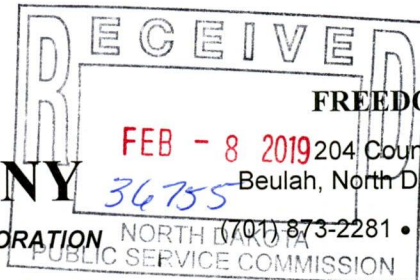


THE COTEAU PROPERTIES COMPANY

A SUBSIDIARY OF THE NORTH AMERICAN COAL CORPORATION



FREEDOM MINE

FEB - 8 2019 204 County Road 15
Beulah, North Dakota 58523-9475

(701) 873-2281 • Fax (701) 873-7226

February 7, 2019

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 copies of Revision 23/Renewal 7 to Permit NACT-8401, the original revision and renewal application forms, newspaper publication and newspaper publication map, and the updated permit index. Responses below refer to deficiencies in your November 21, 2018, letter:

Section 1.2 – Identification of Interests and Rights of Entry

1. Please update the permit area surface ownership in Section 1.2.1 as required by NDCC 38-14.1-14(1)(c)(2) and make the corresponding updates to the Surface and Coal Ownership Map of Section 1.2.3 if any changes have occurred since the most recent update with Revision 22. (WTG/GAW)

Page 1 of Section 1.2 has been updated to reflect the current revision number. No tracts were updated in Section 1.2.1.

2. Please update the adjacent surface ownership in Section 1.2.2 as required by NDAC 69-05.2-06-01(1)(a) and make the corresponding updates to the Surface and Coal Ownership Map of Section 1.2.3 if any changes have occurred since the most recent update with Revision 22. (WTG/GAW)

The surface and coal ownerships were updated to reflect current ownership and leasehold information.

Section B – Business Entity/Compliance Information

3. Please provide an updated Consolidated Legal Information Report referenced in the NACT-8401 permit index if there are any changes to ownership and control information, the list of current or previous coal mining permits held during the past five years, or the schedule of violation notices in the past three years since the most recent consolidated report dated October 17, 2018. (WTG)

The updated Consolidated Legal Information Report was provided to your office by Ms. Belinda Coleman on January 31, 2019 via FedEx.

Mr. Dean K. Moos

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4. Please update Section B-1 - Other Licenses and Permits as required by NDAC 69-05.2-06-04 if there are any changes to the listing since the most recent update with Revision 22. (WTG/GAW)

Section B-1 was revised as requested.

Section C – Environmental Resource Information

5. Please update Section C-1 - Extended Mining Plan Map as required by NDAC 69-05.2-07-03 to reflect any changes to the map since the most recent update with Revision 22. (WTG)

Section C-1 has been updated to include 2018 coal removal and additional changes to the extended mining plan.

Section D – Operation Plans

6. Please update Section 3.1, Operations Plan, including Sections 3.1.3, Coal Production Schedule, and 3.1.4, List of Major Equipment. (JSP)

Section 3.1 was revised as requested.

Additionally, the Certificate of Liability Insurance, Endorsements, and transparency and disclosure documents were provided to your office by Mr. Chris Chastain on January 25, 2019.

If you have any questions, please contact me.

Sincerely,

THE COTEAU PROPERTIES COMPANY



Sarah J. Flath
Environmental Manager

AJH
Enc.