



# Public Service Commission

## State of North Dakota

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June 5, 2008

Mr. Jeremy Eckroth  
Environmental Specialist  
Falkirk Mining Company  
P.O. Box 1087  
Underwood, ND 58576-1087

Dear Mr. Eckroth:

The Reclamation Division has reviewed Falkirk's May 12, 2008, request for a variance from the 10-year requirement for an area located in Section 1, T145N, R83W in Permit NAFK-8705. Before the request can be granted, please respond to the following items:

1. We noted that Pond P-W01-01 is still shown on the submitted map. Since this pond been removed and the area reclaimed, it should be removed from the map.
2. Please indicate if any repair work (such as filling settling features) has been done on either the requested variance area or the reclaimed area to which this tract is attached.

A staff member of the Reclamation Division inspected this area during a May 29<sup>th</sup> inspection of the Falkirk Mine and found no problems that would delay approving this variance request once the above items are addressed.

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch  
Director  
Reclamation Division

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