

STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

The Coteau Properties Company
Revision No. 30, Permit NACT-8503
Approval

Case No. RC-15-140

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

September 2, 2015

Based on the application for **Revision Number 30 to Permit Number NACT-8503** received **April 9, 2015**, and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

1. The revision application submitted on April 9, 2015, 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. The 32.271 acres being deleted from the permit as part of this revision have not been affected by the applicant. Inspections of this area were conducted by Commission staff to verify that these lands were not disturbed by the Coteau Properties Company and,
3. The Commission's findings that were made when the permit was issued remain applicable to the revised operation and reclamation plans.

Revision Number 30 to Permit Number NACT-8503 is hereby granted to The Coteau Properties Company to delete 32.271 acres located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, T145N, R87W, that were not affected by surface coal mining and reclamation operations as described in the permit revision application received April 9, 2015.

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 an insignificant alteration to the previously approved permit. (Attached is a copy of the metes and bounds description of land being deleted in the permit area.)

LOCATION

MINE	ADDRESS	ACRES	Sec.	Twp.	Range	County
Freedom	Beulah, ND	-32.271	30	145N	87W	Mercer

-32.271 acres - Total Area Deleted

PUBLIC SERVICE COMMISSION

		
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Randy Christmann Commissioner	Julie Fedorchak Chairman	Brian P. Kalk Commissioner

Permit NACT-8503 Revision No. 30 Metes & Bounds of Deleted Acres:

An area of land in Government Lot 3 of Section 30, T145N, R87W, of the 5th P.M., Mercer County, North Dakota, described as follows:

Beginning at the west $\frac{1}{4}$ corner of said Section; thence S 89°02'08" E a distance of 939.45 feet on the east-west $\frac{1}{4}$ line of said Section; thence S 18°04'10" E a distance of 420.48 feet; thence S 71°55'50" W a distance of 350.00 feet; thence S 18°04'10" E a distance of 350.00; thence N 71°55'50" E a distance of 350.00 feet; thence S 18°04'10" E a distance of 386.22 feet to the east line of said government lot 3; thence S 00°49'39" W a distance of 223.76 feet to the southeast corner of said Government Lot 3; thence N 89°02'09" W a distance of 1317.28 feet on the south line to the southwest corner of said Government Lot 3; thence N 00°58'02" E a distance of 1317.22 feet on the west line of said Section to the west $\frac{1}{4}$ corner, being the point of beginning.

Said tract contains 32.271 acres.

All bearings and distances are based on the North Dakota State Plane Coordinate System, South Zone, 1927 N. A. D.