



Public Service Commission
State of North Dakota

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May 13, 2008

Mr. Jeffrey Fleischman, Director
OSM Casper Field Office
PO Box 11018
150 East B Street - Room 1018
Casper, WY 82602-5004

Dear Mr. Fleischman:

The Reclamation Division has received Final Bond Release Application No. 5 for Surface Coal Mining Permit KRGC-8101 at the Gascoyne Mine. The bond release application involves 418.2 acres of land reclaimed as developed water resources, hayland, industrial and commercial, and tame pastureland. This bond release application contains acreage where federal coal was mined; therefore, OSM concurrence will be needed on those tracts that contained Federal coal.

We will be scheduling a field inspection of the bond release tracts in mid to late June, 2008. It is our understanding that staff from your office will be making an oversight visit to North Dakota the first part of June. If feasible, please have them contact Dr. Steve Schroeder at 701-328-3403 to arrange an inspection of these areas either on their trip to or from Bismarck.

A copy of the bond release application is enclosed. Please review and notify us of any concerns and/or your concurrence.

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

Enclosure

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OSM Concurrence Request

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Steve Schroeder