

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Falkirk Mining Company
Revision No. 24, Permit NAFK-9503
Approval

Case No. RC-13-893

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

July 30, 2014

Based on the application for **Revision Number 24 to Permit Number NAFK-9503 received December 9, 2013**, and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

1. The revision application submitted on December 9, 2013, 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. A total bond amount of \$85,954,201 is sufficient at this time to cover the reclamation, restoration and abatement work in the consolidated bond area at the Falkirk Mine.
3. The Commission's findings that were made when the permit was issued remain applicable to the revised operation and reclamation plans.

Revision Number 24 to Permit Number NAFK-9503 is hereby granted to the Falkirk Mining Company to change the mining plan, post-mining topography and reclamation schedule for the remaining unmined areas within the permit area and to provide a new worst-case reclamation cost estimate for the consolidated bond area that includes this permit. This revision also updates several other sections of the permit including legal and financial information, ground water hydrology, soils, operations, surface water management, and transportation facilities in response to the recent midterm permit review as described in the permit revision application received December 9, 2013.

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