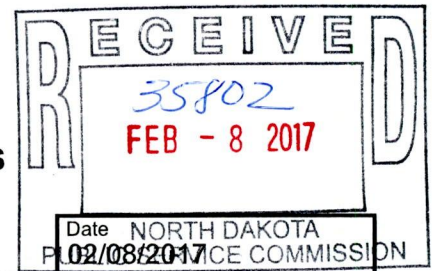




**APPLICATION FOR REVISION OF PERMIT TO ENGAGE IN
SURFACE COAL MINING AND RECLAMATION OPERATIONS**
PUBLIC SERVICE COMMISSION
RECLAMATION DIVISION
SFN 10562 (1-2004)



Name of Company, Corporation, Partnership, or Individual The Coteau Properties Company	Permit Number NACT-9101	Revision Number 33	
Address 204 County Road 15	City Beulah	State ND	Zip Code 58523

The above named hereby makes application for the above Revision Number to: (include a brief description of the surface coal mining and reclamation operation being revised.)
See Attachment I

Attached to this Permit Revision Application are a narrative describing the proposed permit revision, reasons for requesting the revision, and appropriate maps, cross-sections, graphs, construction details, revised reclamation plans and other data which demonstrate compliance with Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, and the permit conditions of the approved permit. If an incidental boundary revision involving an acreage adjustment is being requested as part of the permit revision application, the following information shall be included (attach a copy of a metes and bounds description):

NAME OF MINE	ACRES	LOCATION			
		SEC.	TWP.	RANGE	COUNTY
Freedom Mine	477.8202	9, 10	145N	87W	Mercer
ADDRESS					
204 County Road 15					
Beulah ND 58523					
TOTAL ACRES	477.8202				


Based upon the proposed changes and any incidental boundary revisions to the permit as stated herein, a new or adjusted bond, or its equivalent, duly executed in accordance with Section 38-14.1-16 of the North Dakota Century Code and Chapter 69-05.2-12 of the North Dakota Administrative Code will be delivered to the Public Service Commission prior to issuance of the surface coal mining and reclamation operations permit herein requested. A check for filing fees, pursuant to Section 38-14.1-13 of the North Dakota Century Code, in the amount of \$ 0, is included with the revision application.

Name of Official Authorized to Represent the Applicant
Kayla Torgerson

I, the above named, certify that:


1. All information and documents required by Sections 38-14.1-13, 38-14.1-14, and 38-14.1-15 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, are submitted as part of this permit application;
2. Information and documentation contained in the permit application affirmatively demonstrate that:
 - a. The permit revision application is accurate and complete and all the requirements of Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code have been complied with;
 - b. Reclamation as required by Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code can be accomplished under the reclamation plan contained in this permit revision application;

- c. An assessment of the probable cumulative impact of all anticipated mining in the general area on the hydrologic balance as specified in subdivision o of subsection 1 of Section 38-14.1-14 has been made and the proposed operation has been designed to prevent material damage to the hydrologic balance both on and off the mine site;
 - d. The area proposed to be affected is not included within an area designated unsuitable for all or certain types of surface coal mining and is not within an area under study for such designation in an administrative proceeding;
 - e. The proposed surface coal mining operation will not interrupt, discontinue or preclude farming on alluvial valley floors that are irrigated or naturally subirrigated and will not materially damage the quantity or quality of water in surface or underground water systems that supply these alluvial valley floors; and
 - f. The permit revision applicant has the legal right to surface mine the land for which this permit revision application is made and all of the requirements of Chapter 38-18 of the North Dakota Century Code have been complied with.
3. The area proposed to be affected is not included within an area where mining is prohibited pursuant to Section 38-14.1-07 of the North Dakota Century Code; unless specifically allowed in accordance with the provisions of Section 69-05.2-04-01 of the North Dakota Administrative Code; and
 4. The surface coal mining and reclamation operations contained in this permit revision application will be carried out at all times in a manner which ensures that all of the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, and any permit conditions attached thereto are complied with.

Signature of Official 	Title Environmental Specialist
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VERIFICATION

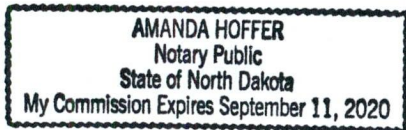
I, Mark V. Haugen, being first and duly sworn, verify that the information contained in this Permit Revision Application is true and correct to the best of my knowledge and belief.

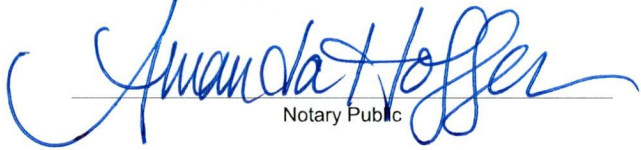
Signature of Official 	Title Engineering Manager
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STATE OF North Dakota)
)ss.
 COUNTY OF Mercer)

Subscribed and Sworn before me, this 8 day of February, 2017.

(SEAL)




 Notary Public
 My Commission Expires: _____

Attachment I

This revision identifies the coal removal area that will be mined during the next five year permit term, and updated introductory information, legal information, business entity/compliance information, identification of interests and rights of entry, geology, surface water hydrology, soil resources, operations - general, surface water management, post-mining land use plans, revegetation procedures, establishment, and management, post-mining wetlands, and post-mining stockponds for Renewal #5 of the permit. In addition, approximately 478 acres in Sections 9 and 10, T145N, R87W, currently permitted in Permit NACT-9001, are proposed to be added to Permit NACT-9101. These acres lay within the Renner Trench with no recoverable coal reserves. The surface is currently disturbed in support of a haulroad leading to coal reserves east of County Road 21. The addition of these acres to Permit NACT-9101 will aid in the consolidation of permits at The Freedom Mine. Since this permit is being submitted in electronic format with this revision, Revision 33 supersedes and replaces any and all previous paper copies of Permit NACT-9101.

Section 1.2.2.1a - Metes and Bounds Description for Areas Added in Revision 33

An area of land being the south 1/2 of Sections 9, and the South 1/2 of the south 1/2 of Section 10, all in T145N, R87W of the 5TH P.M.

Beginning at the southwest corner of said Section 9; thence bearing S 89°07'53"E a distance of 2634.54 feet to the south ¼ corner of said Section 9; thence bearing S 89°07'44"E a distance of 2634.50 feet, to the southeast corner of said Section 9; thence bearing S 89°04'51"E a distance of 2626.50 feet, to the south ¼ corner of said Section 10; thence bearing S 89°04'31"E a distance of 2626.27 feet to the southeast corner of said Section 10; thence bearing N 01°04'24"E a distance of 1319.17 feet, to the south 1/16 corner of said Section 10; thence bearing N 89°04'39"W a distance of 2626.13 feet, to the center south 1/16 corner of said Section 10; thence bearing N 89°04'59"W a distance of 2626.30 feet, to the south 1/16 corner of said Section 10; thence bearing N 01°05'22"E a distance of 1319.15 feet, to the east ¼ corner of said Section 9; thence bearing N 89°11'54"W a distance of 5270.42 feet, to the west ¼ corner of said Section 9; thence bearing S 01°03'33"W a distance of 2631.84 feet, on the west line of said Section to the point of beginning.

Said area of land contains an area of 477.820 acres