



# Public Service Commission

## State of North Dakota

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April 24, 2013

Ms. Melody Smith  
Environmental Specialist  
American Colloid Company  
P.O. Box 2010  
Belle Fourche, SD 57717

Dear Ms. Smith

The Reclamation Division has reviewed the April 2, 2013 completeness responses submitted by American Colloid Company for the application for Revision No. 7 to Surface Coal Mining Permit ACPG-9701 that proposes to add the Tompkins Mining Area to the permit. The following items are review responses to your April 13, 2013 letter and must be addressed or corrected before the revision application will be deemed complete and publication of the newspaper notice can begin as required by NDCC 38-14.1-18:

### **Section 1.1 – Introductory Information**

1. Follow-up to item No. 2: Please correct the date on the application form, Section 1.1.1.1(g), which currently reads 3/180/2013. (ZAT)

### **Section 1.2.4(d) – Newspaper Notice**

2. Follow up to item No. 4: An updated newspaper notice, 1-2-4d, has been added to the pdf files in Section 1-2; however, the electronic permit and the detailed Table of Contents remain linked to the previous document that does not include the requested changes. Please repair this link so the most current newspaper notice and map can be accessed in the electronic permit or through the detailed Table of Contents.  
(ZAT/BEB/GAW/WTG/FES)
3. Additional follow-up to item No. 4: Please make the following changes to the newspaper notice map, 1-2-4d: Please add BNSF to the railroad label; please change State Highway

Ms. Melody Smith

April 24, 2013

Page 2 of 2

12 to US Highway 12; and change the color of the US Highway 12 symbol to black for better visibility on the published map. (ZAT/BEB/GAW/WTG/RLK/FES)

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 long horizontal stroke extending to the right.

James R. Deutsch  
Director  
Reclamation Division