

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Falkirk Mining Company
Revision No. 13, Permit NAFK-9601
Approval

Case No. RC-08-640

NOTICE OF PERMIT REVISION APPROVAL

March 10, 2010

Preliminary Statement

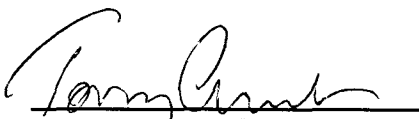
On August 1, 2008, the Falkirk Mining Company applied for a permit revision to change the post-mining land use on lands within Permit No. NAFK-9601 for the Falkirk Mine near Underwood. This revision changes the post-mining land use to recreational use on 428 acres surrounding Coal Lake located in the W½ of Section 25, SE¼ of Section 26, and N½NE¼ of Section 35, all in T146N, R82W, McLean County. These lands will be transferred to the North Dakota Department of Transportation to eliminate the No-Mow areas within the rights-of-way of state highways in McLean County. The revision also updated other sections of the permit including business entity information, surface and coal ownership, and other reclamations plans.

The Commission has completed its review of the application and has conditionally approved the permit revision. The revision will give the Falkirk Mining Company the right to change the post-mining land use of 428 acres from agricultural/industrial to recreational and to update the sections of the permit as described by the revision application.

Notice

Any person with an interest which is or may be adversely affected by this revision approval may request a formal hearing with the Commission within thirty days of the publication of this notice. The request should be addressed to the Public Service Commission, 600 East Boulevard Ave. Dept. 408, Bismarck, North Dakota 58505-0480.

PUBLIC SERVICE COMMISSION


Tony Clark
Commissioner


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