

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Falkirk Mining Company
Revision 35, Permit NAFK-9503
Application

Case No. RC-23-217

AFFIDAVIT OF SERVICE BY
CERTIFIED, REGULAR, AND INSIDE MAIL

STATE OF NORTH DAKOTA

COUNTY OF BURLEIGH

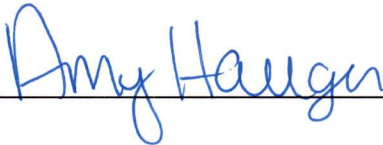
Amy Haugen deposes and says that she is over the age of 18 years and not a party to this action and on, **the 21st day of September 2023**, she deposited in the United States Mail, Bismarck, North Dakota, **12** envelopes with certified postage, return receipt requested, fully prepaid, **27** envelopes by regular mail or inside mail, with postage fully prepaid, and all securely sealed and each containing:

NOTICE OF RECEIPT OF REVISION APPLICATION

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 mailing address.

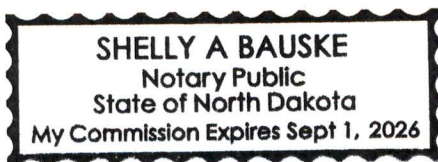


Subscribed and sworn to before me
this 21st day of September 2023



Notary Public

S E A L



Certified Mail

Dwight D. Gradin and Denise Gradin
76 32nd Ave. SW
Underwood, ND 58576-9633
Cert. No. 7022 3330 0000 7993 6095

Glenda G. Scholl
3579 8th St. SW
Washburn, ND 58577
Cert. No. 7022 3330 0000 7993 6118

Audrey M. Crum, as Trustee
of the Audrey M. Crum Revocable Trust
Revocable Trust Dated 02-07-17
1913 Canopy Ct.
Fort Collins, CO 80528-6344
Cert. No. 7022 3330 0000 7993 6132

Carol Sauer, Life Estate
1203 Billings Dr.
Bismarck, ND 58504-6418
Cert. No. 7022 3330 0000 7993 6156

Stephen P. Swanson
3312 11th St. SE
Minot, ND 58701
Cert. No. 7022 3330 0000 7993 6170

Ronald B. Hegvik and Kay M. Hegvik,
Life Estate
512 Wellington Ct.
West Fargo, ND 58078-4237
Cert. No. 7022 3330 0000 7993 6194

Robert C. Mann
105 Dena St.
Plentywood, MT 59254-2115
Cert. No. 7022 3330 0000 7993 6101

Michael M. Thyberg
2912 8th St. SW
Washburn, ND 58577
Cert. No. 7022 3330 0000 7993 6125

Margaret E. Tollerud, as Trustee
of the Margaret E. Tollerud Revocable
Trust
Revocable Trust Dated 02-19-10
4345 Oakview Ln. N
Plymouth, MN 55442-2776
Cert. No. 7022 3330 0000 7993 6149

Mark Swanson and Pamela L. Hopkins
1830 E Broadway Blvd #124-107
Tucson, AZ 85719-5966
Cert. No. 7022 3330 0000 7993 6163

Forrest W. Ecklund and Alyce F. Ecklund
1415 Sharloh Loop Apt. 6
Bismarck, ND 58501-7809
Cert. No. 7022 3330 0000 7993 6187

Ryan Peterson and Kristin Peterson
3675 8th St SW
Washburn, ND 58577-9518
Cert. No. 7022 3330 0000 7993 6200

Standard First Class Mail

Lewis & Clark Regional
Development Council
200 1st Ave NW, STE B
Mandan, ND 58554-3109

South McLean County SCD
District Conservationist
PO Box 537
Turtle Lake, ND 58575-537

Mayor of Underwood
PO Box 168
Underwood, ND 58576-0168

Planning and Zoning Commission
McLean County Auditor
PO Box 1108
Washburn, ND 58577-1108

McLean County Commission
County Auditor
PO Box 1108
Washburn, ND 58577-1108

Mayor of Washburn
PO Box 467
Washburn, ND 58577-0467

Water Resource District
980 26th Ave NW
Coleharbor, ND 58531

Bev Peterson
3959 7th Street SW
Washburn, ND 58577

Federal List

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

Richard Webb, State Conservationist
Natural Resource Conservative Service
PO Box 1458
Bismarck, ND 58502-1458

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 Administration
CMSHA - US Dept of Labor
PO Box 25367, DFC
Denver, CO 80225-5367

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

Luke Toso
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

Advisory Committee/State Government Notice

Jeb Williams (Inside Mail)
ND Game & Fish Dept
100 North Bismarck Expressway
Bismarck, ND 58505

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

John Paczkowski (Inside Mail)
North Dakota DWR
1200 Memorial Hwy
Dept. 770
Bismarck, ND 58504

Bill Peterson (Inside Mail)
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

Carrie Johnson
State Soil Conservation Specialist
2718 Gateway Ave.
Suite #304
Bismarck, ND 58503

Cody Schulz (Inside Mail)
North Dakota Park and Recreation
604 E Blvd Ave
Dept. 750
Bismarck, ND 58505-0605

Ed Murphy (Inside Mail)
ND Geological Survey
600 E. Blvd. Ave.
Bismarck, ND 58505-0840

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Falkirk Mining Company
Revision No. 35, Permit NAFK-9503
Application

Case No. RC-23-217

NOTICE OF RECEIPT OF REVISION APPLICATION

September 14, 2023

The Falkirk Mining Company has filed an application for Revision No. 35 to Surface Coal Mining Permit No. NAFK-9503 for the Falkirk Mine. This revision changes the post-mining topography for a large portion of the unmined areas within the permit. The revision updates the introductory, legal, financial, compliance, surface and coal ownership information, surface water hydrology and management, operation plans, blasting map, transportation facilities, reclamation plans and schedules, post-mining land use and revegetation, and wetland sections. This permit revision also requests 159.6 undisturbed acres be removed from the permit in the SW $\frac{1}{4}$ of Section 32, T145N, R83W.

The revision application and mining and reclamation permit may be inspected at:

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

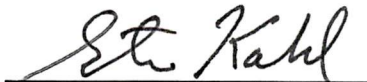
McLean County Auditor
County Courthouse
712 5th Avenue
Washburn, North Dakota 58577

You may submit written comments or objections on the proposed permit revision application 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 revision application. 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 November 13, 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 19 day of September 2023.



Steven Kahl
Executive Director