



Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
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Executive Secretary
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600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
Web: www.nd.gov/psc
E-mail: ndpsc@nd.gov
TDD 800-366-6888 or 711
Fax 701-328-2410
Phone 701-328-2400

June 16, 2009

Mr. Joe Clarke
Technical Group Manager
Falkirk Mining Company
P.O. Box 1087
Underwood, ND 58576-1087

Dear Mr. Clarke:

We have received comments from the State Water Commission regarding Falkirk's application for Revision 13 to Permit NAFK-9601. Attached is a copy of the comments and application forms provided by the State Water Commission requesting data for DWR-I35-01 and DWR-I25-04 as they wish to record the manmade impoundments as "creations". Also included is a water permit application form for impoundments that hold more than 12.5 acre-feet of water as is the case with DWR-I35-01.

Please respond to the request as well as updating the application for Revision No. 13 as necessary to correspond with these changes. If you have any questions, please contact this office or the office of the State Engineer.

Sincerely,

James R. Deutsch
Director
Reclamation Division

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