

**FALKIRK MINE**

March 4, 2022

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NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Ms. Zanna Brinkman  
Reclamation Director  
ND State Public Service Commission  
600 East Boulevard, Dept. 408  
Bismarck, ND 58505

**RE: Revision 42, Eighth Addition, to Permit NAFK-8405**

Dear Ms. Brinkman:

Enclosed please find three (3) DVDs comprising Revision 42, Eighth Addition to Permit NAFK-8405, the original application form for the revision, permit filing fee, certification letter for the surface water management operations plan, and the certification letter for the transportation operations plan. Also enclosed are three (3) DVDs comprising the stand-alone Ground Water Hydrology.

Revision 42, Eighth Addition to NAFK-8405 adds 3,359.7 acres to the existing Permit to facilitate the continuation of mining in the northern portion of the Permit Area. All introductory, legal, financial, compliance information, environmental, operations, reclamation and wetlands sections have been revised. Changes to lands already permitted include updating the topography, post-mine PHC, post-mine land uses, post-mine wetlands, surface water management, reclamation schedule and grading sequence map and mining sequence and timing.

Falkirk will update the Worst Case Reclamation Cost during completeness review. If you have any questions, please call me at 250-2603.

Sincerely,

**THE FALKIRK MINING COMPANY**



Jason Frye  
Environmental Specialist

JF/tv  
Enc.

1 RC-22-144 Filed 03/04/2022 Pages: 3  
Revision application filed to add 3,359.7 acres to the permit  
Falkirk Mining Company  
Jason Frye

**Falkirk Mine**  
2801 1st Street SW  
Underwood, ND 58576  
P: 701.442.5751 F: 701.250.2473

**NACoal.com**

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



# APPLICATION FOR REVISION OF PERMIT TO ENGAGE IN SURFACE COAL MINING AND RECLAMATION OPERATIONS

PUBLIC SERVICE COMMISSION  
RECLAMATION DIVISION  
SFN 10562 (1-2004)

Date  
March 4, 2022

Name of Company, Corporation, Partnership, or Individual The Falkirk Mining Company	Permit Number NAFK-8405	Revision Number 42	
Address 2801 1st Street SW	City Underwood	State ND	Zip Code 58576

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).

This revision adds 3,359.7 acres to the existing Permit to facilitate the continuation of mining in the northern portion of the Permit Area. All introductory, legal, financial, compliance information, environmental, operations, reclamation and wetlands sections have been revised. The stand-alone Ground Water Hydrology and Reclamation Bond/Cost sections have also been updated with this revision.

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
Falkirk Mine	3,359.7	1, 2, 3 & 5 33, 34, 35 & 36	146N 147N	82W 82W	McLean
ADDRESS					
Underwood, ND 58576					
<b>TOTAL ACRES</b>	3,359.7				

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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 \$ 34,097.00, is included with the revision application.

Name of Official Authorized to Represent the Applicant  
Jason Frye, Environmental Specialist

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;

