



Public Service Commission

State of North Dakota

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December 30, 2014

Mr. Donn Steffen
Environmental Manager
Coyote Creek Mining Company
6502 17th St. SW
Zap, ND 58580

Dear Mr. Steffen:

The Reclamation Division has made a cursory completeness review of the application for Revision No. 1 to Surface Coal Mining Permit No. NACC-1302 for the addition of a haul road corridor from the mine area to the Coyote Station. The revision application received by the Commission on December 17, 2014, is substantially incomplete. The application must be updated to include all the required information for the area you are proposing to add to the permit before we can conduct a more thorough completeness review.

The application is missing substantial information required by NDCC 38-14.1-14(1 & 2), NDAC 69-05.2-08 and NDAC 69-05.2-09 for the proposed additional permit area. We recognize that most pre-mine narrative sections were updated to reflect the additional acreage; however, not all maps were updated accordingly or vice versa. For example, the soils maps and pre-mine land use maps were not updated to include the additional acreage but the accompanying tables and narratives appear to be updated. Several of the operations and reclamation section maps appear to have been updated with at least the revised permit boundary but information such as the post-mine land use is not identified on the respective map. The addition area is not shown on the pre-mine and post-mine slope map or the post mine topography map. The pre & post-mine land use comparison table was not updated to reflect the additional acreage. The updated maps and tables are necessary for our review of the revision application.

The 120-day review period is suspended until the application information is satisfactorily updated to address the additional acreage. If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

Minedata/Coyote/Permits/NACC-1302/Revisions/No.1/Rev1_Incomplete_appl_ltr_12-30-14