

COYOTE CREEK MINING COMPANY, L.L.C.

A SUBSIDIARY OF THE NORTH AMERICAN COAL CORPORATION

6502 17th Street SW
Zap, ND 58580
(701) 873-7800 • Fax (701) 873-7810

February 5, 2024

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

RE: Technical Review #3 Responses for Revision 12 to NACC-1302

Dear Mr. Emmer:

Coyote Creek Mine submits the following responses to the technical review #3 items for Revision No. 12 to Surface Coal Mining Permit NACC-1302 for The Coyote Creek Mine in your letter dated November 1, 2023.

Section 1.1 – Introductory Information

- 1. Please revise Section 1.1.2 (Revision Summary Pages) to include Revision No. 12 Technical #3 Review Response and add narrative that the worst-case reclamation cost estimate was updated with the 2023 variable costs. (BSM)**

Please see updated Section 1.1.2. No narrative was added for updated variable costs. As discussed with Jonathan Emmer, the variable costs will be updated in the Revision 13 – Renewal to NACC-1302.

Section 3.1.1.8 – Reclamation Costs

- 2. Please update Section 3.1.1.8.1 (Final Cost Summary), Section 3.1.1.8.4 (Equipment Hour Summary), and Section 3.1.1.8.5 (Revegetation Cost Summary) to incorporate the 2023 Variable Costs for Policy Memorandum No. 16. (BSM)**

As discussed with Jonathan Emmer, the variable costs will be updated in the Revision 13 – Renewal to NACC-1302. No updates to the worst-case bond were made in this round of responses.

Other:

Please see updated Section 3.1.1.3, Reclamation Procedures and Schedule. The finish grade dates were corrected for Variance Area 1-2022 and Variance Area 2. No changes were made to the SPGM respread dates or the revegetation dates for these variance areas.

Mr. Jonathan Emmer
February 5, 2024
Page 2 of 2

Sincerely,

THE COYOTE CREEK MINING COMPANY, L.L.C



Jeremy Eckroth
Environmental Manager