

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Falkirk Mining Company
Revision No. 22, Permit NAFK-8405
Application

Case No. RC-06-37

NOTICE OF RECEIPT OF PERMIT REVISION APPLICATION

April 12, 2006

The Falkirk Mining Company has applied for a permit revision application to add approximately 489 acres of land located in portions of Sections 14 and 15, T146N, R82W to Surface Coal Mining Permit No. NAFK-8405. The additional area is located north of the existing permit area. This revision will allow Falkirk to expand the permit area for construction of a bridge on State Highway 200 that will be used in support of future coal mining north of Highway 200. The revision application updates all environmental resource information and operations and reclamation plans to incorporate the additional area being added to Permit NAFK-8405.

The revision application to the surface coal mining and reclamation permit may be inspected at:

Public Service Commission
State Capitol
Bismarck, ND 58505-0480

McLean County Auditor
County Courthouse
Washburn, ND 58576

You may submit written comments or objections on the proposed permit application and its effects on the environment and on surface owners of the land in the permit area. You may request an informal conference with the Commission and the applicant on the application. The reasons for requesting an informal conference must be stated in the request. In addition, you may also file a petition to designate any of the additional lands unsuitable for mining. Written comments, objections, petitions, or requests for an informal conference must be filed with the Commission by June 5, 2006.

If there is an informal conference, you may request a formal administrative hearing on the Commission ruling on the application. Your request for a formal hearing must be made within thirty days of the Commission ruling on the application.

Written comments, objections, or requests for informal conferences should be addressed to the Public Service Commission, State Capitol, Bismarck, North Dakota 58505-0480. You may contact the Commission at the following telephone number: 701-328-2400.

Public Service Commission

**Susan E. Wefald
Commissioner**

**Tony Clark
President**

**Kevin Cramer
Commissioner**

Mailing lists for Notice of Permit Revision Application – Rev. 22 to Permit NAFK-8405

Local, state and federal agencies

List of Surface owners - CERTIFIED MAIL, mailing affidavit

Melvin Berg and Agnes Berg
Box 736
207 Borchardt Avenue
Underwood, ND 58576

Dale A. Radke Family Trust
Attn: Daniel W. Branham, Asst. VP
c/o US Bank National Association
505 2nd Ave. N
Fargo, ND 58102

Rose I. Radke Trust
Attn: Daniel W. Branham, Asst. VP
c/o US Bank National Association
505 2nd Ave. N
Fargo, ND 58102

Use standard list for Falkirk Mine - regular First Class mail, mailing affidavit

Caselib\06-037\1.doc