



Public Service Commission

State of North Dakota

COMMISSIONERS

Kevin Cramer
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Executive Secretary
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600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
Web: www.nd.gov/psc
E-mail: ndpsc@nd.gov
Phone 701-328-2400
Toll Free 1-877-245-6685
Fax 701-328-2410
TDD 800-366-6888 or 711

September 3, 2010

Ms. Cherie Harms
Leonardite Products, LLC
P.O. Box 548
Williston, ND 58802-0548

Dear Ms. Harms:

The Reclamation Division has conducted a technical review of the application for Revision No. 3 to Permit GRGR-0501. The following items were noted during the review that must be corrected prior to approval of this revision and Renewal No. 1.

1. Most of the revised pages indicate that this is Revision 2 in the bottom right hand corner of the page and Page R-5 indicates it is the 4th Revision. This is actually Revision 3 to this permit. Please make the necessary corrections where needed. (SAS)
2. Please include the cubic yards of subsoil to be removed for each mining sub-area in Table E-1 and number the page and revision number accordingly. (MDB)
3. Page R-6 indicates that success of vegetation must be equal to or greater than the approved standard for "...the last two consecutive growing seasons..." For hayland, NDAC 69-05.2-22-07(4)(c) requires that the production be equal to or greater than the standard for "...any two years after year six of the responsibility period." Please revise the language in the permit accordingly. (SAS)
4. On the bottom of the page requesting the variances, please change the "24" months in the last sentence to "12" months and number the page as to where it should be placed within the permit. (SAS)
5. The revision listings in the lower left hand corner on Map D seem to be contradictory. Please indicate that this map is the 3rd Revision. (SAS)
6. Corrections to be made to the worst-case bond calculations were emailed to you on August 26, 2010, by Mr. Mike Berg of this office. Please review those numbers and

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make any corrections to the reclamation cost estimate as needed and submit the finalized calculations to this office with the remainder of the deficiencies listed above. (MDB)

If you have any questions, please contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Deutsch". The signature is fluid and cursive, with a large initial "J" and "D".

James R. Deutsch
Director
Reclamation Division

cc: Williams County Auditor

m\Leonardite Products\0501\Revisions & Renewals\Rev3_Ren1\tech1_9-3-10