

**PUBLIC SERVICE COMMISSION**  
Reclamation Division  
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Memorandum

**TO:** Commissioners Kroshus, Fedorchak and Christmann  
Steve Kahl, Interim Executive Secretary  
Illona Jeffcoat-Sacco, John Schuh

**FROM:** *DKM* *ZAB* *PR*  
Dean Moos, Zanna Brinkman and Preston Ripplinger

**DATE:** May 22, 2019

**SUBJECT:** Application for Revision No. 39 to Permit No. NAFK-8705 held by The Falkirk Mining Company, Case No. RC-19-39

On January 28, 2019, The Falkirk Mining Company (Falkirk) filed the application for Revision No. 39 to Surface Coal Mining Permit NAFK-8705. Revision No. 39 updates the legal and financial, business and compliance information, identification of interest and rights of entry, fish and wildlife resources, operations and reclamation plans for the next permit term. The Reclamation Division has completed its review of this revision application and respectfully recommends that it be approved.

Revision No. 39 has no plans for coal removal in the permit during the next five-year permit term. Falkirk applied for this revision and the corresponding Renewal No. 6 to this permit since mining is scheduled to resume in 2031 as shown on the extended mining plan map in the permit, and this permit area is used to support mining in other permit areas. Falkirk's shop/office complex, coal handling facilities and portions of the main haulroads are all located within this permit.

Revision No. 39 was deemed a significant revision to Permit No. NAFK-8705 and was subject to the public notice requirements. Falkirk submitted affidavits of publication of the required newspaper notices. We notified the appropriate agencies and the affected landowners. We received no objections to this revision application.

The existing performance bond amount of \$88,700,000 is sufficient to cover the estimated worst-case reclamation costs in the consolidated bond area that includes this permit and others at the Falkirk Mine.

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

Attachments

Minedata/Falkirk/Permits/NAFK-8705/Revisions/No.39/Rev39\_apprvl\_memo\_5-22-19

3

**RC-19-39**  
**Memorandum**

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Pages: 1

Public Service Commission