

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Coteau Properties Company**  
**Revision No. 42, Permit NACT-0401**  
**Renewal No. 3, Permit NACT-0401**  
**Application**

**Case No. RC-20-157**  
**Case No. RC-20-158**

**NOTICE OF RECEIPT OF RENEWAL AND REVISION APPLICATIONS**

**June 10, 2020**

The Coteau Properties Company has filed applications to renew and revise Surface Coal Mining Permit No. NACT-0401 covering lands located in:

**All or portions of Sections 4 and 9 of T145N, R87W, and Sections 21, 22, 23, 25, 26, 27, 28, 33, 34, 35, and 36 of T146N, R87W, Mercer County, North Dakota, containing 6,070.27 acres.**

The five-year permit renewal will allow Coteau to continue operations within the existing permit area until September 26, 2025. The revision application identifies the coal removal subareas that will be mined during the next five-year permit term. The revision also updates introductory information, legal information, business entity/compliance information, identification of interests and rights of entry, fish and wildlife resources, operations plans, surface water management, post-mining land use plans, and revegetation procedures, establishment, and management for Renewal No. 3 of the permit. A request for variance from the contemporaneous reclamation requirements for 309 acres is included in the revision and is shown in the permit.

Due to the COVID-19 pandemic, copies of the renewal and revision applications will not be available for inspection at the Public Service Commission, State Capitol, Bismarck, ND, or the Mercer County Auditor's Office, County Courthouse, Stanton, ND. Those wishing to inspect the renewal or revision applications, may request a copy by contacting the Public Service Commission at (701) 328-2400 or [ndpsc@nd.gov](mailto:ndpsc@nd.gov) or by sending a written request to: Public Service Commission, 600 East Boulevard Avenue, Dept. 408, Bismarck, North Dakota 58505-0480 within 30 days after the last publication of this notice. Copies may also be request by contacting the Mercer County Auditor's Office at (701) 745-3793.

You may submit written comments or objections on the proposed permit revision and renewal and its effects on the environment and on surface owners of the land in the permit area. You may request an informal conference with the Commission and the applicant on the renewal and revision applications. The reasons for requesting an

informal conference must be stated in the request. Written comments, objections, or requests for an informal conference must be made by August 3, 2020.

If there is an informal conference, you may request a formal administrative hearing on the Commission ruling on the application. Your request for a formal hearing must be made within thirty days of the Commission ruling on the application.

Written comments, objections, or requests for informal conferences should be addressed to the Public Service Commission, 600 East Boulevard Ave, Dept. 408, Bismarck, North Dakota 58505-0480. For more information you may contact the Public Service Commission at 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY.

**PUBLIC SERVICE COMMISSION**



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**Julie Fedorchak**  
Commissioner



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**Brian Kroshus**  
Chairman



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**Randy Christmann**  
Commissioner

**Mailing list for Notice of Revision No. 42 and Renewal No. 3 Applications for Permit  
NACT-0401**

**Regular Mail to local (Mercer County), state and federal agency list for the Freedom Mine  
and Advisory Committee Members - regular first class mail w/ mailing affidavit**

**CERTIFIED MAIL:**

**Surface Owners**

Galster Family Legacy, LLLP  
5680 County 26  
Beulah, ND 58523-9104

Raymond D. Mattheis and Leona Mattheis  
170 55th Ave. NW  
Hazen, ND 58545-9447