

# 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

September 6, 2018

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

Dear Mr. Moos:

The Coteau Properties Company (Coteau) is requesting a variance from the ten-year liability period for a tract of land including portions of Sections 1, 2, and 3, T145N, R88W. This tract will be known as Final Bond Release #1 to Permit NACT-9001. The bond release boundary is shown on the enclosed *Revegetation Map*.

The areas that require a variance from the ten-year liability period were associated with sedimentation ponds removed in 2011—S-I02-01, P-I02-02, and P-I03-01—as well as a segment of haulroad, which was revegetated in 2014. Revegetation dates for the entire tract are also depicted on the enclosed *Revegetation Map*. Excluding the variance areas, the last revegetation initiation date was 2007 thereby extending the liability period to 2017.

A post-mining topographic map is also enclosed. The locations of reclaimed sedimentation ponds are shown on this map. Of the approximately 1,425 acres within the bond release tract, approximately 312 acres would require a variance from the revegetation liability period. Approximately 250 of those acres resulted from sedimentation pond removal with the remaining 62 acres from a segment of haulroad.

The variance areas are located on both native grassland and cropland. Sections 1 and 2 are owned by Coteau, while Section 3 is owned jointly by E. Wayne and Margo Eisenbeis. Data was collected across all variance areas and will be presented in the final bond release package. Reclamation of these areas provided at least equal protection to the environment and public health and safety.

If you have any questions, please contact me.

Sincerely,

THE COTEAU PROPERTIES COMPANY

/s/

Kayla Torgerson  
Environmental Specialist

KBT  
Enc.

DELETED FROM REVISION

T-0201

NACT-9501

T 146 N

NACT-9001

T 145 N

UNRECLAIMED RADIO TOWER

T145N R88W  
3

NOT IN PERMIT

T145N R87W  
6

NOT IN PERMIT

BASIN ELECTRIC

ASU PERMIT AREA

T145N R88W  
10

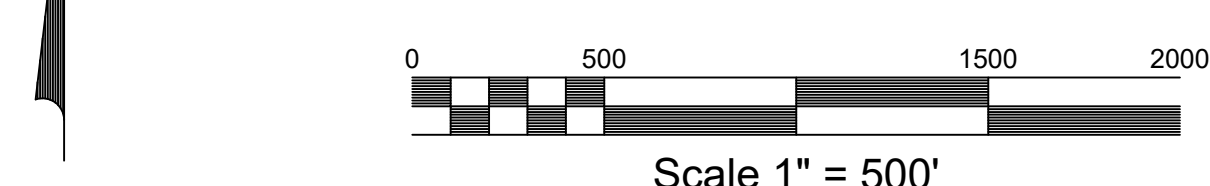
T145N R88W  
11

T145N R88W  
12

NACT-8601

NACT-8102

- PERMIT BOUNDARY
- NACT-9001 PERMIT IDENTIFICATION
- BOND RELEASE BOUNDARY
- SECTION LINE-SURVEYED LOCATION
- R-2012 REVEGETATION YEAR



G.N.  
 O:\E-Permits\Bond Release\Drawings\NACT-9001\FBR-1\Variance\Revegetation Map.dwg  
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9			
8			
7			
6			
5			
4			
3			
2			
1			
0	KBT	KBT	09/05/18
	NO.	BY	APP'D DATE
	DRAWING UPDATES		

**COTEAU** FREEDOM MINE  
 BEULAH, ND 58523

REVEGETATION MAP  
 VARIANCE REQUEST  
 FBR #1 TO NACT-9001

SCALE: 1"=500'  
 PROJECT: FBR #1 TO NACT-9001 REVISION: N/A

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REVISION 40

NACT-9501

T 146 N

T 145 N

NACT-9001

R 88 W

R 87 W

01

T145N  
R88W

3

NOT  
IN  
PERMIT

P-102-02  
(REMOVED IN 2011)

T145N  
R88W

2

T145N  
R88W

1

T145N  
R87W

6

NOT  
IN  
PERMIT

S-102-01  
(REMOVED IN 2011)

NACT

T145N  
R88W

10

T145N  
R88W

11

T145N  
R88W

12

NACT-8601

	PERMIT BOUNDARY
	PERMIT IDENTIFICATION
	BOND RELEASE BOUNDARY
	SECTION LINE-SURVEYED LOCATION
	TOPOGRAPHIC CONTOUR
	SEDIMENTATION POND (RECLAIMED)

C.N.

Scale 1" = 500'

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2			
1			
0	KBT	KBT	09/05/18
	NO.	BY	APP'D DATE
	DRAWING UPDATES		

**COTEAU** FREEDOM MINE  
BEULAH, ND 58523

TOPOGRAPHIC MAP  
VARIANCE REQUEST  
FBR #1 TO NACT-9001

SCALE: 1"=500'  
PROJECT: FBR #1 TO NACT-9001 REVISION: N/A