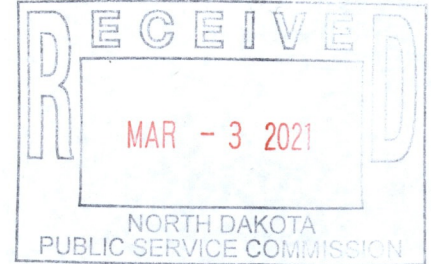


**THE COTEAU**  
**PROPERTIES COMPANY**  
*A SUBSIDIARY OF THE NORTH AMERICAN COAL CORPORATION*

**FREEDOM MINE**  
204 County Road 15  
Beulah, North Dakota 58523-9475  
(701) 873-2281 • Fax (701) 873-7226

February 26, 2021

Mr. Dean K. Moos  
Director Reclamation Division  
Public Service Commission  
600 East Boulevard Avenue  
Department 408  
Bismarck, ND 58505-0480



Dear Mr. Moos:

Revision 33 to Permit NACT-8601 has been uploaded to Permit Services. The original application form and three copies of the metes and bounds map have been mailed to your office. This revision deletes the acres from NACT-8601 and transfers them into NACT-1801.

If you have any questions, please contact me.

Sincerely,

THE COTEAU PROPERTIES COMPANY

/s/

Sarah Flath  
Environmental Manager

KBT  
Uploaded via Permit Services

cc: Shana Brost, Mercer County Auditor (w/enc)

- 1 RC-21-111 Filed 03/03/2021 Pages: 4  
Deletes 777.528 acres from Permit NACT-8601 and transfers all reclamation liabilities on this acreage to Permit NACT-1801  
Coteau Properties Company  
Sarah Flath





**APPLICATION FOR REVISION OF PERMIT TO ENGAGE IN SURFACE COAL MINING AND RECLAMATION OPERATIONS**  
 PUBLIC SERVICE COMMISSION  
 RECLAMATION DIVISION  
 SFN 10562 (1-2004)

Date February 26, 2021
Revision Number 33
State ND
Zip Code 58523

Name of Company, Corporation, Partnership, or Individual The Coteau Properties Company	Permit Number NACT-8601
Address 204 County Road 15	City Beulah

The above named hereby makes application for the above Revision Number to: (include a brief description of the surface coal mining and reclamation operation being revised.)  
 See Attachment I

Attached to this Permit Revision Application are a narrative describing the proposed permit revision, reasons for requesting the revision, and appropriate maps, cross-sections, graphs, construction details, revised reclamation plans and other data which demonstrate compliance with Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, and the permit conditions of the approved permit. If an incidental boundary revision involving an acreage adjustment is being requested as part of the permit revision application, the following information shall be included (attach a copy of a metes and bounds description):

NAME OF MINE	ACRES	LOCATION			
		SEC.	TWP.	RANGE	COUNTY
Freedom Mine	N/A				
ADDRESS					
204 County Road 15					
Beulah, ND 58523					
<b>TOTAL ACRES</b>	N/A				


Based upon the proposed changes and any incidental boundary revisions to the permit as stated herein, a new or adjusted bond, or its equivalent, duly executed in accordance with Section 38-14.1-16 of the North Dakota Century Code and Chapter 69-05.2-12 of the North Dakota Administrative Code will be delivered to the Public Service Commission prior to issuance of the surface coal mining and reclamation operations permit herein requested. A check for filing fees, pursuant to Section 38-14.1-13 of the North Dakota Century Code, in the amount of \$ 0, is included with the revision application.

Name of Official Authorized to Represent the Applicant  
 Kayla Torgerson

I, the above named, certify that:


1. All information and documents required by Sections 38-14.1-13, 38-14.1-14, and 38-14.1-15 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, are submitted as part of this permit application;
2. Information and documentation contained in the permit application affirmatively demonstrate that:
  - a. The permit revision application is accurate and complete and all the requirements of Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code have been complied with;
  - b. Reclamation as required by Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code can be accomplished under the reclamation plan contained in this permit revision application;

- c. An assessment of the probable cumulative impact of all anticipated mining in the general area on the hydrologic balance as specified in subdivision o of subsection 1 of Section 38-14.1-14 has been made and the proposed operation has been designed to prevent material damage to the hydrologic balance both on and off the mine site;
  - d. The area proposed to be affected is not included within an area designated unsuitable for all or certain types of surface coal mining and is not within an area under study for such designation in an administrative proceeding;
  - e. The proposed surface coal mining operation will not interrupt, discontinue or preclude farming on alluvial valley floors that are irrigated or naturally subirrigated and will not materially damage the quantity or quality of water in surface or underground water systems that supply these alluvial valley floors; and
  - f. The permit revision applicant has the legal right to surface mine the land for which this permit revision application is made and all of the requirements of Chapter 38-18 of the North Dakota Century Code have been complied with.
3. The area proposed to be affected is not included within an area where mining is prohibited pursuant to Section 38-14.1-07 of the North Dakota Century Code; unless specifically allowed in accordance with the provisions of Section 69-05.2-04-01 of the North Dakota Administrative Code; and
4. The surface coal mining and reclamation operations contained in this permit revision application will be carried out at all times in a manner which ensures that all of the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, and any permit conditions attached thereto are complied with.

Signature of Official 	Title Environmental Specialist
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**VERIFICATION**

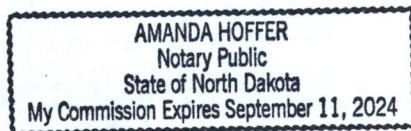
I, Sarah J. Flath, being first and duly sworn, verify that the information contained in this Permit Revision Application is true and correct to the best of my knowledge and belief.

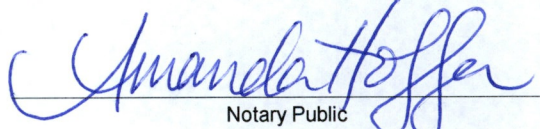
Signature of Official 	Title Environmental Manager
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STATE OF North Dakota )  
 )ss.  
COUNTY OF Mercer )

Subscribed and Sworn before me, this 26th day of February, 2021.

(SEAL)



  
Notary Public  
My Commission Expires: \_\_\_\_\_

## Attachment I

This revision will delete all 772.528 acres from NACT-8601 and transfer all liabilities from NACT-8601 to NACT-1801. All NACT-8601 acres and liabilities are already covered by NACT-1801, including worst case bond calculations. The transfer of all acres and liabilities to NACT-1801 will allow NACT-8601 to be terminated, which is the purpose of this revision.