds Dam (NID ID# AK00405)

The location of this project is: T35N, R62E, S14, Copper River Meridian

The holder of this certificate shall:

- Operate and maintain the Mud Dump Ponds Dam and appurtenant works in accordance with accepted practice and the the documents titled: *Operations and Maintenance Manual, Wolf, Camp, and Mud Dump Ponds Dam Systems* (O&M Manual), dated December 30, 2024; and *2024 Mud Dump Ponds (NID AK00405) Periodic Safety Inspection*, dated December 18, 2024.
- Except for claims or losses arising from negligence of the State, defend and indemnify the State against, and hold it harmless from any and all claims, demands, legal actions, loss, liability and expense for injury or death of persons, and damages to or loss of property, arising out of or connected with the exercise of the approval granted by this certificate.
- Comply with all applicable laws, regulations and conditions.
- Allow representatives of the Department to inspect the work and records covered by this certificate at all times determined necessary by the Commissioner.
- Follow special conditions that apply to the operation of this dam presented in Attachment A, attached hereto and made a part hereof.

CERTIFICATE OF APPROVAL TO OPERATE A DAM
Mud Dump Ponds Dam

Attachment A – Special Conditions

1. The Mud Dump Ponds Dam is approved to operate as a Class III (Low) hazard potential dam as defined in 11 AAC 93.157 with a nominal crest elevation of the Upper Pond at 514.0 feet and of the Lower Pond at 512.0 feet.
2. Operate, monitor, inspect and maintain the Mud Dump Ponds Dam in accordance with best practices and the procedures described in the O&M Manual. Inspect the dam and appurtenant works after all significant seismic or precipitation events. Maintain records of all inspections, monitoring data, and routine maintenance.
3. Document any routine operations and maintenance procedures that deviate from or are not included in the current version of the O&M Manual. Review the O&M Manual concurrent with each Periodic Safety Inspection and revise as necessary.
4. Perform a Periodic Safety Inspection (PSI) on the dam and appurtenant works as required by 11 AAC 93.159 by June 19, 2029. The frequency for the PSI shall be in accordance with 11 AAC 93.159(a). The PSI must be performed by an engineer qualified in accordance with 11 AAC 93.193(b). Approval of the engineer and the scope of the inspection must be obtained from the Department in advance of the inspection. Submit a draft PSI report to the Department for review within 30 days of the visual inspection of the dam.
5. Notify the Department within 24 hours for any significant problems that may develop which could affect the safety of the dam. An incident report shall be completed and submitted to the Department in accordance with 11 AAC 93.177 within 14 days after the conclusion of the incident.
6. The reclamation and closure plan required under 11 AAC 97.310 must include sufficient consideration for the Mud Dump Ponds Dam and the respective financial assurance, subject to approval by the Department.
7. An application for a certificate of approval must be submitted to the Department for any modifications or major repairs that may affect the safety of the dam, or for removal or abandonment of the dam, or for transfer of ownership.
8. This *Certificate of Approval to Operate a Dam* expires on August 18, 2029.

End of Attachment A