

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Coteau Properties Company
Revision No. 28, Permit No. NACT-9001
Approval

Case No. RC-15-735

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

March 23, 2016

Based on the application for **Revision Number 28 to Permit Number NACT-9001 received November 16, 2015** and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

1. The revision application received on November 16, 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 119.753 acres being deleted from the permit as part of this revision have been added to adjacent Permit No. NACT-0201 with Commission approval of Revision No. 18 on October 21, 2015; 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 28 to Permit Number NACT-9001 is hereby granted to the Coteau Properties Company to update the operation and reclamation plans for the next five-year permit term and to delete 119.753 acres in the NE¼ of Section 11, T145N, R88W in Mercer County as described in the permit revision application received November 16, 2015.

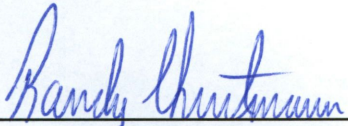
The approved revision is subject to the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, the conditions of the approved permit, and any additional or revised permit conditions listed on SFN 10562 (1-2004). Pursuant to Section 38-14.1-23 of the North Dakota Century Code and Section 69-05.2-11-02 of the North Dakota Administrative Code, this revision was found to be a significant alteration to the previously approved permit. (Attached is a copy of the metes and bounds description of land being deleted from the permit area.)

LOCATION

MINE	ADDRESS	ACRES	Sec.	Twp.	Range	County
Freedom	Beulah, ND	-119.753	11	145N	88W	Mercer

-119.753 acres - Total Area Deleted

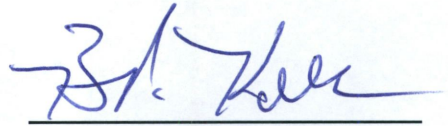
PUBLIC SERVICE COMMISSION



Randy Christmann
Commissioner



Julie Fedorchak
Chairman



Brian P. Kalk
Commissioner

Permit NACT-9001 Revision No. 28 Metes & Bounds of Deleted Acres:

A tract of land being the N $\frac{1}{2}$ and the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11, T145N, R88W of the 5th P.M., Mercer County, North Dakota described as follows based on the North Dakota State Plane Coordinate System, South Zone, NAD 27:

Beginning at the northeast corner of said Section;
thence S 00°57'12" W a distance of 2640.37' to the east 1/4 corner of said Section;
thence N 89°25'00" W a distance of 1318.04' to the center-east 1/16 corner of said Section;
thence N 00°59'03" E a distance of 1320.08' to the northeast 1/16 corner of said Section;
thence N 89°25'17" W a distance of 1317.33' to the center-north 1/16 corner of said Section;
thence N 01°00'53" E a distance of 1319.98' to the north 1/4 corner of said Section;
thence S 89°25'34" E a distance of 2633.25' to the point of beginning.

Said tract contains 119.753 acres of land.