



# Public Service Commission

## State of North Dakota

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### COMMISSIONERS

Randy Christmann  
Sheri Haugen-Hoffart  
Julie Fedorchak

600 East Boulevard, Dept. 408  
Bismarck, North Dakota 58505-0480  
Web: [www.psc.nd.gov](http://www.psc.nd.gov)  
E-mail: [ndpsc@nd.gov](mailto:ndpsc@nd.gov)  
Phone: 701-328-2400  
ND Toll Free: 1-877-245-6685  
Fax: 701-328-2410  
TDD: 800-366-6888 or 711

*sent via email only*

February 8, 2024

Mr. Jason Frye  
Environmental Specialist  
Falkirk Mining Company  
P.O. Box 1087  
Underwood, ND 58576-1087  
[Jason.Frye@nacoal.com](mailto:Jason.Frye@nacoal.com)

Dear Mr. Frye:

The applications for Revision No. 41 and Renewal No. 7 to Permit NAFK-8705 at the Falkirk Mine have been deemed complete. However, one discrepancy was noted between Section 1.2.4 (Newspaper Publication Notice) and Section 1.5.1 (Identification of Interests and Rights of Entry). Therese Borden Sloane is identified under coal ownership for Tracts 57 and 69 in Section 1.5.1, but Theresa Borden Sloane is identified in Tracts 57 and 69 in Section 1.2.4. The Reclamation Division does not want to delay the revision/renewal publication, so please review and update the newspaper publication notice to ensure the correct name for Ms. Sloane is listed. Once Falkirk reviews the newspaper publication and makes any corrections, publication of the combined revision and renewal notice may begin. Please provide us with the dates of publication as soon as they are known. As required by NDCC 38-14.1-18, please submit the affidavits of publication when complete.

Please promptly provide 3 USB drives of the updated revision application for distribution to OSMRE and BLM.

If you have any questions, please contact this office.

Sincerely,

Jonathan Emmer  
Director  
Reclamation Division

cc via email only: Steve Burke ([steve.burke@nacoal.com](mailto:steve.burke@nacoal.com))

Falkirk Mine\Permits\NAFK - 8705\Revisions & Renewals\Rev41\_Ren7\Rev41\_Ren7\_complete\_AL\_2-8-24