



Public Service Commission

State of North Dakota

COMMISSIONERS

Susan E. Wefald, President
Kevin Cramer
Tony Clark

Executive Director
Illona A. Jeffcoat-Sacco

600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
web: www.nd.gov/psc
e-mail: ndpsc@nd.gov
TTY 800-366-6888 or 711
Fax 701-328-2410
Phone 701-328-2400

April 8, 2008

Mr. Joe D. Friedlander
Environmental Manager
Coteau Properties Company
204 County Rd 15
Beulah, ND 58523-9475

Dear Mr. Friedlander:

This is in follow-up to our discussions and e-mails over the past few months regarding Coteau's application for Bond Release No. 3 to Permit NACT-8601 at the Freedom Mine. Action on this application is being delayed until July of this year to ensure portions of the area remain stable following the repair work that was completed last fall. Also, as we have discussed, the bond release application does not contain a complete history of the repair that has been done in the past ten years within the bond release tract. Therefore, we are requesting that the bond release application be updated to include a more complete history of the repair work that has been carried out as required by NDAC 69-05.2-12-12(8)(b). For each time that settling repair work was done, please include the following:

- 1) When the repair work was completed (month and year);
- 2) The approximate number of features that were repaired and total acreage that was affected by the repair work; and,
- 3) The type of repair work that was completed (hauling in additional topsoil to fill shallow settling features versus the repair of deeper features that involved the removal of respread topsoil and hauling in additional subsoil or further grading of the replaced subsoil, followed by the replacement of the topsoil that was removed).

This information should be added to the application by early July. If you have any questions, please contact me.

Sincerely,

James R. Deutsch
Director
Reclamation Division