

PEABODY ENERGY MIDWEST GROUP
DEPARTMENT OF ENVIRONMENTAL AFFAIRS
FAX TRANSMITTAL SHEET

DATE: 5-29-07

TO: LOREN HUETER FAX NO. 630-515-1078

FROM: BOB DYER FAX NO. 812-424-9064

RE: #13-26785-01

MESSAGE: CONTROL # 316105

PAGES IN THIS FAX (including cover page) ~~6~~ 7

DEPARTMENT OF ENVIRONMENTAL AFFAIRS FAX NUMBER
(812) 424-9064

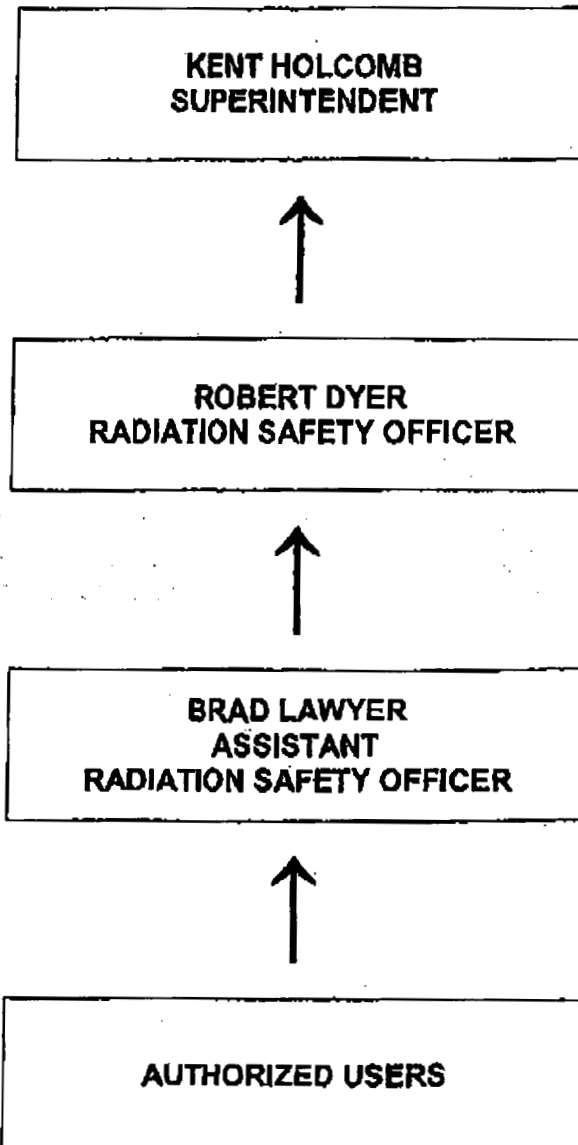
ENVIRONMENTAL STAFF DIRECT NUMBERS

BRYCE WEST (812) 434 8580
SCOTT McGARVIE (812) 434-8593
ROBERT DYER (812) 434-8537
JAMES TOLEN (812) 434-8573
ANDY NELSON (812) 434-8516
NANCY HEIM (812) 434-8570

GENERAL CONTACT NUMBER: (812) 434-8500

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**FRANCISCO MINE
ORGANIZATIONAL CHART
NUCLEAR MATERIALS LICENSE 13-26785-01**

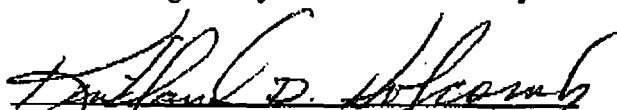


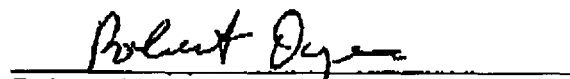
**DELEGATION OF AUTHORITY
TO THE
ASSISTANT RADIATION SAFETY OFFICER**

DATE: MAY 29, 2007

RE: Delegation of Authority to the Assistant Radiation Safety Officer

Brad Lawyer is appointed Assistant Radiation Safety Officer of the Francisco mine facility and is responsible for managing the radiation safety program; identifying radiation safety problems; initiating, recommending, or providing corrective actions; verifying implementation of corrective actions; stopping unsafe activities; and ensuring compliance with regulations. Brad Lawyer is hereby delegated the authority necessary to meet those responsibilities, including prohibiting the use of radioactive material by employees who do not meet the necessary requirements and shutting down operations where justified by reasons concerning radioactive material safety. Brad Lawyer is required to notify management of situations where staff are not cooperating and not addressing radiation safety issues. In addition, Brad Lawyer is free to raise issues with the Nuclear Regulatory Commission at any time.


Kent Holcomb, Superintendent


Robert Dyer, Radiation Safety Officer

I, Brad Lawyer, hereby accept the above responsibilities.


Brad Lawyer, Assistant Radiation Safety Officer

Certificate of Course Completion

This certifies that

Brad Lawyer

has successfully completed the Technical Course

Radiation Safety Training

Presented in

Evansville, Indiana

On November 9, 2005



SABIA INC

James F. Miller

11/09/2005

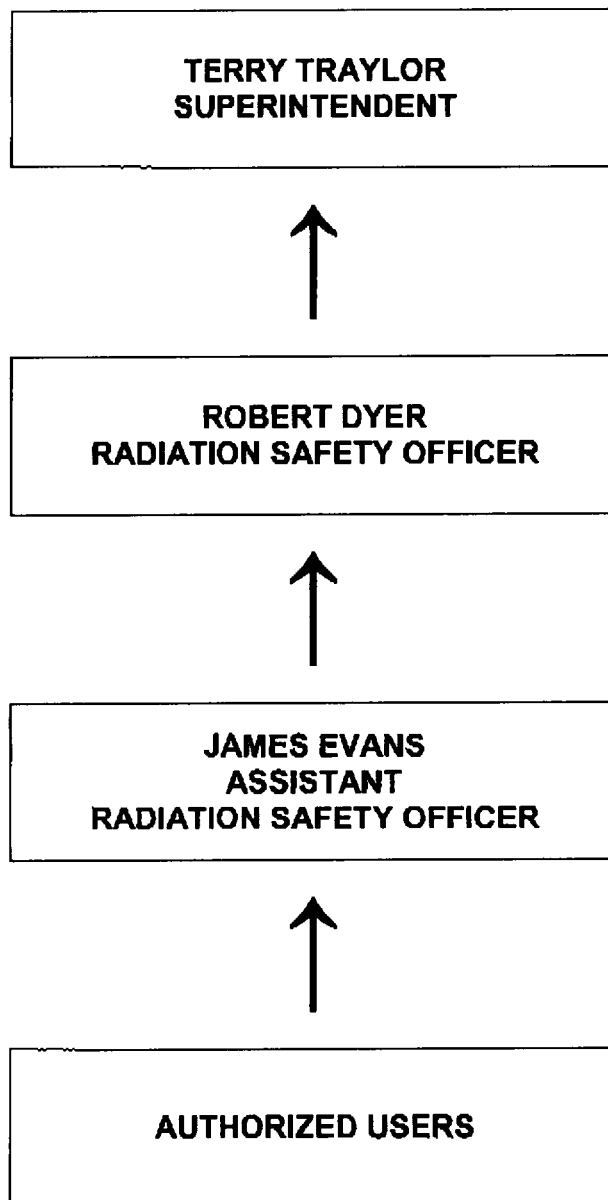
Radiation Safety Officer

Date

7944Convoy Court San Diego, CA 92111

SOMERVILLE

**SOMERVILLE MINE
ORGANIZATIONAL CHART
NUCLEAR MATERIALS LICENSE 13-26785-01**



May. 29. 2007 9:37PM
MAY 24 2007 2:01PM

HP LASERJET FAX

May. 24. 2007 2:09PM

No. 4596 P. 3

**DELEGATION OF AUTHORITY
TO THE
ASSISTANT RADIATION SAFETY OFFICER**

DATE: MAY 24, 2007

RE: Delegation of Authority to the Assistant Radiation Safety Officer

James Evans is appointed Assistant Radiation Safety Officer of the Somerville mine facility and is responsible for managing the radiation safety program; identifying radiation safety problems; initiating, recommending, or providing corrective actions; verifying implementation of corrective actions; stopping unsafe activities; and ensuring compliance with regulations. James Evans is hereby delegated the authority necessary to meet those responsibilities, including prohibiting the use of radioactive material by employees who do not meet the necessary requirements and shutting down operations where justified by reasons concerning radioactive material safety. James Evans is required to notify management of situations where staff are not cooperating and not addressing radiation safety issues. In addition, James Evans is free to raise issues with the Nuclear Regulatory Commission at any time.


Terry Traylor, Superintendent
Robert Dyer, Radiation Safety Officer

I, James Evans, hereby accept the above responsibilities.


James Evans, Assistant Radiation Safety Officer

Certificate of Course Completion

This certifies that

Jim Evans

has successfully completed the Technical Course

Radiation Safety Training

Presented in

Evansville, Indiana

On November 9, 2005



SABIA INC.

James F. Miller

Radiation Safety Officer

11/09/2005

Date

7944 Convoy Court San Diego, CA 92111

SOMERVILLE