

**PUBLIC SERVICE COMMISSION
Reclamation Division**

Memorandum

TO: Commissioners Kroshus, Fedorchak and Christmann
Steve Kahl, Executive Secretary
John Schuh, General Counsel

FROM: *DKM* Dean Moos, *ZAB* Zanna Brinkman and *BB* Bruce Beechie

DATE: October 18, 2019

SUBJECT: Application for Renewal No. 1 to Permit No. NACC-1302 held by The Coyote Creek Mining Company, Case No. RC-19-189

On May 22, 2019, The Coyote Creek Mining Company filed the application for Renewal No. 1 to Permit No. NACC-1302 to continue to conduct mining operations within the existing permit area until October 21, 2024. Permit No. NACC-1302 covers all or portions of Sections 6 and 7, T142N, R88W; Sections 1, 2, 3, 11 and 12, T142N, R89W; Sections 7, 8, 9, 10, 18, 19, 30 and 31, T143N, R88W; and Sections 23, 24, 25, 26, 27, 34, 35 and 36, T143N, R89W in Mercer County, totaling approximately 8,443.616 acres. The Reclamation Division has completed its review of this five-year permit renewal and respectfully recommends that it be approved.

Coyote Creek Mining Company has applied for this five-year renewal because coal removal operations will continue for many years in this permit area. Mining and reclamation plans and other information were updated for the next permit term as part of Revision No. 9 that was submitted with the renewal application.

Coteau has submitted the affidavits of publication of the newspaper notice. We notified the appropriate agencies, affected landowners and the advisory committee members. We received a request for informal conference on the renewal application from landowners Casey and Julie Voigt and that conference was held on October 8, 2019. The Hearing Officer issued the Informal Conference Findings and Recommended Order on October 18, 2019 ruling that the permit renewal be granted. Evidence of adequate performance bond and liability insurance are currently on file. A surety bond in the amount of \$23,300,000 covers this permit.

A map showing the location of this permit area is attached. Also attached for your consideration are the proposed motion and renewal approval forms.

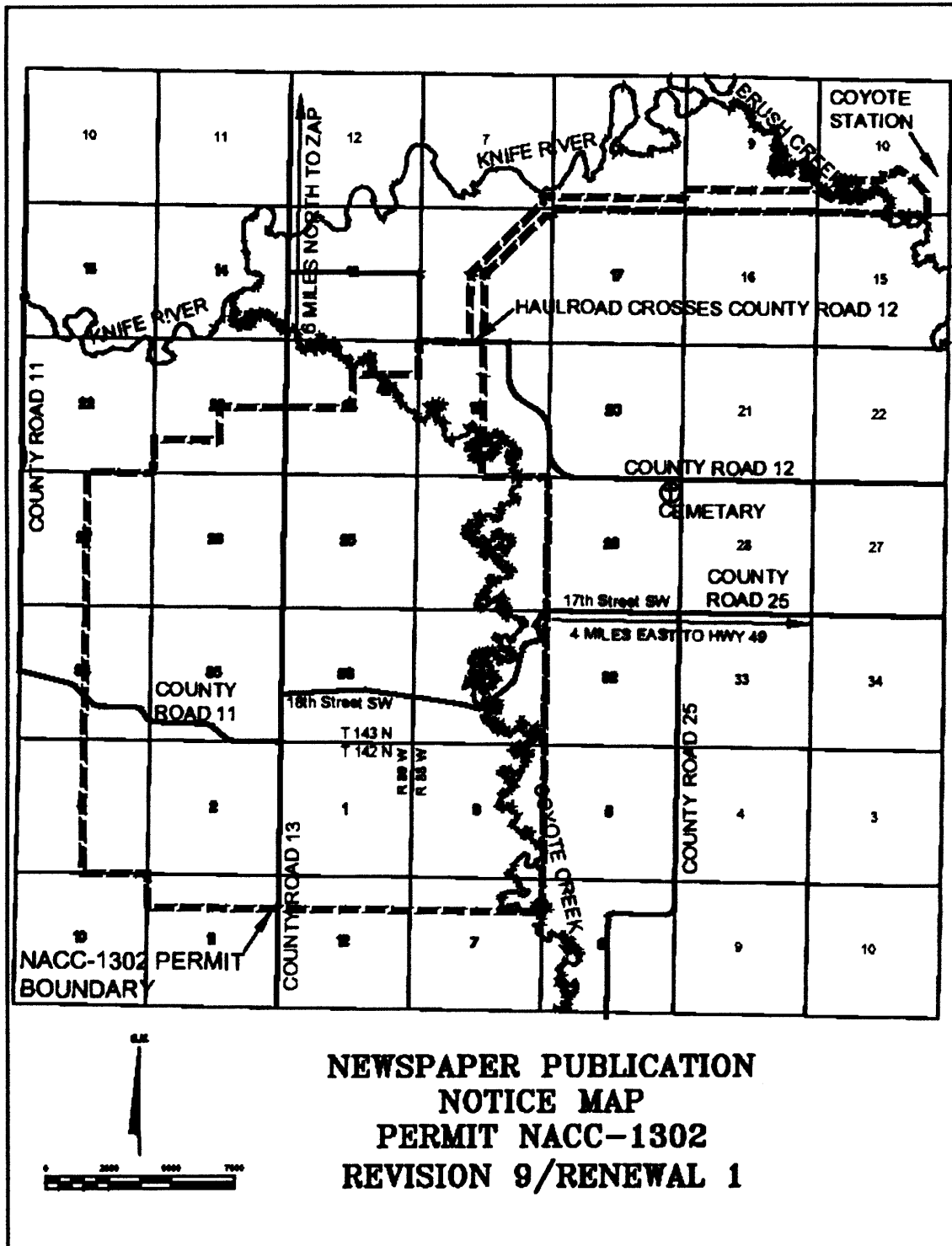
Minedata/CoyoteCreek/Permits/NACC-1302/Revisions/No.9No.1/Ren1_apprvl_memo_10-18-19

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Public Service Commission Staff

Dean Moos, Zanna Brinkman, Bruce Beechie

NACC-1302 Permit Area Map



**NEWSPAPER PUBLICATION
NOTICE MAP
PERMIT NACC-1302
REVISION 9/RENEWAL 1**