

**THE COTEAU**  
**PROPERTIES COMPANY**  
A SUBSIDIARY OF THE NORTH AMERICAN COAL CORPORATION

**FREEDOM MINE**  
204 County Road 15  
Beulah, North Dakota 58523-9475  
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**RECEIVED**  
SEP 17 2013  
33900  
NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

September 13, 2013

Mr. James R. Deutsch  
Director Reclamation Division  
Public Service Commission  
600 East Boulevard Avenue  
Department 408  
Bismarck, ND 58505-0480

Dear Mr. Deutsch:

Enclosed are three sets of revised materials for Revision 40 to Permit NACT-9501. Responses below refer to deficiencies in your letter dated September 12, 2013:

1. See revised Attachment 1 of the revision application, revised page 96 of Section 1.1.1, and revised page 96 of Section 1.1.2.
2. No changes need to be made.

In regard to the Consolidated Bonding Plan, the acreage deletion changes should be reviewed as part of Revision 24 to Permit NACT-0401 as previously stated, because this revision is currently under review by your office. This will save us from having to do an additional revision to Permit NACT-0401 in the next few weeks just for these small changes.

Also, the bond stipulation paperwork is being worked on by our Land Department, and will be submitted as soon as possible.

If you have any questions, please contact me.

Sincerely,

THE COTEAU PROPERTIES COMPANY



Troy J. Leingang  
Environmental Manager

TJL:lr  
Enc.

cc: Shana Brost, Mercer County Auditor (w/enc.)

This revision updates introductory information, legal information, identification of interests and rights of entry, operations - general, operations - surface water management, and postmining land use and revegetation to show the deletion of 39.98 acres of undisturbed acreage from the permit in Section 34, T146N, R88W., because it is not needed for mining operations.

The acreage to be deleted has not been affected by surface coal mining and reclamation operations, and the deletion will have no effect on approved operation and reclamation plans.