



Public Service Commission

State of North Dakota

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November 8, 2012

Mr. D. Randall Crooke
Technical Group Manager
Falkirk Mining Company
P.O. Box 1087
Underwood, ND 58576-1087

Dear Mr. Crooke:

The Reclamation Division has completed an initial review of Final Bond Release Applications No. 4 and 5 for Permit NAFK-8705. The Falkirk Mining Company may begin publishing the public notice and mail the notification letters after addressing the following:

Attachment III: Public Notice

1. Please revise the first sentence to read "31st" day of October rather than "31th" day... (RLK)
2. Please consider removing the sentence in the third paragraph that reads "Falkirk calculated a worst case bond in Revision 29 to NAFK-8405 permit in the amount of \$74,407,608." This sentence is not necessary in the notice since the preceding sentence indicates the amount of bond currently on file for this permit area. (GAW)
3. The first sentence in the second paragraph states that all four stages of release are being requested for 12.8 acres in Tract 4, but it appears this value should be 12.9 acres rather than 12.8. Please also consider clarifying that the balance of this tract (17.1 acres) is undisturbed land. (GAW/BEB)
4. Please consider revising the second to the last sentence in the fifth paragraph that reads by stating "3-year contemporaneous reclamation requirements" rather than "3-year reclamation clock". (GAW)
5. It appears the word "was" in the last sentence of the fifth paragraph should be "were". (GAW)
6. Please revise the first sentence of the last paragraph of the advertisement to recognize that this advertisement is associated with two bond release applications. In other words, the word "this" should be "these" and the word "request" should be "requests". (GAW)

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7. Please indicate which permit area (NAFK-8705) that both bond release tracts are located in.
(DKM)

The Reclamation Division plans to schedule the official final bond release inspection for November 19th or 20th if the public notice and notification letters have been published and mailed, and field and weather conditions allow for an evaluation of the reclamation work.

If you have any questions, please contact this office.

Sincerely,



James R. Deutsch
Director
Reclamation Division