

**Public Service Commission
Reclamation Division**

Memorandum

To: Commissioners Clark, Kalk and Cramer
Darrell Nitschke, Executive Secretary
Illona Jeffcoat-Sacco and Mark Gruman

From: *BS* Bill Gunnerson, *DKM* Dean Moos and *JH* Jim Deutsch

Date: August 8, 2011

Subject: Renewal No. 6 to Permit No. NACT-8102 held by the Coteau Properties Company, Case No. RC-11-137

The Coteau Properties Company filed the application for Renewal No. 6 to Surface Coal Mining Permit NACT-8102 on May 4, 2011 to continue mining related activities within the existing permit area for five more years through August 31, 2016. Permit No. NACT-8102 covers 1,352.73 acres in portions of Sections 18 and 19 in T145N, R87W, and portions of Sections 12, 13, and 24 in T145N, R88W of Mercer County. The Reclamation Division has completed its review of this renewal application and respectfully recommends its approval.

Coal removal is complete in this permit but mine shop/service buildings, truck dump hoppers, coal stockpiles, a fuel farm, haul roads, sedimentation ponds, and soil stockpiles within the permit are being used in support of mining and reclamation activities for other Freedom Mine permits. Legal information, identification of interests and rights of entry, business entity/compliance information, operations and reclamation plans and other information were updated for the next permit term with Revision No. 52 that was found to be an insignificant alteration to the previously approved permit.

The Coteau Properties Company has submitted the affidavits of publication for the newspaper notice of renewal application. No objections to this renewal application were received. Evidence of adequate performance bond and liability insurance are currently on file. Self and collateral bonds that total \$107,390,779 cover this permit and others at the Freedom Mine.

Attached for your consideration at the August 10th Commission meeting are the proposed motion and renewal approval form.

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