



Public Service Commission

State of North Dakota

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February 8, 2024

Mr. Jason Frye
Environmental Specialist
Falkirk Mining Company
P.O. Box 1087
Underwood, ND 58576-1087
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)

Falkirk Mine\Permits\NAFK - 8705\Revisions & Renewals\Rev41_Ren7\Rev41_Ren7_complete_AL_2-8-24