

APPROVED

DATE: 6-24-09

[Signature]

MOTION

June 24, 2009

**Falkirk Mining Company
Revision No. 32, Permit NAFK-8705
Approval**

Case No. RC-09-106

I move the Commission conditionally approve Revision No. 32 to Surface Coal Mining Permit No. NAFK-8705, held by the Falkirk Mining Company, to identify the next five-year coal removal subarea, change the post-mining land use on 177 acres from cropland to fish and wildlife habitat and industrial use, and update legal and ownership information, surface water management plans and other mining and reclamation plans for the next five-year permit term.

SAS & JRD

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