



Public Service Commission

State of North Dakota

COMMISSIONERS

Julie Fedorchak
Randy Christmann
Brian P. Kalk

Executive Secretary
Darrell Nitschke

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
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Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

April 1, 2015

Mr. Ed Murphy
State Geologist
North Dakota Geological Survey
600 East Boulevard
Bismarck, ND 58505-0480

Dear Mr. Murphy:

Enclosed is a DVD containing the application for Revision No. 1 to Surface Coal Mining Permit NACC-1302 submitted by Coyote Creek Mining Company, L.L.C. The revision proposes to add approximately 352 acres to the permit for a planned haul road, coal handling and stockpile facility, and the construction of two sedimentation ponds. The revision updates the appropriate portions of the permit to reflect the added acreage, including the baseline information, operations and reclamation plans.

Please review those portions of the revision application within your areas of responsibility and provide us with comments by May 18, 2015. If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

Enclosure

Minedata/CoyoteCreek/Permits/NACC-1302/Revisions/No.1/Rev1_advstry_rvw_rqst_ltr_4-1-15.docx



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April 1, 2015

Mr. Larry Kotchman
State Forester
N.D. Forest Service
307 First Street East
Bottineau, ND 58318

Dear Mr. Kotchman:

Enclosed is a DVD containing the application for Revision No. 1 to Surface Coal Mining Permit NACC-1302 submitted by Coyote Creek Mining Company, L.L.C. The revision proposes to add approximately 352 acres to the permit for a planned haul road, coal handling and stockpile facility, and the construction of two sedimentation ponds. The revision updates the appropriate portions of the permit to reflect the added acreage, including the baseline information, operations and reclamation plans.

Please review those portions of the revision application within your areas of responsibility and provide us with comments by May 18, 2015. If you have any questions, please contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Deutsch".

James R. Deutsch
Director
Reclamation Division

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April 1, 2015

Ms. Claudia Berg
State Historical Society of ND
612 East Boulevard Avenue
Bismarck, ND 58505-0830

Dear Ms. Berg:

Enclosed is a DVD containing the application for Revision No. 1 to Surface Coal Mining Permit NACC-1302 submitted by Coyote Creek Mining Company, L.L.C. The revision proposes to add approximately 352 acres to the permit for a planned haul road, coal handling and stockpile facility, and the construction of two sedimentation ponds. The revision updates the appropriate portions of the permit to reflect the added acreage, including the baseline information, operations and reclamation plans.

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James R. Deutsch
Director
Reclamation Division

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April 1, 2015

Mr. Todd Sando
State Engineer
North Dakota State Water Commission
900 East Boulevard, Dept 770
Bismarck, ND 58505-0850

Dear Mr. Sando:

Enclosed is a DVD containing the application for Revision No. 1 to Surface Coal Mining Permit NACC-1302 submitted by Coyote Creek Mining Company, L.L.C. The revision proposes to add approximately 352 acres to the permit for a planned haul road, coal handling and stockpile facility, and the construction of two sedimentation ponds. The revision updates the appropriate portions of the permit to reflect the added acreage, including the baseline information, operations and reclamation plans.

The revision proposes two additional areas of disturbance within 100 feet of intermittent or perennial streams to accommodate planned haul road crossings. The revision also updates the designs for previously approved haul road crossings over Coyote Creek. The Commission is required by NDAC 69-05.2-16-20 to consult the State Engineer as well as the State Health Department prior to authorizing disturbance within 100 feet of intermittent and perennial streams. Section 3.1.1, Operations/Reclamation Narrative, discusses all planned disturbance to intermittent and perennial streams.

Please review those portions of the revision application within your areas of responsibility and provide us with comments by May 18, 2015. If you have any questions, please contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Deutsch".

James R. Deutsch
Director
Reclamation Division

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April 1, 2015

Mr. Scott Hochhalter
State Soil Conservation Specialist
2718 Gateway Ave., Suite #104
Bismarck, ND 58503

Dear Mr. Hochhalter:

Enclosed is a DVD containing the application for Revision No. 1 to Surface Coal Mining Permit NACC-1302 submitted by Coyote Creek Mining Company, L.L.C. The revision proposes to add approximately 352 acres to the permit for a planned haul road, coal handling and stockpile facility, and the construction of two sedimentation ponds. The revision updates the appropriate portions of the permit to reflect the added acreage, including the baseline information, operations and reclamation plans.

Please review those portions of the revision application within your areas of responsibility and provide us with comments by May 18, 2015. If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

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April 1, 2015

Mr. Terry Steinwand, Director
North Dakota Game and Fish Department
100 North Bismarck Expressway
Bismarck, ND 58501-5095

Dear Mr. Steinwand:

Enclosed is a DVD containing the application for Revision No. 1 to Surface Coal Mining Permit NACC-1302 submitted by Coyote Creek Mining Company, L.L.C. The revision proposes to add approximately 352 acres to the permit for a planned haul road, coal handling and stockpile facility, and the construction of two sedimentation ponds. The revision updates the appropriate portions of the permit to reflect the added acreage, including the baseline information, operations and reclamation plans.

Please review those portions of the revision application within your areas of responsibility and provide us with comments by May 18, 2015. If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

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April 1, 2015

Mr. David Glatt, Chief
Environmental Health Section
North Dakota Health Department
918 East Divide Avenue
Bismarck, ND 58505-1947

Dear Mr. Glatt:

Enclosed is a DVD containing the application for Revision No. 1 to Surface Coal Mining Permit NACC-1302 submitted by Coyote Creek Mining Company, L.L.C. The revision proposes to add approximately 352 acres to the permit for a planned haul road, coal handling and stockpile facility, and the construction of two sedimentation ponds. The revision updates the appropriate portions of the permit to reflect the added acreage, including the baseline information, operations and reclamation plans.

The revision proposes two additional areas of disturbance within 100 feet of intermittent or perennial streams to accommodate planned haul road crossings. The revision also updates the designs for previously approved haul road crossings over Coyote Creek. The Commission is required by NDAC 69-05.2-16-20 to consult the State Engineer as well as the State Health Department prior to authorizing disturbance within 100 feet of intermittent and perennial streams. Section 3.1.1, Operations/Reclamation Narrative, discusses all planned disturbance to intermittent and perennial streams.

Please review those portions of the revision application within your areas of responsibility and provide us with comments by May 18, 2015. If you have any questions, please contact this office.

Sincerely,

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James R. Deutsch
Director
Reclamation Division

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April 1, 2015

Mary E. Podoll
State Conservationist
Natural Resources Conservation Service
PO Box 1458
Bismarck, ND 58502-1458

Dear Ms. Podoll:

Enclosed is a DVD containing the application for Revision No. 1 to Surface Coal Mining Permit NACC-1302 submitted by Coyote Creek Mining Company, L.L.C. The revision proposes to add approximately 352 acres to the permit for a planned haul road, coal handling and stockpile facility, and the construction of two sedimentation ponds. The revision updates the appropriate portions of the permit to reflect the added acreage, including the baseline information, operations and reclamation plans. No prime farmland acres are present in the area being added with this revision.

Please review those portions of the revision application relating to prime farmland and provide us with comments by May 18, 2015. If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

Enclosure

cc: Steve Sieler w/o Enclosure

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