



Public Service Commission

State of North Dakota

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May 7, 2021

Sarah J. Flath
Environmental Manager
Coteau Properties Company
204 County Road 15
Beulah, ND 58523-9475
sarah.flath@nacoal.com

Dear Ms. Flath:

The Reclamation Division has conducted an initial review of the application submitted March 3, 2021 for Revision No. 24 to Permit NACT-8401 at the Freedom Mine. Revision No. 24 proposes to delete the entire NACT-8401 permit acreage and transfer the reclamation liability to Permit NACT-1801. Permit NACT-1801 was approved on February 17, 2021 and consolidates Permit NACT-8401 and four other permits used to support mining activities in coal producing permits at the Freedom Mine. This revision has been determined to be an insignificant modification of the mining and reclamation plans in the permit. The following items must be adequately addressed before the Reclamation Division will recommend Commission action on the Revision No. 24 application.

Application for Revision of Permit to Engage in Surface Coal Mining and Reclamation Operations SFN 10562 and Attachment 1

1. Please revise page 1 of the application form to list the permit acreage being deleted with Revision No. 24 and add a revised application date header on page 1. Coteau's permit acreage calculation is not in question but the permit acreage remaining in the Commission's records (159.488) must be entered on the application form to delete the permit acreage. Please also revise Attachment 1 to describe deleting 159.488 acres. (JAR/WTG)
2. Please revise Attachment 1 to add the metes and bounds description for the deletion area listed on Section A-2 (Area to be Deleted from Permit NACT-8401 Map). A metes and bounds description for the deletion area is required for our revision approval award form. (JAR/WTG)

Section A-1 – Application Form

3. Please revise page 1 of Section A-1 to list the permit acreage being deleted with Revision No. 24 and add a revised application date header on page 1. Coteau's permit acreage calculation is not in question but the permit acreage remaining in the Commission's records (159.488) must be

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entered on page 1 of Section A-1 to delete the permit acreage. Please also revise page 3 of Section A-1 to describe deleting 159.488 acres. (JAR/WTG)

4. Please revise page 3 of Section A-1 to add the metes and bounds description for the deletion area listed on Section A-2 (Area to be Deleted from Permit NACT-8401 Map). A metes and bounds description for the deletion area is required for our revision approval award form. (JAR/WTG)

Please contact us with any questions.

Sincerely,



Dean K. Moos
Director
Reclamation Division

cc via email only: Amanda Hoffer (amanda.hoffer@nacoal.com)
 Kayla Torgerson (Kayla.Torgerson@nacoal.com)