



**APPLICATION FOR RENEWAL OF PERMIT TO ENGAGE IN SURFACE COAL MINING AND RECLAMATION OPERATIONS**  
 PUBLIC SERVICE COMMISSION  
 RECLAMATION DIVISION  
 SFN 10566 (1-2004)



Name of Permittee The Coteau Properties Company		Permit Number NACT-8601	
Address 204 County Road 15	City Beulah	State ND	Zip Code 58523

The above named hereby makes application for Renewal Number 6 of the above Permit Number in order to continue to engage in surface coal mining and reclamation operations within the area described below in the permit during the period from July 28, 2017 to July 28, 2022.

The reasons for requesting the renewal is attached and any changes to the matters set forth in the approved Permit are particularly described in the accompanying revision application.

The applicable public notice provisions of Section 38-14.1-18 of the North Dakota Century Code have been complied with. A copy of the advertisement is attached and affidavits of publications will be furnished to the Commission prior to issuance of the Permit Renewal.

Bond for surface coal mining and reclamation operations and liability insurance will be provided for the proposed period of renewal. Attached is a statement evidencing that the bond is sufficient and will continue in full force for the renewal period and that liability insurance will be provided for the renewal period.

LOCATION				ACRES
SECTION	TOWNSHIP	RANGE	COUNTY	
8	145N	87W	Mercer	293.374
12	145N	88W	Mercer	479.154
<b>TOTAL ACRES</b>				<b>772.528</b>

Signature of Official <i>[Signature]</i>	Title Mining Engineer
---	--------------------------

**VERIFICATION**

Name of Official Sarah J. Flath
------------------------------------

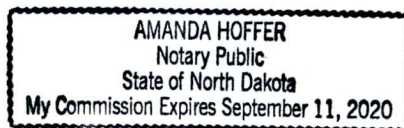
I, the above named, being first and duly sworn, verify that the information contained in the Permit Renewal Application is true and correct to the best of my knowledge and belief.

Signature of Official <i>[Signature]</i>	Title Environmental Manager
---	--------------------------------

STATE OF North Dakota )  
 )ss.  
 COUNTY OF Mercer )

Subscribed and Sworn before me, this 23 day of March, 2017

(SEAL)



*[Signature]*  
 Notary Public  
 My Commission Expires: \_\_\_\_\_

Attachment I

This revision updates introductory information, identification of interests and rights of entry, business entity/compliance information, relation to mining-prohibited areas, extended mine plan, operations plan - general, post-mining land use, and vegetation for Renewal 6 of this permit. Coal removal has been completed in this permit area, but the permit is being renewed because portions of the permit area are being used to support active mining operations occurring elsewhere.

Since this permit is being submitted in electronic format with this revision, Revision 31 supersedes and replaces any and all previous paper copies of Permit NACT-8601.

Attachment II

The performance bond for surface coal mining and reclamation operations in Permit NACT-8601 is sufficient and will continue in full force for the renewal period. Calculation for reclamation liabilities for this permit are included in the consolidated bonding documents covering all lands at the Freedom Mine. Liability insurance will be provided to the North Dakota Public Service Commission on an annual basis for the renewal period.

NOTICE OF FILING OF AN APPLICATION FOR RENEWAL OF PERMIT TO CONDUCT  
SURFACE COAL MINING AND RECLAMATION OPERATIONS

The Coteau Properties Company, 204 County Road 15, Beulah, ND, 58523, as applicant, has filed an Application for Renewal #6 of Permit NACT-8601 with the North Dakota Public Service Commission. The current permit area covers portions of Sections 8, T145N, R87W, and Section 12, T145N, R88W, of the Fifth Principle Meridian, Mercer County, North Dakota, and contains approximately 772.528 acres. The permit term will be from July 28, 2017 to July 28, 2022.

Coal removal has been completed in this permit area, but the permit is being renewed because portions of the permit area are being used to support active mining operations occurring elsewhere.

The permit area is approximately eight miles north of Beulah, North Dakota, as depicted on the map published with this public notice.

The owners of the surface in the permit area are as follows:

TRACT 1

Township 145 North, Range 88 West

Section 12: NW $\frac{1}{4}$

SURFACE OWNERSHIP: The Coteau Properties Company

COAL OWNERSHIP: United States of America – Bureau of Land Management

TRACT 2

Township 145 North, Range 88 West

Section 12: NE $\frac{1}{4}$

SURFACE OWNERSHIP: The Coteau Properties Company

COAL OWNERSHIP: United States of America – Bureau of Land Management

TRACT 3

Township 145 North, Range 88 West

Section 12: NW $\frac{1}{4}$ SW $\frac{1}{4}$

SURFACE OWNERSHIP: The Coteau Properties Company

COAL OWNERSHIP: Eugene E. Keller and Helen E. Keller  
Albin E. Keller and Alvina Keller  
Hedwig K. Conrad and Dean Conrad  
Irene L. Bodine and Duane E. Bodine  
William D. Keller and Janice Keller  
Arthur L. Keller and Warrenette M. Keller  
Helen E. Parker and Robert V. Parker  
Donald Keller  
Sharon Keller Stai  
Irene L. Keller  
Thomas Selby  
Marilyn L. Anseth

Mary Sue Bruce  
Chester C. Alexander  
Grace F. Arth Trust, Norbert J. Arth, Trustee  
Robert Nagel  
Edna C. Gegel  
Dorothy Molla Lineberger  
Lydia Gendrolius Waitukaitis  
Elsie M. Mueller  
Sandra Banks  
Amelia R. Clementz  
Elberta A. Trabert  
Northern Pacific Royalties, LLC

Northern Energy Company  
Missouri River Royalty Coporation  
Jane A. Ridge  
Sheri R. Weber, Life Estate

Remaindermen:  
Barbara Jane Weber Shimer  
Dian Maxine Weber Survance  
Donald J. Weber, Jr.  
David Kevin Weber  
Jed Paul Weber

Frank J. Bavendick  
Ann V. Vice, as Trustee for the Ann V. Vice Revocable Trust  
Ronald A. Ljunggren and Bette A. Ljunggren  
Ben R. Forsyth  
Martha Forsyth Thomas  
James Butler  
David Drasnin  
Virginia W. Forsyth  
Alice Arends Lindstrom  
Joy Davison  
Lamont B. Forsyth  
Otto William Eisenlohr and Mary Hill Eisenlohr, Trustees of the  
Eisenlohr 1980 Trust dated 11-17-80  
Sutton Family Revocable Trust dated 01-10-85, Keith P. Sutton,  
Trustee  
David T. Barton  
Ruth A. Vater  
Wirt C. Barton  
Bresco, Inc.  
Jane Ogilvie  
Grace Decker  
John Decker  
Paul Decker  
Dorothy Decker Sourwine  
Michael J. Wetzel

Aqua Purple Reef, LLC  
Betty Eileen Ferrel, Life Estate  
Remaindermen:  
Rikki P. Doyle  
Marcy P. Stacy  
Sherry D. Wilken  
Joe E. Harrison  
Margaret Leone Sutton Revocable Trust dated 04-10-93, Sara L.  
Sutton, Trustee  
Armstrong Minerals LLC  
Patrick Fadden Residuary Trust, Julie Fadden Langemo, Co-  
Trustee  
W. R. Everett  
Richard E. Haug  
Orlan K. Ervin  
Garth E. Ervin  
Modak Trust A, Wilbert Hoormann, Trustee  
Michelle M. Miller  
Dennis W. Yochim  
Blackstone Minerals Company, LP  
The Carter Investment Company  
Robert C. Simpson, Trustee of the Robert C. Simpson Living Trust  
dated  
04-15-99  
William G. Seal  
Dolores Coshow  
Walter Coshow, Jr.  
Roberta Quandt, Executor of the Estate of Rita H. Muma, deceased  
Ermine Howerton  
Wilma Bordenet  
Phyllis Schiminski  
Fred Howerton, Jr.  
Nancy Echeverria  
Linda Gray  
Helen E. Zeigler Trust U/W Robert Quandt, Trustee

TRACT 4

Township 145 North, Range 88 West

Section 12: NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$  less a 0.308 acre tract

SURFACE OWNERSHIP: The Coteau Properties Company

COAL OWNERSHIP: Eugene E. Keller and Helen E. Keller  
Albin E. Keller and Alvina Keller  
Hedwig K. Conrad and Dean Conrad  
Irene L. Bodine and Duane E. Bodine  
William D. Keller and Janice Keller  
Arthur L. Keller and Warrenette M. Keller  
Helen E. Parker and Robert V. Parker  
Donald Keller

Sharon Keller Stai  
Irene L. Keller  
Thomas Selby  
Marilyn L. Anseth  
David T. Barton  
Ruth A. Vater  
Wirt C. Barton  
Mary Sue Bruce  
Bresco, Inc.  
Chester C. Alexander  
Grace F. Arth Trust, Norbert J. Arth, Trustee  
Robert Nagel  
Edna C. Gegel  
Dorothy Molla Lineberger  
Lydia Gendrolius Waitukaitis  
Elsie M. Mueller  
Sandra Banks  
Amelia R. Clementz  
Jane Ogilvie  
Grace Decker  
John Decker  
Paul Decker  
Dorothy Decker Sourwine  
Elberta A. Trabert  
Northern Pacific Royalties, LLC  
Northern Energy Corporation  
Missouri River Energy Corporation  
Jane A. Ridge  
Sheri R.  
Weber, Life Estate  
Remaindermen:  
Barbara Jane Weber Shimer  
Dian Maxine Weber Survance  
Donald J. Weber, Jr.  
David Kevin Weber  
Jed Paul Weber  
Michael J. Wetzl  
Aqua Purple Reef, LLC  
Frank J. Bavendick  
Ann V. Vice, as Trustee for the Ann V. Vice Revocable Trust  
Betty Eileen Ferrel, Life Estate  
Remaindermen:  
Rikki P. Doyle  
Marcy P. Stacy  
Ronald A. Ljunggren and Bette A. Ljunggren  
Ben R. Forsyth  
Martha Forsyth Thomas  
Sherry D. Wilken

Joe E. Harrison  
Margaret Leone Sutton Revocable Trust dated 04-10-93, Sara L.  
Sutton, Trustee  
Armstrong Minerals LLC  
Patrick Fadden Residuary Trust, Julie Fadden Langemo, Co-  
Trustee  
W. R. Everett  
Richard E. Haug  
Orlan K. Ervin  
Garth E. Ervin  
Modak Trust A, Wilbert Hoormann, Trustee  
James Butler  
David Drasnin  
Michelle M. Miller  
Dennis W. Yochim  
Blackstone Minerals Company, LP  
The Carter Investment Company  
Robert C. Simpson, Trustee of the Robert C. Simpson Living Trust  
dated  
04-15-99  
William G. Seal  
Dolores Coshow  
Walter Coshow, Jr.  
Roberta Quandt, Executor of the Estate of Rita H. Muma, deceased  
Ermine Howerton  
Wilma Bordenet  
Phyllis Schiminski  
Fred Howerton, Jr.  
Nancy Echeverria  
Linda Gray  
Helen E. Zeigler Trust U/W, Robert Quandt, Trustee  
Virginia W. Forsyth  
Alice Arends Lindstrom  
Joy Davison  
Lamont B. Forsyth  
Otto William Eisenlohr and Mary Hill Eisenlohr, Trustees of the  
Eisenlohr  
1980 Trust dated 11-17-80  
Sutton Family Revocable Trust dated 01-10-85, Keith P. Sutton,  
Trustee

TRACT 5-A

Township 145 North, Range 88 West

Section 12: A 0.308 acre tract in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  described as follows:

Beginning at the southeast corner of said Section, marked by a 3/4" iron pin and cap bearing RLS #1242; thence N 00-58-09 E, 2,345.73 feet on the east line of said Section to the true point of beginning marked by a 3/4" iron pin and cap bearing RLS #1242; thence N 90-00-00 W, 173.45 feet to a 3/4" iron pin and cap bearing RLS #1242; thence N 00-00-00 E, 77.00 feet to a 3/4" iron pin and cap bearing RLS #1242; thence N 90-00-00E, 174.75 feet to the east line of said Section marked by a 3/4" iron pin and cap bearing RLS #1242; thence S 00-58-09 W, 77.01 feet on the east line of said Section to the true point of beginning.

SURFACE OWNERSHIP: Basin Electric Power Cooperative

COAL OWNERSHIP: Eugene E. Keller and Helen E. Keller

Albin E. Keller and Alvina Keller

Hedwig K. Conrad and Dean Conrad

Irene L. Bodine and Duane E. Bodine

William D. Keller and Janice Keller

Arthur L. Keller and Warrenette M. Keller

Helen E. Parker and Robert V. Parker

Donald Keller

Sharon Keller Stai

Irene L. Keller

Thomas Selby

Marilyn L. Anseth

David T. Barton

Ruth A. Vater

Wirt C. Barton

Mary Sue Bruce

Bresco, Inc.

Chester C. Alexander

Grace F. Arth Trust, Norbert J. Arth, Trustee

Robert Nagel

Edna C. Gegel

Dorothy Molla Lineberger

Lydia Gendrolius Waitukaitis

Elsie M. Mueller

Sandra Banks

Amelia R. Clementz

Jane Ogilvie

Grace Decker

John Decker

Paul Decker

Dorothy Decker Sourwine

Elberta A. Trabert

Northern Pacific Royalties, LLC

Northern Energy Corporation

Missouri River Royalty Corporation

Jane A. Ridge

Sheri R.

Weber, Life Estate  
Remaindermen:  
Barbara Jane Weber Shimer  
Dian Maxine Weber Survance  
Donald J. Weber, Jr.  
David Kevin Weber  
Jed Paul Weber  
Michael J. Wetzel  
Aqua Purple Reef, LLC  
Frank J. Bavendick  
Ann V. Vice, Trustee for the Ann V. Vice Revocable Trust  
Betty Eileen Ferrel, Life Estate  
Remaindermen:  
Rikki P. Doyle  
Marcy P. Stacy  
Ronald A. Ljunggren and Bette A. Ljunggren  
Ben R. Forsyth  
Martha Forsyth Thomas  
Sherry D. Wilken  
Joe E. Harrison  
Margaret Leone Sutton Revocable Trust dated 04-10-93, Sara L.  
Sutton, Trustee  
Armstrong Minerals LLC  
Patrick Fadden Residuary Trust, Julie Fadden Langemo, Co-  
Trustee  
W. R. Everett  
Richard E. Haug  
Orlan K. Ervin  
Garth E. Ervin  
Modak Trust A, Wilbert Hoormann, Trustee  
James Butler  
David Drasnin  
Michelle M. Miller  
Dennis W. Yochim  
Black Stone Minerals Company, LP  
The Carter Investment Company  
Robert C. Simpson, Trustee of the Robert C. Simpson Living Trust  
dated  
04-15-99  
William G. Seal  
Dolores Coshow  
Walter Coshow, Jr.  
Roberta Quandt, Executor of the Estate of Rita H. Muma, deceased  
Ermine Howerton  
Wilma Bordenet  
Phyllis Schiminski  
Fred Howerton, Jr.  
Nancy Echeverria

Linda Gray  
Helen E. Zeigler Trust U/W, Robert Quandt, Trustee  
Virginia W. Forsyth  
Alice Arends Lindstrom  
Joy Davison  
Lamont B. Forsyth  
Otto William Eisenlohr and Mary Hill Eisenlohr, Trustees of the

Eisenlohr

1980 Trust dated 11-17-80  
Sutton Family Revocable Trust  
dated 01-10-85

TRACT 10

Township 145 North, Range 87 West

Section 8: N $\frac{1}{2}$ NW $\frac{1}{4}$  less that portion of Sublot One in the NW $\frac{1}{4}$ , described as follows:  
Beginning at the N  $\frac{1}{4}$  corner of said Section, marked by an iron pin and cap bearing RLS# 1243;  
thence N 88-55-31 W, 1,123.43 feet on the north line of said Section to a set  $\frac{3}{4}$ " iron pin and cap  
bearing RLS# 1242; thence S 00-52-49 W, 110.71 feet to a set  $\frac{3}{4}$ " iron pin and cap bearing RLS#  
1242; thence S 31-42-34 E, 764.24 feet, to a set  $\frac{3}{4}$ " iron pin and cap bearing RLS# 1242; thence  
S 44-23-40 E, 118.61 feet, to a set  $\frac{3}{4}$ " iron pin and cap bearing RLS# 1242; thence S 37-42-53 E,  
161.20 feet, to a set  $\frac{3}{4}$ " iron pin and cap bearing RLS# 1242; thence S 20-58-38 E, 370.05 feet, to  
a set  $\frac{3}{4}$ " iron pin and cap bearing RLS# 1242; thence S 21-48-48 E, 416.80 feet, to a set  $\frac{3}{4}$ " iron  
pin bearing RLS# 1242; thence S 89-46-05 E, 228.40 feet, to a set  $\frac{3}{4}$ " iron pin bearing RLS#  
1242 on the north-south  $\frac{1}{4}$  line of said Section; thence N 00-52-49 E, 1,685.65 feet, on the north-  
south  $\frac{1}{4}$  line of said Section to the point of beginning, containing 25.6536 acres of land, insofar  
as that part of lying within the N $\frac{1}{2}$ NW $\frac{1}{4}$ .

SURFACE OWNERSHIP: The Coteau Properties Company

COAL OWNERSHIP: Albert L. Boeckel and Alice J. Boeckel Revocable Living Trust  
The Estate of Bertha Boeckel  
Gothilf J. Neubauer  
Loretta R. Hart  
Hilma R. Curtis  
Doris Beckman  
Perry P. Walker  
Danny L. Walker  
Berniece M. Winkler Scheid

TRACT 11

Township 145 North, Range 87 West

Section 8: N $\frac{1}{2}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$  less that portion of Sublot One in the NW $\frac{1}{4}$ , described as  
follows: Beginning at the N  $\frac{1}{4}$  corner of said Section, marked by an iron pin and cap bearing  
RLS# 1243; thence N 88-55-31 W, 1,123.43 feet on the north line of said Section to a set  $\frac{3}{4}$ " iron  
pin and cap bearing RLS# 1242; thence S 00-52-49 W, 110.71 feet to a set  $\frac{3}{4}$ " iron pin and cap  
bearing RLS# 1242; thence S 31-42-34 E, 764.24 feet, to a set  $\frac{3}{4}$ " iron pin and cap bearing RLS#  
1242; thence S 44-23-40 E, 118.61 feet, to a set  $\frac{3}{4}$ " iron pin and cap bearing RLS# 1242; thence  
S 37-42-53 E, 161.20 feet, to a set  $\frac{3}{4}$ " iron pin and cap bearing RLS# 1242; thence S 20-58-38 E,  
370.05 feet, to a set  $\frac{3}{4}$ " iron pin and cap bearing RLS# 1242; thence S 21-48-48 E, 416.80 feet, to  
a set  $\frac{3}{4}$ " iron pin bearing RLS# 1242; thence S 89-46-05 E, 228.40 feet, to a set  $\frac{3}{4}$ " iron pin

bearing RLS# 1242 on the north-south  $\frac{1}{4}$  line of said Section; thence N 00-52-49 E, 1,685.65 feet, on the north-south  $\frac{1}{4}$  line of said Section to the point of beginning, containing 25.6536 acres of land, insofar as that part of lying within the S $\frac{1}{2}$ NW $\frac{1}{4}$ .

SURFACE OWNERSHIP: The Coteau Properties Company

COAL OWNERSHIP: Carol Hafner Miller  
Jeanette Dobson and Richard S. Dobson  
John D. Sturgeon  
Katherine A. Miles

TRACT 12

Township 145 North, Range 87 West

Section 8: N $\frac{1}{2}$ SE $\frac{1}{4}$

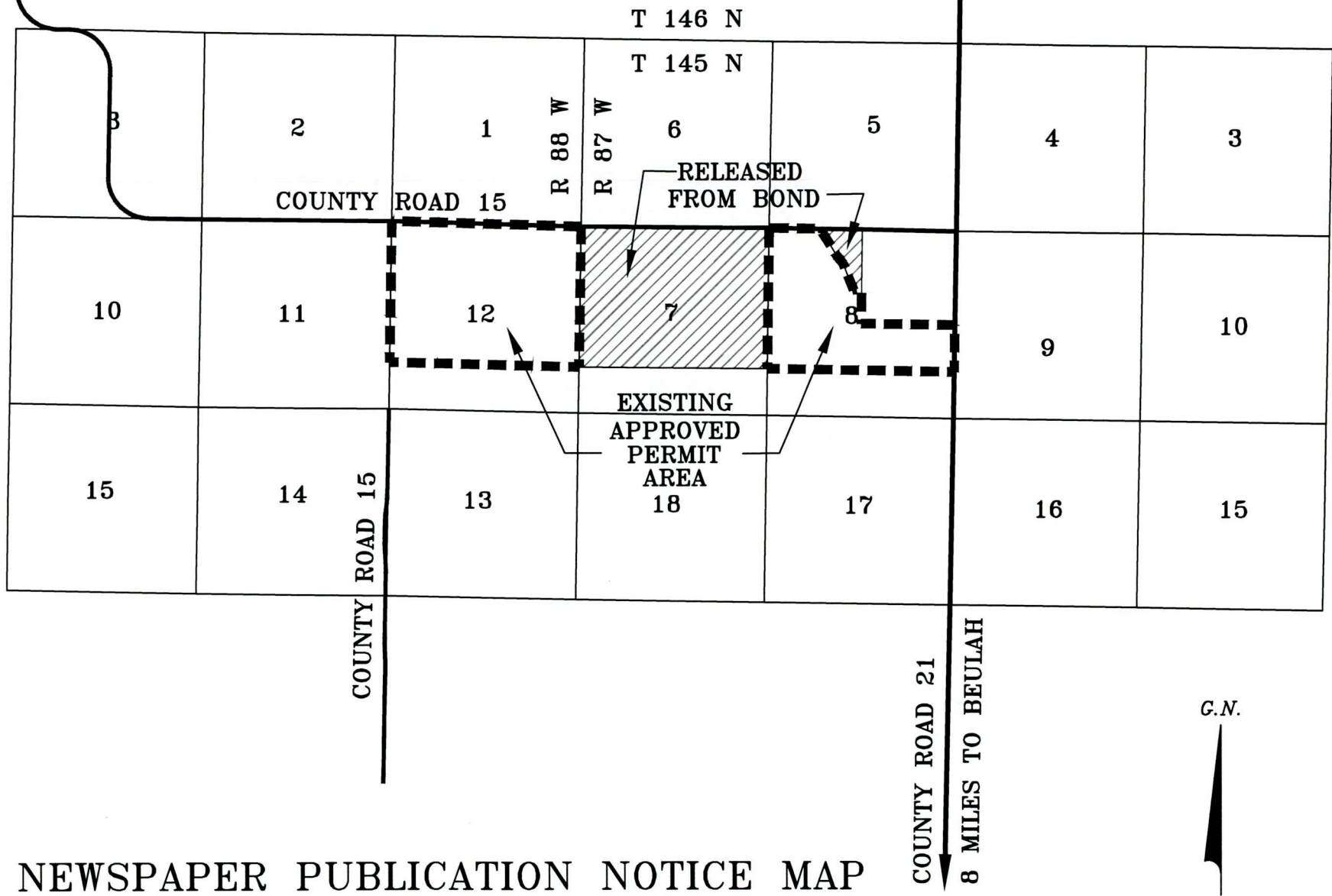
SURFACE OWNERSHIP: The Coteau Properties Company

COAL OWNERSHIP: Estate of Coleta Hoepfner

A copy of the Application for Renewal #6 of Permit NACT-8601 is available for public inspection at the office of the North Dakota Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota 58505-0480, and at the office of the County Auditor, Mercer County Courthouse, Stanton, North Dakota 58571.

Written comments, objections, or requests for an informal conference on the renewal may be submitted by any person with an interest that is or may be adversely affected, to the North Dakota Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota 58505-0480, within 30 days after the last publication of this notice. Any request for informal conference must be in writing to the Commission. The request must also state specifically the issues or objections that an affected party has regarding the renewal.

The Coteau Properties Company  
204 County Road 15  
Beulah, North Dakota 58523



NEWSPAPER PUBLICATION NOTICE MAP  
 PERMIT NACT-8601 RENEWAL 6