



Public Service Commission

State of North Dakota

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February 17, 2010

Mr. D. Randall Crooke
Environmental Manager
Falkirk Mining Company
P.O. Box 1087
Underwood, ND 58576-1087

Dear Mr. Crooke:

This is to inform you that the application for Revision No. 19 to Surface Coal Mining Permit NAFK-9503 has been deemed complete. You may now begin publication of the newspaper notice. Please submit 3 copies of the revision application (CD) to the Reclamation Division for distribution to the advisory committee members as soon as possible. Also, a copy of the revision application needs to be filed with the McLean County Auditor at this time.

Additionally, in Falkirk's February 9, 2010 completeness review response letter, it was noted that Other changes were made to the permit that were not requested in our completeness letter. The majority of the referenced changes were to maps in the permit and we are confident the changes were necessary and required, although we need to be apprised of the specific changes that were made. The review of each of the approximately 20 maps that were revised could require several hours of review time per map for Reclamation staff in an attempt to determine the specific changes that were made. Prior to proceeding with our technical review of Revision No. 19, we request an amended Revision List of Changes from Falkirk that clearly describes the changes or updates that were made to each of the various maps. The amended revision list can be e-mailed to us at this time, although a permanent copy should be incorporated into the permit with responses to technical deficiencies. [NDAC 69-05.2-11-02(4)].

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division