

December 7, 2010

FROM DIRECTOR - RECLAMATION DIV.

Mr. James R. Deutsch  
Reclamation Director  
ND State Public Service Commission  
600 East Boulevard, Dept. 408  
Bismarck, North Dakota 58505

Date: \_\_\_\_\_

Action: \_\_\_\_\_

Info. Only: \_\_\_\_\_

Info & File: \_\_\_\_\_

**RE: Revision 20 Completeness Review Responses for Permit NAFK-9503**

Dear Mr. <sup>Jim</sup>Deutsch:

Falkirk submits the following responses to the completeness review items from your December 6, 2010 letter required to be addressed before the revision can be deemed complete.

**Section 1.2 - Legal Information**

**1. Follow-up to Original Item 10 and Item 1 of our last completeness review: The last page of the public advertisement states that the county road located on the east-west section lines between Sections 6 and 5 of T145N, R83W and Sections 1 and 2 of T145N, R84W is proposed to be relocated to the south. It appears that this sentence should be edited to refer to the east-west section lines located between Sections 6 and 7 rather than Sections 6 and 5 and Sections 1 and 12 rather than Sections 1 and 2. Please review and correct if necessary. (GAW)**

See corrected notice.

**2. Follow-up to Original Item 10 and Item 1 of our past completeness review: The advertisement refers to operations being conducted within 100 feet of the section line located between the SE¼ of Section 29 and SW¼ of Section 30, T145N, R83W (No. 25). It appears that this should be changed to "between the SW¼ of Section 29 and SE¼ of Section 30". (GAW)**

See corrected notice (Original Item #25 is now Item #23).

**3. We noticed that the east-west section lines located between Section 1, T144N, R84W and Section 32, T145N, R83W, and the NW¼ of Section 6 and SE¼ of Section 33, T145N, R83W are listed twice in the advertisement (Nos. 19 & 54 and 20 & 55). Likewise, the advertisement mentions that operations will be conducted within 100 feet of the county**

Mr. James R. Deutsch  
December 7, 2010  
Page 2

***roads located between Sections 19 and 30, 20 and 29, and 24 and 35 in T145N, R83W, but these areas have already been mined. Please correct as necessary. (GAW)***

The twice listed road closures (Nos. 19 & 54, and Nos. 20 & 55) have been corrected by eliminating Items 54 and 55. In the list of 100-foot right-of-way approvals, the following items apply:

# 7 on the original list, Sections 19 and 30 in T145N, R83W, is correct and remains.

#11 on the original list, Sections 19 and 30 in T145N, R82W, have been mined and this item is now removed.

#10 on the original list, Sections 24 and 25 in T145N, R83W, have been mined and this item has now been removed.

There is no listing of Sections 24 and 35 in T145N, R83W.

#20 on the original list, Sections 24 and 13 in T145N, R84W, is correct and remains.

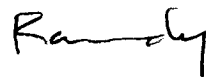
**Other:**

All of the above corrections have also been applied to Section 1.3.6.

If you have any questions, please contact me at 250-2403 or at [randy.crooke@falkirk.com](mailto:randy.crooke@falkirk.com).

Sincerely,

**THE FALKIRK MINING COMPANY**



D. Randall Crooke  
Environmental Manager

DRC/dge  
Enc.