

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Leonardite Products, LLC
Bond Release 2, Permit GRGR-0501
Application

Case No. RC-24-092

RELEASE OF BOND
FOR SURFACE COAL MINING AND RECLAMATION OPERATIONS

September 11, 2024

Based on the application for **Bond Release Number 2 to Surface Coal Mining Permit GRGR-0501**, filed February 1, 2024, and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

1. Attached to the application for bond release were copies of all letters sent by the Permittee as required by NDCC §38.14.1-17(1)(b). Affidavits of publication for the advertisement required by NDCC §38.14.1-17(1)(a) have been filed and have been made part of the application for release of bond. The last date of publication was June 29, 2024.
2. On June 26, 2024, the Commission conducted an inspection and evaluation of the reclamation work involved in this bond release as required by NDCC §38.14.1-17(3). The surface owners, agents, or lessees were given notice of the bond release inspection and had the opportunity to participate with the Commission in conducting the inspection of the Bond Release No. 2 tracts at the Stony Creek Mine.

In accordance with NDCC §38.14.1-17, Bond Release No. 2 for Surface Coal Mining Permit GRGR-0501 is hereby granted to Leonardite Products, LLC effective October 11, 2024, unless a formal hearing is requested. Release in the amount of \$142,945 is approved. The area is described by a metes and bounds description and as follows:

Two tracts in the W½ of Section 8, T154N, R100W, Williams County,
releasing all reclamation liabilities on 28.9 acres.

The decision to release all of the bond on this acreage is made for the following reason:

An industrial postmine land use for long-term waste disposal activities has been implemented in accordance with the approved reclamation plan and all other applicable reclamation requirements have been satisfied. The area will be used by Will Chamley, doing business as Eco Park Landfill, LLC, for the long-term disposal of inert waste under a waste disposal permit issued by the North Dakota Department of Environmental Quality.

IMPORTANT - PLEASE READ

1. If bond release has been approved, actual release of bond shall not occur until the effective date of this decision. If a formal hearing is requested on this bond release decision by a person with a valid legal interest or by the head of any state or local government agency with appropriate jurisdiction, the actual release of bond may not occur until after a final decision is issued following the formal hearing. A request for formal hearing by any such person must be filed with the Public Service Commission within 30 days of this bond release decision.
2. If bond release has been disapproved or if you are unsatisfied with the amount of bond approved for release, you have the right to request a formal hearing regarding this decision by filing an application for a hearing with the Public Service Commission within 30 days of the date of this decision.

PUBLIC SERVICE COMMISSION



**Sheri Haugen-Hoffart
Commissioner**



**Randy Christmann
Chair**



**Julie Fedorchak
Commissioner**

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