

**PUBLIC SERVICE COMMISSION**  
**Reclamation Division**  
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**Memorandum**

**TO:** Commissioners Fedorchak, Christmann and Sheri Haugen-Hoffart  
Steve Kahl, Executive Director  
John Schuh

**FROM:** <sup>ZAB</sup> Zanna Brinkman, <sup>JE</sup> Jonathan Emmer, and <sup>GW</sup> Guy Welch

**DATE:** June 22, 2022

**SUBJECT:** Application for Renewal No. 6 to Permit No. NACT-9101 held by The Coteau Properties Company, Case No. RC-21-448

On November 29, 2021, The Coteau Properties Company filed the application for Renewal No. 6 to Surface Coal Mining Permit NACT-9101 to continue to conduct mining and reclamation operations within the existing permit area until June 30, 2027. Permit No. NACT-9101 covers all or portions of Sections 5, 6, 7, 8, 9 and 18, T145N, R86W; and all or portions of Sections 1, 2, 3, 9, 10, 11, 12, 13, 14, and 15, T145N, R87W, Mercer County, totaling approximately 7,949.7 acres. The Reclamation Division has completed its review of this five-year permit renewal application and respectfully recommends it be approved.

Coteau applied for this five-year renewal because coal removal operations will continue for many years. Portions of this permit area are also used to support mining operations in another permit. Revision No. 37 to Permit NACT-9101 was filed concurrently with the renewal application to update mining and reclamation plans and other information for the next permit term.

Coteau has submitted the affidavits of publication of the newspaper notice. We notified the appropriate agencies, affected landowners, and the advisory committee members. We received no objections to this renewal application. Evidence of adequate performance bond and liability insurance are currently on file. Self and collateral bonds that total \$186,000,000 cover this and other permits at the Freedom Mine.

Attached for your consideration is the proposed motion and renewal award form.

Attachments

Freedom Mine\Permits\NACT - 9101\Revisions\No. 37 & Renewal 6\Ren6\_apprvl\_memo\_6-22-22