

PUBLIC SERVICE COMMISSION
Reclamation Division

Memorandum

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

FROM: *DKM* *ZAB*
Dean Moos, Zanna Brinkman and Guy Welch

DATE: June 20, 2017

SUBJECT: Application for Revision No. 33 to Permit No. NACT-9101 held by The Coteau Properties Company, Case No. RC-17-78

On February 8, 2017, The Coteau Properties Company filed the application for Revision No. 33 to Surface Coal Mining Permit NACT-9101. This revision identifies the next five-year coal removal areas and addresses several items requested by the Reclamation Division during the pre-renewal review of the permit. It updates the legal information, business entity/compliance information, identification of interests and rights of entry, and the operations and reclamation plans for the next permit term. Baseline environmental resource information sections of the permit were updated to include information on approximately 478 acres of land currently in Permit NACT-9001 that is being added to this permit with this revision. This revision also converts the permit to an electronic format. The Reclamation Division has completed its review of this revision application and respectfully recommends it be approved.

Coteau applied for this revision and Renewal No. 5 to the permit since mining will continue in this permit area for many years. The Pit Layout and Facilities Map indicates that coal removal operations within this permit will continue beyond the year 2035 and the Extended Mine Plan Map shows that mining may continue east of the existing permit area. The area being added to the permit is currently being used as a primary haul road corridor and coal was not mined from this area nor is any mining planned in the future. Figure 1, attached, shows the acreage in Permit NACT-9001 that is being added to this permit.

This revision application was considered a significant revision application and was subject to the public notice requirements. Coteau submitted the affidavits of publication for the required newspaper notices. We notified the appropriate agencies, affected landowners and the advisory committee members. We received no objections to this revision application.

Evidence of adequate performance bond and liability insurance are currently on file. Self and collateral bonds that total \$146,000,000 cover this and other permits at the Freedom Mine.

Attached for your consideration are the proposed motion, revision award form, and the revision approval notice that we will publish in the appropriate newspapers.

Attachments

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Figure 1: Permit NACT-9101. Area labeled Permit NACT-9001 on the left is being added to Permit NACT-9101.

