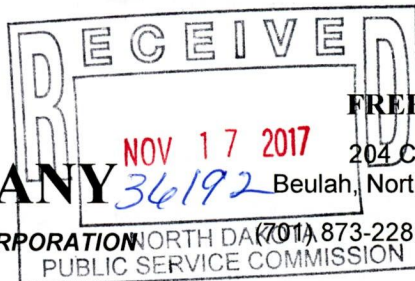


THE COTEAU PROPERTIES COMPANY

A SUBSIDIARY OF THE NORTH AMERICAN COAL CORPORATION



FREEDOM MINE

204 County Road 15
Beulah, North Dakota 58523-9475

(701) 873-2281 • Fax (701) 873-7226

November 16, 2017

Mr. Dean K. Moos
Director Reclamation Division
Public Service Commission
600 East Boulevard Avenue
Department 408
Bismarck, ND 58505-0480

Dear Mr. Moos:

Enclosed are three sets of materials for Revision 43 to Permit NACT-9501. This revision deletes 639.1571 acres of undisturbed acreage from the permit in Sections 23, 24, and 27, T146N, R88W, because it is no longer needed for mining activities. The acreage to be deleted has not been affected by surface coal mining and reclamation operations, and the deletion will have no effect on approved operation and reclamation plans. Also enclosed is the original application form.

If you have any questions, please contact this office.

Sincerely,

THE COTEAU PROPERTIES COMPANY

Sarah J. Flath
Environmental Manager

AJH
Enc.

cc: Shana Brost, Mercer County Auditor (w/enc.)



APPLICATION FOR REVISION TO DELETE UNDISTURBED ACREAGE FROM A PERMIT TO ENGAGE IN SURFACE COAL MINING AND RECLAMATION OPERATIONS
 PUBLIC SERVICE COMMISSION
 RECLAMATION DIVISION
 SFN 10574 (1-2004)

RECEIVED
 36192
 NOV 17 2017
 NORTH DAKOTA
 PUBLIC SERVICE COMMISSION

Name of Company, Corporation, Partnership, or Individual The Coteau Properties Company		Permit Number NACT-9501	
Address 204 County Road 15	City Beulah	State ND	Zip Code 58523

The above named hereby makes application for Revision Number 43 to delete the following undisturbed acreage from the above surface coal mining Permit Number in the State of North Dakota (attach a copy of a metes and bounds description if appropriate):

NAME OF MINE	ACRES	LOCATION			
		SEC.	TWP.	RANGE	COUNTY
Freedom Mine	319.1506	23	146	88	Mercer County
ADDRESS					
204 County Road 15	159.8687	24	146	88	Mercer County
Beulah, ND 58523	160.1378	27	146	88	Mercer County
TOTAL ACRES	639.1571				

Attached to this permit revision application is a narrative describing the proposed revision to delete undisturbed acreage from the permit, reasons for requesting the deletion, and how the deletion will affect the approved operation and reclamation plan with appropriate maps, cross-sections, revised mining and reclamation plans and other data that reflects the changes in the approved permit and which demonstrate compliance with Chapter 38-14.1 of the North Dakota Century Code, the rules promulgated thereunder, and the permit conditions of the approved permit.

Name of Official
Michael D. Berg

- I, the above named official of the permit revision applicant, certify that:
1. The acreage in the permit revision application has not been disturbed by surface coal mining and reclamation operations; and
 2. Information and documentation contained in the permit revision application affirmatively demonstrate that the permit revision application is accurate and complete and all the requirements of Chapter 38-14.1 of the North Dakota Century Code and of the rules promulgated thereunder have been compiled with.

Signature of Official 	Title Mining Engineer
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VERIFICATION

Name
Sarah J. Flath

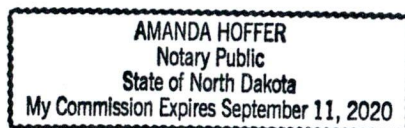
I, the above named, being first and duly sworn, verify that the information contained in the Permit Revision Application is true and correct to the best of my knowledge and belief.

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

Subscribed and Sworn before me, this 16th day of November, 2017.

(SEAL)



Notary Public

My Commission Expires: _____

Metes and Bounds Description of Undisturbed Acreage to be Deleted

A tract of land being the east 1/2 of Section 23, T146N, R88W, 5th P.M., Mercer County, North Dakota, described as follows:

Beginning at the north 1/4 corner of said Section; thence

S 89-03-04 E, 2,636.58 feet to the northeast corner of said Section; thence S 01-11-37 W, 2,640.32 feet to the east 1/4 corner of said Section; thence S 01-11-39 W, 2,640.30 feet to the southeast corner of said Section; thence N 89-00-43 W, 2,629.72 feet to the south 1/4 corner of said Section; thence N 01-07-10 E, 2,639.46 feet to the center 1/4 corner of said Section; thence N 01-07-10 E, 2,639.32 feet to the point of beginning.

Said tract contain 319.1506 acres as shown on this plat.

All bearings and distances are based on the North Dakota State Plane Coordinate System, South Zone, 1927 N. A. D.

A tract of land being the southwest ¼ of Section 24, T146N, R88W, 5th P.M., Mercer County, North Dakota, described as follows:

Beginning at the west ¼ corner of said Section; thence S 89-02-33 E, 2,634.54 feet to the center ¼ corner of said Section; thence S 01-04-55 W, 2,641.14 feet to the south ¼ corner of said Section; thence N 89-01-26 W, 2,639.72 feet to the southwest corner of said Section; thence N 01-11-39 E, 2,640.30 feet to the point of beginning.

Said tract contains 159.8687 acres as shown on this plat.

All bearings and distances are based on the North Dakota State Plane Coordinate System, South Zone, 1927 N. A. D.

A tract of land being the northwest 1/4 of Section 27, T146N, R88W, 5th P.M., Mercer County, North Dakota, described as follows:

Beginning at the northwest corner of said Section; thence

S 88-50-49 E, 2,642.40 feet to the north 1/4 corner of said Section; thence S 01-01-44 W, 2,640.34 feet to the center 1/4 corner of said Section; thence N 88-51-13 W, 2,641.16 feet to the west 1/4 corner of said Section; thence N 01-00-07 E, 2,640.66 feet to the point of beginning.

Said tract contains 160.1378 acres as shown on this plat.

All bearings and distances are based on the North Dakota State Plane Coordinate System, South Zone, 1927 N. A. D.

Description of Revision

This revision updates introductory information, legal information, identification of interests and rights of entry, operations- general, operations- surface water management, and postmining land use and revegetation to show the deletion of 639.1571 acres of undisturbed acreage from the permit in Sections 23, 24 and 27, T146N, and R88W in Mercer County, because it is not needed for mining operations.

The acreage to be deleted has not been affected by surface coal mining and reclamation operations, and the deletion will have no effect on approved operation and reclamation plans.