



# Public Service Commission

## State of North Dakota

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September 12, 2013

Mr. Troy Leingang  
Environmental Manager  
Coteau Properties Company  
204 County Rd. 15  
Beulah, ND 58523

Dear Mr. Leingang:

The Reclamation Division has completed its review of Revision No. 40 to NACT-9501. The following items must be addressed prior to revision approval.

### **Application Form SFN-10574**

1. As noted on the application form requesting attachment of a narrative, please briefly expand the existing narrative to state that the parcel to be deleted has not been affected by surface coal mining and reclamation operations and the parcel deletion will have no effect on the approved operation and reclamation plans and revise the existing language that reads "because it is no longer needed for mining activities" as this implies that the tract was somehow used to support mining. Please also revise the Description of Revision on page 96 of Section 1.1.2 to reflect the updated narrative. (WTG/GAW)

### **Section 4.1 – Post-Mining Land Use and Revegetation**

2. The Post Mining Topography and Land Use Map, Section 4.1.6, that was updated with Revision 40 includes changes proposed with pending Revision 39 that are not yet approved. Thus, the Reclamation Division will need to delay Revision 40 approval until after Revision 39 is approved, or alternatively the approved Post Mining Topography and Land Use Map can be updated at this time to reflect only those changes being proposed with Revision 40. (GAW)


As mentioned in an email dated September 4, 2013, we recommend that bond stipulations to reduce the bond area be submitted so they can be approved by the Commission at the same time as Revision 40. The forms to reduce the bond area can be found on the PSC web site. The next

Commission meeting is September 25<sup>th</sup> and items to be placed this meeting are due September 18<sup>th</sup>.

The CD's of the Consolidated Bond Plan that were mailed to our office on September 10, 2013 will be returned to your office. Consolidated Bonding Plan changes can be made after the riders to reduce the bond area have been approved by the Commission and these changes must be made through the revision process. As mentioned in your letter dated September 10, 2013, the Consolidated Bond Plan is attached to Permit NACT-0401 and Revision 40 to Permit NACT-9501 does not propose to make any changes to the Consolidated Bond Plan.

If you have any questions, please contact this office.

Sincerely,



*for* James R. Deutsch  
Director  
Reclamation Division

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