



Public Service Commission

State of North Dakota

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April 13, 2011

Mr. Donn Steffen
Environmental Manager
Coteau Properties Company
204 County Rd. 15
Beulah, ND 58523-9475

Dear Mr. Steffen:

The Reclamation Division has conducted a completeness review of the application for Renewal No. 5 to Surface Coal Mining Permit NACT-8503 at the Freedom Mine. The following items must be adequately addressed before the application can be deemed complete:

1. Since Revision No. 27 will be considered an insignificant revision to the approved permit and not subject to public notice requirements Coteau can remove all references to the revision application in the public advertisement. (BEB)
2. Unless Coteau proposes to mine coal or conduct activities that may impact future coal recovery in Permit NACT-8503, listing of the subsurface (coal) owners is not required in the public advertisement as outlined in NDAC 69-05.2-10-01(1)(4). If coal removal is complete from the permit area, you may remove the listing of coal owners from the draft public advertisement. (BEB)

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

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