



# 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](http://www.nd.gov/psc)  
e-mail: [ndpsc@nd.gov](mailto:ndpsc@nd.gov)  
TTY 800-366-6888 or 711  
Fax 701-328-2410  
Phone 701-328-2400

August 7, 2008

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

Dear Mr. Friedlander:

The Reclamation Division has completed a review of Coteau's response to our technical deficiency letter on Revision 7 to Permit NACT-0401. The following items must be resolved before recommending Commission approval:

1. Follow-up to Original Items 16 and 24: The legal description of Tract 45 in Section 1.2.3 shows 80.76 acres in the tract yet Tract 45 is listed as having 79.76 acres in Sections 2.4.4, 2.5.3.1, and 4.1.3. Is the area being added in Section 9 part of two different tracts? Please review and correct the acreage discrepancies or otherwise explain this discrepancy in the permit. (SAS)
2. Section 2.5.3.1 contains 79.76 acres more than the total permit acreage due to the addition of that many acres in Tract 45. Please adjust the acreage values accordingly to show the correct acreage in the permit. (SAS)

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch  
Director  
Reclamation Division

m:\freedom\0401\Revisions\No. 7\tech2\_8-7-08