

**North American**  
**COAL**  
**FALKIRK MINE**

July 28, 2021



Mr. Dean K. Moos  
Reclamation Director  
ND State Public Service Commission  
600 East Boulevard, Dept. 408  
Bismarck, ND 58505

**RE: Initial Review of Final Bond Release Application No. 3 to Permit NAFK-8405**

Dear Mr. Moos:

Falkirk submits the following responses to the initial review of Final Bond Release Application No. 3 to Permit NAFK-8405 for The Falkirk Mining Company in your letter dated July 9, 2021.

**Attachment IV – Letters to Interested Parties**

1. *Prior to sending letters to interested parties, please make the following updates: (JAR/BEB)*
  - a.) *Please revise the addressee of the North Dakota Forest Service to Mr. Tom Claeys.*
  - b.) *Please update Mr. Dave Glatt as the Director of the ND Department of Environmental Quality and remove the reference to the Environmental Health Section.*
  - c.) *Please revise the addressee to the North Dakota Soil Conservation Committee to Mr. Aaron Fields. Also, please update the address from Unit #104 to Suite #304 as specified in the State Committee's directory.*
  - d.) *Please update the State Water Commission - State Engineer to Mr. John Paczkowski, P.E.*
  - e.) *Please replace Ms. Claudia Berg of the State Historical Society with Mr. Bill Peterson.*

Please see updated letters to the interested parties.

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**NACoal.com**

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Response to Bond Release Initial Review Letter - electronic only  
Falkirk Mining Company

The Falkirk Mining Company, a subsidiary company of The North American Coal Corporation

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- 2. Missouri River Sanitation, Inc., Chad and Jennifer Berg, United States of America, and Waste Management of ND, Inc. are surface owners whose land adjoins and is contiguous with the proposed Bond Release 3 area. Copies of the notification letters have not been submitted as part of the application for bond release as specified in Policy Memorandum No. 9. Please add copies of the letters that Falkirk will send to the people and agencies whose land adjoins the proposed Bond Release #3 area. (JAR/GAW)*

Please see the updated letters to the interested parties that includes the adjoining landowners. A letter to Missouri River Sanitation, Inc. was not included because Chad and Jennifer Berg purchased this property.

- 3. Please consider a revision to the public notice and notice letters to agencies and others to clarify that the reclaimed recreation land actually consists of native grassland and cropland. This would fulfill the requirement to inform an interested person of the type of reclamation work performed (see paragraph 4 of Policy Memorandum No. 9 to Mine Operators) since the term recreation land provides little meaningful information about the type of reclamation actually performed. (GAW)*

Please see the updated letters to the interested parties and the updated public notice.

Sincerely,

**THE FALKIRK MINING COMPANY**



Jason Frye  
Environmental Specialist

JF/tv  
Enc.