



Public Service Commission

State of North Dakota

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July 10, 2012

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

Dear Mr. Steffen:

The Reclamation Division has reviewed Coteau's June 6, 2012 response to our letter dated May 10, 2012 regarding Final Bond Release Application No. 5 to Surface Mining Permit NACT-9101. The following items must be adequately addressed prior to this office recommending Commission action.

Attachment VII – General Information

1. Follow-up to Original Item No. 8: Please include a copy of the public right-of-way easement from Mercer County showing that the reclaimed road in the southwest of Section 17, Tract 2, is available to the public to access the adjacent statutory section line right-of-ways. The Reclamation Division will not recommend Commission approval of this bond release application until an easement is in place. (MDB/GAW)

Tract 1

2. Follow-up to Original Item No. 18: The scale ticket in Attachment VIIIb shows that Kevin Weis has a loaded weight of 8,360 pounds not 8,860 as otherwise indicated. It does not appear that the landfill operator made an error as Coteau has indicated. Please either provide a clear copy of the scale ticket to support the claim that the landfill operator made a mistake, or update the hayland yield calculations as necessary. It appears that the standard (1.79t/ac) will be achieved if these bales weighed 1150 lbs rather than 1400 lbs as indicated, 2.34t/ac vs 2.39t/ac. (GAW)

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division