

Thompson, Pamela J.

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Sent: Tuesday, July 18, 2023 3:09 PM
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Subject: Filing Accepted for Case: 08-2023-CV-01338; Casey Voigt, et al. vs. North Dakota Public Service Commission, et al.; Envelope Number: 5272482

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**North Dakota
Court System**

Filing Accepted

Envelope Number: 5272482
Case Number: 08-2023-CV-01338
Case Style: Casey Voigt, et al. vs. North Dakota
Public Service Commission, et al.

The filing below was reviewed and has been accepted by the clerk's office. You may access the file copy of the document filed by clicking on the below link.

Filing Details	
Court	Burleigh County
Case Number	08-2023-CV-01338
Case Style	Casey Voigt, et al. vs. North Dakota Public Service Commission, et al.
Date/Time Submitted	7/18/2023 11:19 AM CST
Date/Time Accepted	7/18/2023 3:08 PM CST
Accepted Comments	
Filing Type	Exhibit
Filing Description	CR Exhibit 3 - Notice of Filing to Revise Permit
Activity Requested	EFileAndServe
Filed By	Pamela Thompson
Filing Attorney	John Schuh

Document Details	
Lead Document	CR Exhibit 3 - Notice of Filing to Revise Permit.pdf
Lead Document Page Count	2
File Copy	View Document

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North Dakota Court's Information Technology Department 701-328-4218
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Section 1.2.4 – Newspaper Publication Notice

The following newspaper notification will be published in the Hazen Star, Beulah Beacon, and The Bismarck Tribune newspapers upon notification that the permit application is deemed complete.

**NOTICE OF FILING TO REVISE A PERMIT FOR
SURFACE COAL MINING OPERATIONS**

The Coyote Creek Mining Company, L.L.C., 6502 17th Street SW, Zap, North Dakota 58580 has filed an application (Revision No. 12) to Permit NACC-1302 to revise surface coal mining activities. The permit revision revises the post-mining topography in portions of the E½E½ of Section 1, T142N, R89W, Section 6 and the N½N½ of Section 7, T142N, R88W, of the Fifth Principal Meridian, Mercer County, North Dakota. The revision also clarifies timing of native grassland seedings in the variance areas to align with the approved narrative in the Vegetation Assessment and Success Standards in Section 4.3.1. Information that was updated in the permit includes operation plans, surface water management plans, and reclamation plans.

The permit area is approximately ten miles southwest of Beulah. The newspaper publication notice map shows the distance to the city of Zap, North Dakota, the outline of the permit area, and the affected areas.

The owners of the surface and coal in the area affected by the permit revision are as follows:

TRACT 0003
Township 142 North, Range 88 West
Section 7: N½NW¼

Surface Ownership: Arnold V. Winkler and Sharon D. Winkler
Norman R. Winkler and Martha Winkler
LeeRoy J. Winkler and Sharon L. Winkler
Howard H. Winkler and Bernadette J. Winkler

TRACT 0005
Township 142 North, Range 88 West
Section 7: N½NE¼

Surface Ownership: Perry Winkler and Beth A. Winkler

TRACT 0018
Township 142 North, Range 89 West
Section 1:

Surface Ownership: Casey Voigt and Julie Voigt
Subject to Contract for Deed from:
Shawn Voigt
Karmen Eslinger and Craig Eslinger
Donalda Voigt

Kenneth Voigt
Casey Voigt and Julie Voigt

TRACT 0062

Township 142 North, Range 88 West

Section 6: W $\frac{1}{2}$, W $\frac{1}{2}$ E $\frac{1}{2}$

Surface Ownership: North Dakota Department of Trust Lands

Copies of the application for this revision are available for public inspection at the offices of the North Dakota Public Service Commission, 600 East Boulevard Ave., Bismarck, ND 58505-0480 and at the office of the County Auditor, Mercer County Courthouse, Stanton, North Dakota 58571. A copy of the revision application may also be requested by contacting the Public Service Commission at 701-328-2400 (877-245-6685 toll free) or ndpsc@nd.gov, or by sending a written request to the Public Service Commission, at the address above.

Written comments, objections, or requests for an informal conference on the revision may be submitted by any person with an interest that is or may be adversely affected, to the North Dakota Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota 58505-0480, within 30 days after the last publication of this notice. Any request for informal conference must be in writing to the Commission. The request must also state specifically the issues or objections that an affected party has regarding the revision.

The Coyote Creek Mining Company, L.L.C.
6502 17th Street SW
Zap, North Dakota 58580