

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Falkirk Mining Company
Revision No. 30, Permit NAFK-8405
Approval

Case No. RC-12-763

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

July 10, 2013


Based on the application for **Revision Number 30 to Permit Number NAFK-8405 received October 5, 2012**, and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

1. The revision application submitted on October 5, 2012, is complete and accurate and the applicant has complied with the requirements of Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code;
2. Re-mining and reclamation of an abandoned underground mine as proposed by this revision meets the improved resource recovery and elimination of hazards to public health and safety criteria of North Dakota Administrative Code Section 69-05.2-13-06;
3. The minimum performance bond amounts required for the consolidated bond area that covers this permit and others at the Falkirk Mine is \$76,455,368; and
4. The Commission's other findings that were made when the permit and other revisions were issued remain applicable to the revised operation and reclamation plans.

Revision Number 30 to Permit Number NAFK-8405 is hereby granted to the Falkirk Mining Company to add plans for re-mining and reclaiming the abandoned Figenskau underground coal mine that is located in the S½ of Section 13, T146N, R82W, and update right of entry and other legal information, surface water management plans, the worst-case reclamation cost estimate for the consolidated bond area that includes Permit NAFK-8405, and revise other operations and other reclamation plans and schedules as described in the permit revision application received October 5, 2012.

The approved revision is subject to the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, the conditions of the approved permit, and any additional or revised permit conditions listed on attached PSC Reclamation Form - 3. Pursuant to Section 38-14.1-23 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, this revision was found to be a significant alteration to the previously approved permit.

PUBLIC SERVICE COMMISSION



Randy Christmann
Commissioner



Brian P. Kalk
Chairman



Julie Fedorchak
Commissioner