

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Coteau Properties Company
Revision No. 7, Permit NACT-0201
Approval

Case No. RC-08-925

REVISION OF PERMIT TO ENGAGE IN
SURFACE COAL MINING AND RECLAMATION OPERATIONS

April 13, 2009

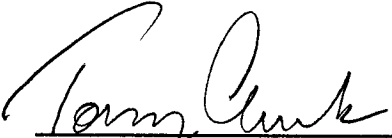
Based on the application for **Revision Number 7 to Permit Number NACT-0201 received December 12, 2008**, and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

1. The revision application submitted on December 12, 2008, is complete and accurate and the applicant has complied with the requirements of Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code; and
2. The Commission's findings that were made when the permit was issued remain applicable to the revised operation and reclamation plans.

Revision Number 7 to Permit Number NACT-0201 is hereby granted to The Coteau Properties Company to identify the next five-year coal removal subarea and to update the legal and ownership information, surface water management plans, and the mining and reclamation plans for the next five-year permit term as described in the permit revision application initially received December 12, 2008.

The approved revision is subject to the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, the conditions of the approved permit, and any additional or revised permit conditions listed on attached PSC Reclamation Form - 3. Pursuant to Section 38-14.1-23 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, this revision was found to be a significant alteration to the previously approved permit.

PUBLIC SERVICE COMMISSION



Tony Clark
Commissioner



Kevin Cramer
President



Brian P. Kalk
Commissioner