

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Coteau Properties Company
Renewal No. 5, Permit NACT-8401
Approval

Case No. RC-09-101

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

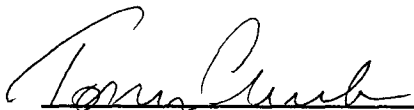
June 24, 2009

Based on the renewal application received on March 11, 2009, Renewal No. 5 to Surface Coal Mining Permit Number NACT-8401 is hereby granted to the Coteau Properties Company to renew this surface coal mining permit subject to the requirements of Chapter 38-14.1 of the North Dakota Century Code, and the rules promulgated there under, on the following described areas:

Portions of Sections 8 and 17, T145N, R87W, Mercer County,
totaling 159.488 acres.

This five-year permit renewal will allow the Coteau Properties Company to continue to operate under approved mining and reclamation plans until July 3, 2014. Permit No. NACT-8401 and other permits at the Freedom Mine are currently covered by Self-Bond SB-9501-01 and Collateral Bond CB-9501-4 totaling \$88,000,000.

PUBLIC SERVICE COMMISSION


Tony Clark
Commissioner


Kevin Cramer
President


Brian P. Kalk
Commissioner