

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Coteau Properties Company  
Revision 34, Permit NACT-8203  
Application

Case No. RC-21-108

**REVISION OF PERMIT TO ENGAGE IN  
SURFACE COAL MINING AND RECLAMATION OPERATIONS**

September 22, 2021

Based on the application for **Revision Number 34 to Permit Number NACT-8203 received March 3, 2021**, and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

1. The revision application received on March 3, 2021 is complete and accurate and the applicant has complied with the requirements of Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code; and,
2. Permit No. NACT-8203 is effectively terminated with the deletion of 1,155.3680 acres; however, the acres affected by mining activities within the permit area remain subject to the applicable mining and reclamation standards and approved plans in Permit No. NACT-1801.

**Revision Number 34 to Permit Number NACT-8203 is hereby granted to the Coteau Properties Company to delete 1,155.3680 acres in portions of Sections 7, 8, 17, 18, and 20, T145N, R87W, Mercer County, from this permit and to transfer all reclamation liabilities on this acreage to Permit No. NACT-1801 for the Freedom Mine.**

The approved revision is subject to the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, the conditions of the approved permit, and any additional or revised permit conditions listed on attached PSC Reclamation Form - 3. Pursuant to Section 38-14.1-23 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, this revision was found to be a significant alteration to the previously approved permit.

**LOCATION**

<b>Mine</b>	<b>Address</b>	<b>Acres</b>	<b>Sections</b>	<b>Twp.</b>	<b>Range</b>	<b>County</b>
Freedom	Beulah, ND	-1,155.3680	7, 8, 17, 18, and 20	145N	87W	Mercer

**-1,155.3680 acres - Total Area Deleted**

PUBLIC SERVICE COMMISSION

  
Randy Christmann  
Commissioner

  
Julie Fedorchak  
Chair

  
Brian Kroshus  
Commissioner

**Permit No. NACT-8203 Revision No. 34 Metes and Bounds of Deleted Acres:**

An area of land located in T145N, R87W, 5TH P.M., Mercer County, North Dakota described as follows:

Beginning at the northwest corner of Section 18, T145N, R87W, of the 5th P.M.; thence bearing S 00°57'07"W a distance of 900.00 feet, on the west line of said Section; thence bearing N 89°59'44"E a distance of 817.00 feet; thence bearing S 45°00'18"E a distance of 2521.20 feet, to the center 1/4 corner of said Section; thence bearing S 72°05'41"E a distance of 2760.19 feet, to the east line of said Section; thence bearing S 00°50'52"W a distance of 1820.00 feet, to the southeast corner of said Section; thence bearing S 01°12'45"W a distance of 2629.70 feet, on the east line to the west 1/4 corner of Section 20, T145N, R87W, 5TH P.M.; thence bearing S 88°58'10"E a distance of 2627.37 feet, to the center 1/4 corner of said Section; thence bearing N 01°05'13"E a distance of 2634.22 feet, to the north 1/4 corner of said Section; thence bearing S 89°04'11"E a distance of 2621.73 feet, to the northeast corner of said Section; thence bearing N 01°08'04"E a distance of 2630.73 feet, to the east 1/4 corner of Section 17, T145N, R87W, 5TH P.M.; thence bearing N 01°08'14"E a distance of 1318.67 feet, to the north 1/16 corner of said Section; thence bearing N 89°00'08"W a distance of 2631.81 feet, to the center-north 1/16 corner of said Section; thence bearing N 00°59'20"E a distance of 1324.09 feet, to the north 1/4 corner of said Section; thence bearing N 00°52'55"E a distance of 1314.81 feet, to the center-south 1/16 corner of Section 8, T145N, R87W of the 5TH P.M.; thence bearing N 88°54'17"W a distance of 2635.17 feet, to the south 1/16 corner of said Section; thence bearing N 89°24'28"W a distance of 2630.98 feet, to the center 1/4 corner of Section 7, T145N, R87W, 5TH P.M.; thence bearing S 00°54'36"W a distance of 1074.14 feet, on the north-south 1/4 line of said Section; thence bearing S 89°59'35"W a distance of 607.98 feet; thence bearing S 77°57'15"W a distance of 1022.74 feet ,to the south line of said Section; thence bearing N 89°16'39"W a distance of 1026.40 feet ,on the south line of said Section to the point of beginning.

Said tract having an area of 1,155.3680 acres of land.

Freedom Mine\Permits\NACT - 8203\Revisions\Rev. 34\Rev34\_apprvl\_award\_9-22-21