STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

Case No. RC-22-413

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

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

April 12, 2023

Based on the application for Revision Number 12 to Permit Number ACPG-9701 received November 25, 2022, and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

1. The revision application submitted on November 25, 2022, is complete and accurate and the applicant has complied with the requirements of Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code;

2. A performance bond in the amount of $1,092,445 is sufficient for the proposed mining and reclamation operations in the permit area; and,

3. The Commission's other findings that were made when the permit was issued remain applicable to the revised operation and reclamation plans.

Revision Number 12 to Permit Number ACPG-9701 is hereby granted to the American Colloid Company to identify the next five-year coal removal subarea and to update legal information, operation plans, and other mining and reclamation plans for the next five-year permit term as described in the revision application received November 25, 2022.

The approved revision is subject to the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, the conditions of the approved permit, and any additional or revised permit conditions listed on the attached PSC Reclamation Form - 3. Pursuant to Section 38-14.1-23 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, this revision was found to be a significant alteration to the previously approved permit.

PUBLIC SERVICE COMMISSION

Sheri Haugen-Hoffart	Randy Christmann	Julie Fedorchak
Sheri Haugen-Hoffart	**Randy Christmann**	**Julie Fedorchak**
Commissioner	**Chair**	**Commissioner**

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Public Service Commission