

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

The Coteau Properties Company
Revision 28, Permit NACT-0201
Renewal 4, Permit NACT-0201
Applications

Case No. RC-23-331
Case No. RC-23-332

NOTICE OF RECEIPT OF RENEWAL AND REVISION APPLICATIONS

January 25, 2024

The Coteau Properties Company has filed applications to renew and revise Surface Coal Mining Permit No. NACT-0201 covering lands located in:

All or portions of Sections 2, 3, 4, 5, 6, 7, 8, and 9 of T144N, R88W; Sections 1 and 12 of T144N, R89W; Sections 30, 31, and 32 of T145N, R87W; and, Sections 3, 4, 9, 10, 11, 14, 15, 16, 21, 22, 23, 25, 26, 27, 28, 33, 34, 35, and 36 of T145N, R88W, Mercer County, North Dakota, containing 17,170.7 acres.

The five-year permit renewal will allow Coteau to continue to operate within the existing permit area until April 14, 2029. The revision application identifies the next five-year coal removal areas. This revision involves a mine plan modification that includes mining leased federal coal in the E½ of Section 4, T145N, R88W and the E½ of Section 12, T144N, R89W. The revision also updates other information in the permit including introductory information, legal information, business entity/compliance information, identification of interests and rights of entry, geology, surface water hydrology, soil resources, general operation plans, surface water management, post-mining land use plans, revegetation procedures establishment and management and post-mining wetlands. The renewal and revision applications and surface coal mining and reclamation permit may be inspected at:

Public Service Commission
State Capitol
600 East Boulevard Ave, Dept. 408
Bismarck, North Dakota 58505-0480

Mercer County Auditor
County Courthouse
PO Box 39
Stanton, North Dakota 58571

You may submit written comments or objections on the proposed permit renewal, 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 11, 2024.

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 Ave, Dept. 408, Bismarck, North Dakota 58505-0480. For more information you may contact the Public Service Commission at 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY.

Signed on this 25 day of January 2024.

By: 
Steve Kahl
Executive Director

Freedom Mine\Permits\NACT - 0201\Revisions & Renewals\Rev 28 & Ren 4\Rev28_Ren4_ntc_of_rcpt_1-25_24

Mailing list for Notice of Revision No. 28 and Renewal No. 4 Applications for Permit NACT-0201

Regular Mail to local (Mercer County), state and federal agency list for the Freedom Mine and Advisory Committee Members – regular first class mail w/ mailing affidavit

Surface owners for Revision No. 28 and Renewal No. 4 to Permit NACT-0201 - CERTIFIED MAIL

Norma L Reich & Theophil Reich Trust
C/O Jaylin N. Brewer
6550 S. Bogle Ave.
Chandler, AZ 85249-3969

Jacob H. Schramm
P.O. Box 733
Beulah, ND 58523-0733

Betty Giese, Life Estate
P. O. Box 1107
Beulah, ND 58523-1107

Basin Electric Power Cooperative
c/o Mike Murray
Property & Right-of-Way Division
1717 East Interstate Avenue
Bismarck, ND 58503-0564

Karen A. Walz, Life Estate
5103 Fountain Blue Dr.
Bismarck, ND 58503-8893

Dennis & Corrine Flemmer
6450 County Road 26
Zap, ND 58580-9610

Sarah N. Bauer & GERAL D. Bauer
Sarah Bauer Living Trust
P.O. Box 272
Stanton, ND 58571-0272

Donald & Caroline I. Boeckel
6260 7th St. SW
Beulah, ND 58523-9416

Linette Buchfink
762 67th Ave. SW
Zap, ND 58580-9602

Levi Dennis Flemmer
6470 6th St. SW
Zap, ND 58580

Dakota Gasification Company
c/o Amy Spilman
Property & Right-of-Way Division
1717 East Interstate Avenue
Bismarck, ND 58503-0564

Friedrich T. Buechler
570 County Road 26
Beulah, ND 58523

Darnell Boeckel
7558 101st St.
Lemmon, SD 57638

North American Coal Royalty Company
2000 Schafer St., Suite. D
Bismarck, ND 58501-1204

Keshia Flemmer
6450 County Road 26
Zap, ND 58580

Tanner D. & Nancy M. Reinhardt
6480 3rd St. SW
Zap, ND 58580-9613

North Dakota Department of Trust Lands
P.O. Box 5523
Bismarck, ND 58506-5523

Mark & Carol Herrmann
1402 S Meadow Brook Ct.
Gillette, WY 82718-5668

Denzel Crabtree
361 Spring Hill Rd.
Newport, WA 99156-5130

Betty Scott
P.O. Box 297
Osburn, ID 83849

Dallas Crabtree
809 W Westmoreland Rd.
Deer Park, WA 99006-9365

Coteau for the Life of Irma Bitner
Remainderman to Brian Bitner
751 80th St. NE
Bismarck, ND 58501

Hertha Mittelsteadt, Life Estate
c/o Cheryl Mittelsteadt,
Attorney-in-Fact
6350 County 26
Zap, ND 58580-9611

Chance Wilhelm
C/O Kelly L. Wilhelm
6295 County Road 26
Zap, ND 58580-9612

Allegra I. Boeckel &
Estate of LeRoy Boeckel
611 Hwy. 200
Hazen, ND 58545-9313

Irma Bitner, Life Estate
2200 80th St. NE
Bismarck, ND 58501

Clyde C. & Cheryl Mittelsteadt
6350 County 26
Zap, ND 58580-9611