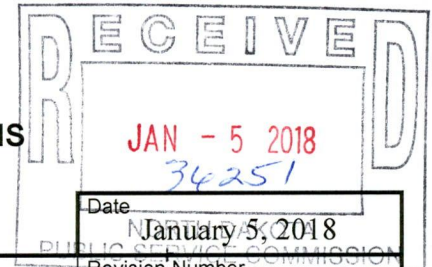




**APPLICATION FOR REVISION OF PERMIT TO ENGAGE IN
SURFACE COAL MINING AND RECLAMATION OPERATIONS**
PUBLIC SERVICE COMMISSION
RECLAMATION DIVISION
SFN 10562 (1-2004)



Name of Company, Corporation, Partnership, or Individual The Falkirk Mining Company	Permit Number NAFK-8405	Date January 5, 2018	
Address 2801 1st Street SW	City Underwood	Revision Number 38	State ND
		Zip Code 58576	

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.)

This revision adds 1680.1 acres to the existing Permit to facilitate the continuation of mining in the northern portion of the Permit Area. All introductory, legal, financial, compliance information, environmental, operations and reclamation sections have been revised. The stand-alone Ground Water Hydrology and Reclamation Bond/Cost sections have also been updated with this revision. In addition, a Federal Coal Lease was awarded to Falkirk in the 4th quarter of 2017 to facilitate mining in the NE ¼ of Section 10, T146N, R82W. The lease will be finalized and effective in January of 2018.

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
Falkirk Mine	1,680.1	3,4,5,8, 9, & 10	146N	82W	McLean
ADDRESS					
Underwood, ND 58576					
TOTAL ACRES	1,680.1				

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 \$ 16,801.00, is included with the revision application.

Name of Official Authorized to Represent the Applicant
Jason Frye, Environmental Specialist

- 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;



FALKIRK MINE

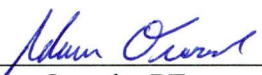
December 27, 2017

To the Reviewing Agency:

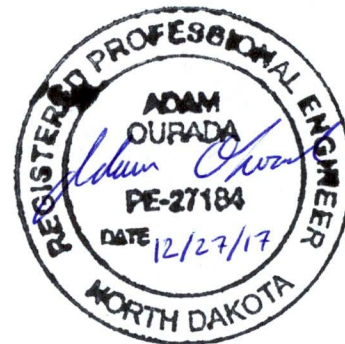
I have reviewed and hereby certify the information and design drawings for primary roads that are contained within the transportation operations plan for the Falkirk Mine, which were prepared by myself, or under my direction, for the purpose of filing Revision 38 to the East Permit (NAFK-8405). I further certify that the primary road plans meet the requirements of Article 69-05.2 of the North Dakota Administrative Code and were developed using current and prudent engineering practices and procedures and the applicable design requirements established by the North Dakota Public Service Commission.

Sincerely,

THE FALKIRK MINING COMPANY



Adam Ourada, PE
Civil Engineer
ND Registration No. PE-27184



ADO