

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Falkirk Mining Company
Renewal No. 3, Permit NAFK-9503
Approval

Case No. RC-10-635

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

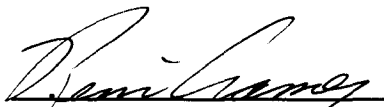
April 6, 2011

Based on the renewal application received on November 30, 2010, Renewal No. 3 for Permit Number NAFK-9503 is hereby granted to the Falkirk Mining Company to renew the 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:

All or portions of Sections 7, 8, 18, 19, and 30, T145N, R82W; Sections 10, 11, 13, 14, 15, 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, and 36, T145N, R83W; and Sections 4, 5, and 9, T144N, R83W; McLean County, totaling 12,386.4 acres.

This five-year permit renewal will allow the Falkirk Mining Company to continue to operate under approved mining and reclamation plans until April 17, 2016. Permit No. NAFK-9503 is currently part of the consolidated bond area that also includes Permits NAFK-8405 and NAFK-8705. The total amount of the self and collateral bonds that cover the consolidated bond area is \$55,950,000.


PUBLIC SERVICE COMMISSION



Kevin Cramer
Commissioner



Toby Clark
Chairman



Brian P. Kalk
Commissioner