



**APPLICATION FOR REVISION OF PERMIT TO ENGAGE IN
SURFACE COAL MINING AND RECLAMATION OPERATIONS**
PUBLIC SERVICE COMMISSION
RECLAMATION DIVISION
SFN 10562 (Rev. 08-2001)

RECEIVED
34336
JUN 19 2014

Name of Company, Corporation, Partnership, or Individual The Coteau Properties Company		Permit Number NACT-0201	Date June 18, 2014	
Address 204 County Road 15		City Beulah	Revision Number 18	
		State ND	Zip Code 58523	

The above named hereby makes application for the above Revision Number to: (include a brief description of the surface coal mining and reclamation operation being revised.)

See Attachment 1

Attached to this Permit Revision Application are a narrative describing the proposed permit revision, reasons for requesting the revision, and appropriate maps, cross-sections, graphs, construction details, revised reclamation plans and other data which demonstrate compliance with Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, and the permit conditions of the approved permit. If an incidental boundary revision involving an acreage adjustment is being requested as part of the permit revision application, the following information shall be included (attach a copy of a metes and bounds description):

NAME OF MINE	ACRES	LOCATION			
		SEC.	TWP.	RANGE	COUNTY
Freedom Mine	119.7526	11	145	88	Mercer
ADDRESS					
204 County Road 15					
Beulah, ND 58523					
TOTAL ACRES	119.7526				

Based upon the proposed changes and any incidental boundary revisions to the permit as stated herein, a new or adjusted bond, or its equivalent, duly executed in accordance with Section 38-14.1-16 of the North Dakota Century Code and Chapter 69-05.2-12 of the North Dakota Administrative Code will be delivered to the Public Service Commission prior to issuance of the surface coal mining and reclamation operations permit herein requested. A check for filing fees, pursuant to Section 38-14.1-13 of the North Dakota Century Code, in the amount of \$ -0-, is included with the revision application.

Name of Official Authorized to Represent the Applicant William R. Kirk
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I, the above named, certify that:

1. All information and documents required by Sections 38-14.1-13, 38-14.1-14, and 38-14.1-15 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, are submitted as part of this permit application;
2. Information and documentation contained in the permit application affirmatively demonstrate that:
 - a. The permit revision application is accurate and complete and all the requirements of Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code have been complied with;
 - b. Reclamation as required by Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code can be accomplished under the reclamation plan contained in this permit revision application;

- c. An assessment of the probable cumulative impact of all anticipated mining in the general area on the hydrologic balance as specified in subdivision o of subsection 1 of Section 38-14.1-14 has been made and the proposed operation has been designed to prevent material damage to the hydrologic balance both on and off the mine site;
 - d. The area proposed to be affected is not included within an area designated unsuitable for all or certain types of surface coal mining and is not within an area under study for such designation in an administrative proceeding;
 - e. The proposed surface coal mining operation will not interrupt, discontinue or preclude farming on alluvial valley floors that are irrigated or naturally subirrigated and will not materially damage the quantity or quality of water in surface or underground water systems that supply these alluvial valley floors; and
 - f. The permit revision applicant has the legal right to surface mine the land for which this permit revision application is made and all of the requirements of Chapter 38-18 of the North Dakota Century Code have been complied with.
3. The area proposed to be affected is not included within an area where mining is prohibited pursuant to Section 38-14.1-07 of the North Dakota Century Code; unless specifically allowed in accordance with the provisions of Section 69-05.2-04-01 of the North Dakota Administrative Code; and
4. The surface coal mining and reclamation operations contained in this permit revision application will be carried out at all times in a manner which ensures that all of the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, and any permit conditions attached thereto are complied with.

Signature of Official <i>William R. Kild</i>	Title Senior Staff Engineer
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VERIFICATION

I, Troy J. Leingang, being first and duly sworn, verify that the information contained in this Permit Revision Application is true and correct to the best of my knowledge and belief.

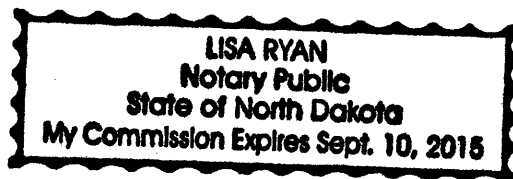
Signature of Official <i>Troy Leingang</i>	Title Environmental Manager
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Subscribed and sworn to before me this 18th day of June, 20 14. My commission expires: 09/10/15.

Lisa Ryan

Notary Public

(SEAL)



This revision updates environmental baseline information and adds detailed mining, operations, and reclamation plans for the northern portion of the permit area, along with a revised mining and reclamation plan for the southern portion of the permit area. The modifications are based on the need to move one of two draglines operating in the southern portion of the permit area to the northern portion to meet coal quality and coal production requirements. As part of this revision, approximately 120 acres in Section 11, T145N, R88W is being added from Permit NACT-9001 to Permit NACT-0201, as all the disturbance in this acreage is related to mining in Permit NACT-0201, and all mining and reclamation is complete in Permit NACT-9001.

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

FREEDOM MINE
204 County Road 15
Beulah, North Dakota 58523-9475
(701) 873-2281 • Fax (701) 873-7226

June 18, 2014

To the Reviewing Agency:

This letter serves to certify the design information contained within this surface water management plan for the Freedom Mine, which was prepared by myself, or under my direction, for the purpose of filing Revision 18 to Permit NACT-0201. I also certify that I have experience in the design of water management structures, and that the plans prepared for Revision 18 incorporate current design requirements established by the North Dakota Public Service Commission.

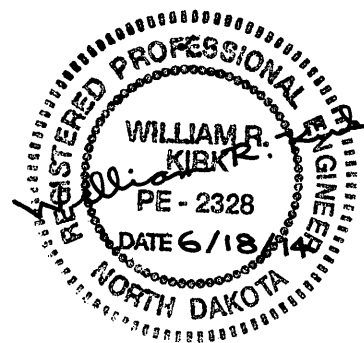
Sincerely,

THE COTEAU PROPERTIES COMPANY

William R. Kirk

William R. Kirk PE
Senior Staff Engineer
Registration No. PE-2328
North Dakota

WRK:lr



THE COTEAU PROPERTIES COMPANY

A SUBSIDIARY OF THE NORTH AMERICAN COAL CORPORATION

FREEDOM MINE

204 County Road 15
Beulah, North Dakota 58523-9475

(701) 873-2281 • Fax (701) 873-7226

June 3, 2014

To The Reviewing Agency:

This letter serves to certify the design information contained within the transportation facilities plan for the Freedom Mine, which was prepared by myself, or under my direction, for the purpose of filing Revision 18 to Permit NACT-0201. I also certify that I have experience in the design of primary roads, and that the plans prepared for this permit application incorporate current design requirements established by the North Dakota Public Service Commission.

Sincerely,

THE COTEAU PROPERTIES COMPANY



Michael D. Berg PE
Mining Engineer
Registration No. PE-5942
North Dakota

MDB:lr

