



**AMERICAN COLLOID COMPANY
RECEIVED**

Box 158 • Highway 12
Reeder, N. Dakota 58649
(701) 275-8202
Fax (701) 275-8229

MAR 24 2008
#30757
PUBLIC SERVICE COMMISSION

March 20, 2008

Public Service Commission
State of North Dakota
Attn: Mr. Deutsch
600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480

FROM DIRECTOR - RECLAMATION DIV.

Date: _____

Action: _____

Info. Only: _____

Info & File: _____

RE: Permit ACPG-9701
(Permit Renewal & Permit Revision #6)

Dear Mr. Deutsch:

As per my letter dated March 7, 2008 in reference to the application for Revision No.6 and Renewal No. 2 to Surface Mining Permit ACPG-9701. Enclosed you will find three CD's of American Colloid Company's updated electronic permit which includes the following information.

Section 1.0 — Introductory, Legal, Financial, Compliance and Related Information

1. Section 1.1.1.2(c) has been updated to indicate 343.64 acres in Section 2 and a total of 507.44 acres for the permit. A copy of the fully executed application form with signatures has been included.
2. Section 1.2.4(c) has been updated showing the corrected 507.44 acres along with a copy of the newspaper notice and affidavit of publication from the Bowman County Pioneer.

Section 2.0 — Environmental Resource Information

3. The narrative in Section 2.2.2 has been revised to include a statement which indicates that the hand-dug well located on the Page property was mined around and left untouched by ACC's mining activities and that ACC has no plans to decommission the well.
4. Results of the ground water sampling collected in 2005 could not be located, but water samples have been collected and sent in for analysis. We anticipate receiving the result of the testing by April 15, 2008.
5. Results of the surface water sampling collected in 2005 could not be located, but water samples have been collected and sent in for analysis. We anticipate receiving the result of the testing by April 15, 2008.

Section 3.0 — Operation Plans

6. The narrative under Section 3.6.1 has been updated to include the statement indicating that reports will also be sent to NDPSC Reclamation Division.

March 20, 2008
Permit ACPG-9701
Permit Renewal & Permit Revision #6

Section 4.2 — Reclamation General

7. Section 4.1.4(a) has been updated to include the new landowner preference statement which indicates that areas disturbed by ACC be reclaimed as Cropland.
8. The new landowner preference statement also includes their preference that the pond constructed by ACC remain as a final reclamation feature as a developed water recourse. In addition, the map Post-Mining Land Use Map under Section 4.1.2(a) and the Post-Mining Contour Map under Section 4.2.7(b)(1). At this time we do not have a maintenance agreement with the landowner for the DWR.
9. A statement has also been included under Section 4.2.1 to reflect that the roadbed will be ripped, plowed and scarified during reclamation.
- 10.

General formatting Concerns

11. As requested a different color text has been use to highlight the changes that I make to the electronic permit. Once the changes have been approved by the PSC the changes will have the color removed for better tracking of future changes.

The bonding increase paperwork has been submitted to our bonding company and expect that bonding paperwork will be in your office by the end of March.

If you have any questions, please feel free to call me at (701) 275-8202.

Sincerely,
AMERICAN COLLOID COMPANY



Rodney A. Raber
Gascoyne Plant/Mining Manger

Encl.

cc: Alfred Williams - ACC - Belle Fourche, SD - w/o encl.