

**PUBLIC SERVICE COMMISSION**  
**Reclamation Division**  
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**Memorandum**

**TO:** Commissioners Fedorchak, Christmann and Kalk  
Darrell Nitschke, Executive Secretary  
Illona Jeffcoat-Sacco

**FROM:** Jim <sup>JD</sup>Deutsch, Dean <sup>DKM</sup>Moos and Zanna <sup>ZB</sup>Brinkman

**DATE:** March 30, 2016

**SUBJECT:** Application for Renewal No. 4 to Permit No. NAFK-9503 held by  
The Falkirk Mining Company, Case No. RC-15-756

On December 2, 2015, The Falkirk Mining Company filed the application for Renewal No. 4 to Permit NAFK-9503 to continue to conduct mining operations within the existing permit area until April 17, 2021. Permit No. NAFK-9503 covers all or portions of Sections 29, 30, 31, and 32 T146N, R83W; Section 36, T146N, R84W; Sections 7, 18, 19, and 30 T145N, R82W; Sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, and 36 T145N, R83W; Sections 1, 2, 12, and 13, T145N, R84W; Sections 4, 5, 6, 7, and 9, T144N, R83W; and Sections 1, 2, 3, 10, 11, and 12, T144N, R84W, McLean County, totaling approximately 29,310.4 acres. The Reclamation Division has completed its review of this five-year permit renewal and respectfully recommends that it be approved.

Falkirk has applied for this five-year renewal because coal removal operations will continue in this permit area for many years. Mining and reclamation plans and other information were updated for the next permit term with Revision No. 27.

Falkirk has submitted the affidavits of publication of the newspaper notice. We notified the appropriate agencies, affected landowners and the advisory committee members. We received no objections to this renewal application. Evidence of adequate performance bond and liability insurance are currently on file. Surety, self and collateral bonds that total \$88,700,000 cover this permit and Permits NAFK-8405 and NAFK-8705 at the Falkirk Mine.

Attached for your consideration at the April 5th Commission meeting are the proposed motion and renewal approval form.

**Attachments**

Minedata/Falkirk/Permits/NAFK-9503/Ren4/Ren4\_memo\_3-30-16.docx

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Memorandum

Public Service Commission Staff  
Jim Deutsch, Dean Moos, Zanna Brinkman