

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

American Colloid Co.  
Revision 12, Permit ACPG-9701  
Application

Case No. RC-22-413

American Colloid Co.  
Renewal 5, Permit ACPG-9701  
Application

Case No. RC-22-414

AFFIDAVIT OF SERVICE BY  
REGULAR AND CERTIFIED MAIL

STATE OF NORTH DAKOTA

COUNTY OF BURLEIGH

John G. Hamre deposes and says that he is over the age of 18 years and not a party to this action and on, **the 1<sup>st</sup> day of February, 2023**, he deposited in the United States Mail, Bismarck, North Dakota, **19** envelopes by standard first-class mail, postage prepaid, and **3** certified mail envelopes, postage prepaid, all securely sealed and each containing:

NOTICE OF RECEIPT OF RENEWAL AND REVISION APPLICATIONS

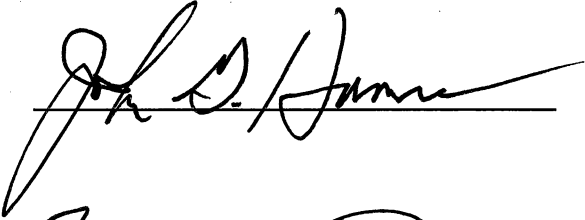

The envelopes were addressed as follows.

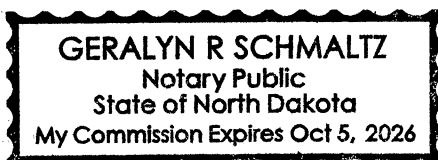
See Attached Lists

To the best of affiant's knowledge each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **1<sup>st</sup> day of February, 2023**

SEAL

  
  
Notary Public



- 10 RC-22-414 Filed 02/01/2023 Pages: 5  
Affidavit of Service, Reg. and Cert. Mail - Notice of Receipt of Renewal and Revision Applications  
Public Service Commission
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Public Service Commission

Federal List  
Standard First-Class Mail

US EPA, Region 8  
1595 Wynkoop Street  
Denver, CO 80202-1129

Mary E. Podoll, State Conservationist  
Natural Resource Conservative Service  
PO Box 1458  
Bismarck ND 58502-1458

Daniel Cimarosti  
US Army Corps of Engineers  
ND Regulatory Office  
3319 University Dr.  
Bismarck, ND 58504-7565

Mark Watne, President  
ND Farmers Union  
PO Box 2136  
Jamestown, ND 58402-2136

Mining Health & Safety Admn  
CMSHA - US Dept of Labor  
PO Box 25367  
Denver CO 80225-5367

Bureau Of Land Management  
TNT State Office  
5001 Southgate DR  
Billings, MT 59101-4669

Mr. Scott Larson  
US Fish & Wildlife Service  
3425 Miriam Avenue  
Bismarck ND 58501-7926

5-BW JA  
475 Summit Drive Suite 211  
Minot Air Force Base  
Minot ND 58705

Dakota Resource Council  
1720 Burnt Boat Dr. Ste 104  
Bismarck ND 58503-0801

Mr. Pete Hanebutt  
North Dakota Farm Bureau  
4900 Ottawa Street  
Bismarck ND 58503

Scott Blackburn, Environmental Coordinator  
Planning & Compliance Office  
National Park Service, Midwest Region  
601 Riverfront Dr.  
Omaha, NE 68102-4226

**RECLAMATION ADVISORY COMMITTEE / STATE GOVERNMENT NOTICE**  
**Standard First Class Mail or Inside Mail**

Jeb Williams  
ND Game & Fish Dept  
100 North Bismarck Expressway  
Bismarck, ND 58505

David Glatt  
Dept. of Environmental Quality (DEQ)  
4201 Normandy Street  
Bismarck, ND 58503-1324

John Paczkowski  
North Dakota State Water Commission  
900 East Blvd Ave.  
Dept. 770  
Bismarck, ND 58505-0850

Bill Peterson  
State Historical Society of ND  
612 East Blvd Ave  
ND Heritage Center  
Bismarck, ND 58505

Tom Claeys  
State Forester  
N.D. Forest Service  
307 1st St. E  
Bottineau, ND 58318

Mr. Bruce Schmidt  
State Soil Conservation Specialist  
2718 Gateway Ave.  
Suite #104  
Bismarck, ND 58503

Andrea Travnicek  
North Dakota Park and Recreation  
604 E Blvd Ave  
Dept. 750  
Bismarck, ND 58505-0605

Ed Murphy  
ND Geological Survey  
600 E. Blvd. Ave.  
Bismarck, ND 58505-0840

**Surface owners Renewal 5 and Revision 12 to ACPG-9701  
CERTIFIED MAIL LIST**

Perkins Legacy Corporation  
1127 Cannon Lane  
Washburn, ND 58577

Leonard & Carol Page  
PO Box 263  
Reeder, ND 58649-0263

Edwin Tompkins  
4148 Whispering Oaks Drive E  
Jacksonville, FL 32277

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NOTICE OF RECEIPT OF RENEWAL AND REVISION APPLICATIONS

January 26, 2023

American Colloid Company has filed applications to renew and revise Surface Coal Mining Permit ACPG-9701 covering lands located in:

**Portions of Sections 2, 3, and 12, T130N, R99W; Portions of Section 35, T131N, R99W, all in Bowman County, totaling 656.7 acres.**

The five-year permit renewal will allow the American Colloid Company to continue mining and reclamation operations in Permit No. ACPG-9701 until April 22, 2028. Revision No. 12 identifies areas that will be mined during the next five-year permit term and updates other mining and reclamation plans in the permit.

The renewal and revision applications and surface coal mining and reclamation permit may be inspected at:

Public Service Commission  
State Capitol  
600 East Boulevard Avenue  
Bismarck, North Dakota 58505-0480

Bowman County Auditor  
County Courthouse  
Bowman, North Dakota 58623

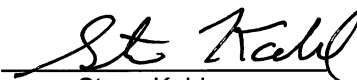
You may submit written comments or objections on the proposed permit renewal and revision applications and its effects on the environment and on surface owners of the land in the permit area. You may request an informal conference with the Commission and the applicant on the renewal and revision applications. The reasons for requesting an informal conference must be stated in the request. Written comments, objections, or requests for informal conference must be made by March 20, 2023.

If there is an informal conference, you may request a formal administrative hearing on the Commission ruling on the application. Your request for a formal hearing must be made within thirty days of the Commission ruling on the application.

Written comments, objections, or requests for informal conferences should be addressed to the Public Service Commission, 600 East Boulevard Avenue, Dept. 408, Bismarck, North Dakota 58505-0480. For more information you may contact the Public Service Commission at 701-328-2400.

Signed on this 24 day of January 2023.

By:



Steve Kahl  
Executive Director