

**STATE OF NEW MEXICO
BEFORE THE WATER QUALITY CONTROL COMMISSION**

**IN THE MATTER OF PROPOSED AMENDMENTS TO
SURFACE WATER QUALITY STANDARDS FOR
SAN ISIDRO ARROYO AND TRIBUTARIES**

WQCC No. 19-03(R)

**PEABODY NATURAL RESOURCES COMPANY'S
EXHIBIT 9**

In accordance with 20.1.6.202.A(5) NMAC, Peabody Natural Resources Company (“Peabody”) provides the following text of recommended modifications to the proposed regulatory change.

Peabody proposes the following changes to 20.6.4.97(C)(1) NMAC:

(k) San Isidro arroyo, including unnamed tributaries to San Isidro arroyo, from the Lee Ranch mine facility outfall Arroyo Chico upstream to Tinaja arroyo its headwaters;

(l) ~~Tinaja arroyo~~ Arroyo Tinaja, including unnamed tributaries to Arroyo Tinaja, from San Isidro arroyo upstream to Mulatto canyon; 2 miles northeast of the Cibola national forest boundary;

(m) Mulatto canyon from Arroyo Tinaja arroyo upstream to 1 mile northeast of the Cibola national forest boundary; and,

(n) Doctor arroyo, including unnamed tributaries to Doctor arroyo, from San Isidro arroyo upstream to its headwaters, and excluding Doctor Spring and Doctor arroyo from the spring to its confluence with the unnamed tributary approximately one-half mile downstream of the spring.