

STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

**Coteau Properties Company
Revision 34, Permit NACT-8503
Application**

Case No. RC-21-110

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

August 4, 2021

Based on the application for **Revision Number 34 to Permit Number NACT-8503 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-8503 is effectively terminated with the deletion of 1,831.9715 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-8503 is hereby granted to the Coteau Properties Company to delete 1,831.9715 acres in portions or all of Sections 19, 20, 29, and 30, T145N, R87W, and Section 24, T145N, R88W, 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

Mine	Address	Acres	Sections	Twp.	Range	County
Freedom	Beulah, ND	-1,831.2801	19, 20, 29, and 30	145N	87W	Mercer
		-0.6914	24	145N	88W	Mercer

-1,831.9715 acres - Total Area Deleted

PUBLIC SERVICE COMMISSION



Randy Christmann
Commissioner



Julie Fedorchak
Chair



Brian Kroshus
Commissioner

Permit No. NACT-8503 Revision No. 34 Metes and Bounds of Deleted Acres:

A tract of land located in T145N, R87W, and T145N, R88W, 5th P.M., Mercer County, North Dakota, having all bearings and distances based on the North Dakota State Plane Coordinate System, South Zone, 1927 N. A. D. All bound calls supersede any metes within this description.

Described as follows:

Beginning at the southeast corner of Section 29, T145N R87W; thence N 88°52'43" W a distance of 2632.18', to the south 1/4 corner of said Section 29; thence N 89°01'50" W a distance of 2628.71', to the southwest corner of said Section 29; thence N 89°02'11" W a distance of 2635.70', to the south 1/4 corner of Section 30, T145N, R87W; thence N 89°02'09" W a distance of 1317.86', to the southeast corner of Government Lot 4 of said Section 30; thence N 00°49'39" E a distance of 1317.22', to the northeast corner of Government Lot 4 of said Section 30; thence N 00°49'39" E a distance of 223.76', on the east line of Government lot 3 of said Section 30; thence N 18°04'10" W a distance of 386.22'; thence S 71°55'50" W a distance of 350.00'; thence N 18°04'10" W a distance of 350.00'; thence N 71°55'50" E a distance of 350.00'; thence N 18°04'10" W a distance of 2518.87'; thence N 89°01'53" W a distance of 156.85'; thence N 00°58'07" E a distance of 151.17'; thence N 89°01'53" W a distance of 98.11', to the west line of said Section 30; thence N 00°58'07" E a distance of 500.00', to the northwest corner of said Section 30; thence N 00°57'57" E a distance of 294.19', on the east line of the southeast 1/4 of Section 24, T145N, R88W; thence N 26°08'08" W a distance of 368.23'; thence N 80°24'07" E a distance of 170.64', to the east line of the southeast 1/4 of Section 24, T145N, R88W; thence N 00°57'57" E a distance of 1968.18', to the west 1/4 corner of Section 19, T145N, R87W; thence S 89°17'39" E a distance of 1308.22', to the northeast corner of Government Lot 3 of said Section 19; thence S 00°58'43" W a distance of 218.99', on the east line of Government Lot 3 of said Section 19; thence N 90°00'00" W a distance of 1096.12'; thence S 00°00'00" W a distance of 1957.78'; thence S 17°48'50" E a distance of 456.66', to the south line of the southwest 1/4 of said Section 19; thence S 89°02'41" E a distance of 2229.60', to the south 1/4 corner of said Section 19; thence N 01°01'13" E a distance of 2632.88', to the center 1/4 corner of said Section 19; thence S 89°17'39" E a distance of 2637.26', to the east 1/4 corner of said Section 19; thence S 88°58'10" E a distance of 2627.37', to the center 1/4 corner of Section 20, T145N, R87W; thence N 01°05'13" E a distance of 2634.22, to the north 1/4 corner of said Section 20; thence S 89°04'11" E a distance of 2621.73', to the northeast corner of said Section 20; thence S 01°02'28" W a distance of 2638.79', to the east 1/4 corner of said Section 20; thence S 00°53'20" W a distance of 2638.78, to the southeast corner of said Section 20, thence S 00°45'58" W a distance of 2638.60', to the east 1/4 corner of Section 29, T145N, R87W; thence S 00°45'53" W a distance of 2638.51', to the southeast corner of said Section 29, being the point of Beginning.

Said tract having an area of 1831.9715 acres of land.

Freedom Mine\Permits\NACT-8503\Revisions\Rev. 34\Rev34_apprvl_award_8-4-21