

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Coyote Creek Mining Company, L.L.C.  
Revision 13, Permit NACC-1302  
Renewal 2, Permit NACC-1302  
Applications

Case No. RC-24-244  
Case No. RC-24-245

AFFIDAVIT OF SERVICE BY  
REGULAR MAIL  
AND CERTIFIED MAIL

STATE OF NORTH DAKOTA

COUNTY OF BURLEIGH

**Jill Miller** deposes and says that she is over the age of 18 years and not a party to this action and on, **the 11th day of July, 2024**, she deposited in the United States Mail, Bismarck, North Dakota, **25** envelopes by standard first-class mail, postage prepaid, and **20** certified mail envelopes, postage prepaid, all securely sealed and each containing:

**NOTICE OF RECEIPT OF RENEWAL AND REVISION APPLICATIONS**

The envelopes were addressed as follows.

See Attached Lists

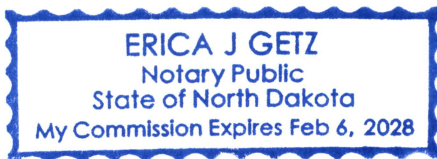
To the best of the affiant's knowledge each address shown is the respective addressee's last reasonably ascertainable post office address.

  
\_\_\_\_\_

Subscribed and sworn to before me  
this 17<sup>th</sup> day of July, 2024

  
\_\_\_\_\_  
Notary Public

S E A L



**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Coyote Creek Mining Company, L.L.C.**  
**Revision 13, Permit NACC-1302**  
**Renewal 2, Permit NACC-1302**  
**Applications**

**Case No. RC-24-244**  
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**NOTICE OF RECEIPT OF RENEWAL AND REVISION APPLICATIONS**

**July 11, 2024**

The Coyote Creek Mining Company, L.L.C. has filed applications to renew and revise Surface Coal Mining Permit No. NACC-1302 covering lands located in:

**All or portions of Sections 6 and 7, T142N, R88W; Sections 1, 2, 3, 11 and 12, T142N, R89W; Sections 7, 8, 9, 10, 18, 19, 30 and 31, T143N, R88W; and Sections 23, 24, 25, 26, 27, 34, 35, and 36 T143N, R89W, Mercer County, containing 8443.616 acres.**

The five-year permit renewal will allow Coyote Creek Mining Company to continue to operate within the existing permit area until October 22, 2029. The revision application identifies the next five-year coal removal areas. The revision also updates legal information, operation plans, and reclamation plans in the permit for the second renewal of this permit. 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 August 26, 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 11 day of July 2024.

By:   
Steve Kahl  
Executive Director

Coyote Creek Mine\Permits\NACC - 1302\Revisions & Renewals\No. 13 Ren 2\Rev13\_Ren2\_ntc\_of\_rcpt\_7-11-24

**Mailing lists for Notice of Permit Revision Application – Coyote Creek Mine - local (Mercer County), state and federal agencies and Advisory Committee members and Braaten Law Firm – Application for Revision No. 13 and Renewal No. 2 to Permit NACC-1302**

**use standard lists  
regular First Class mail, mailing affidavit**

**Mailing list for Surface owners by CERTIFIED MAIL**

Casey Lee Voigt & Julie Ann Voigt  
Trustees of the Casey Lee Voigt &  
Julie Ann Voigt Living Trusts  
PO Box 454  
Beulah, ND 58523  
**7021 2720 0003 0053 7179**

Shawn Voigt  
P.O. Box 314  
Beulah, ND 58523-0314  
**7021 2720 0003 0053 7186**

Karmen Eslinger  
1002 16<sup>th</sup> St. NW  
Reeder, ND 58649  
**7021 2720 0003 0053 7193**

Donalda Voigt, Life Estate  
Box 874  
Beulah, ND 58523  
**7021 2720 0003 0053 7209**

Kenneth Voigt  
1206 3rd Ave. NW Apt. 14  
Beulah, ND 58523  
**7021 2720 0003 0053 7216**

Ussery Family ND Ranch, LLP  
29850 Del Ray Rd.  
Temecula, CA 92591-1811  
**7021 2720 0003 0053 7223**

Perry P. Winkler & Beth A. Winkler  
1960 64 ½ Ave. SW  
Zap, ND 58580-9641  
**7021 2720 0003 0053 7230**

Sharon L. Unruh, Life Estate  
2051 67<sup>th</sup> Ave. SW  
Zap, ND 58580-8046  
**7021 2720 0003 0053 7247**

Shawn Unruh & SheVele Unruh  
2052 67<sup>th</sup> Ave. SW  
Zap, ND 58580-8046  
**7021 2720 0003 0053 7254**

James A. Swenson &  
Darlene A. Swenson, Life Estate  
1941 62nd Ave. SW  
Beulah, ND 58523-9155  
**7021 2720 0003 0053 7261**

Arlyce A. Schulte, Trustee of the  
Arlyce A. Shulte Living Trust  
2116 41st Ave. SW  
Center, ND 58530-9767  
**7021 2720 0003 0053 7278**

Perry Winkler and Beth A. Winkler,  
Life Estate  
1960 64 ½ Ave SW  
Zap, ND 58580-9641  
**7021 2720 0003 0053 7285**

North Dakota Department of  
Trust Lands  
PO Box 5523  
Bismarck, ND 58506-5523  
**7021 2720 0003 0053 7292**

Ronald E. and Janice J. Gunsch  
6300 Cty. Rd. 25  
Zap, ND 58580-9683  
**7021 2720 0003 0053 7308**

Claire C. and Donald J. Schwalbe  
6345 13th St. SW  
Beulah, ND 58523-9147  
**7021 2720 0003 0053 7315**

Otter Tail Power Company  
215 South Cascade St.  
Fergus Falls, MN 56537  
**7021 2720 0003 0053 7322**

Northern Municipal Power Agency  
123 2nd St. W  
Thief River Falls, MN 56701-1912  
**7021 2720 0003 0053 7339**

Montana Dakota Utilities Co.  
P.O. Box 5650  
Bismarck, ND 58506-5650  
**7021 2720 0003 0053 7346**

NorthWestern Corporation  
3010 W 69th St.  
Sioux Falls, SD 57108-5613  
**9589 0710 5270 0129 6571 75**

Coyote Creek Mining Company,  
L.L.C.  
918 E. Divide Ave., Ste. 200  
Bismarck, ND 58501  
**9589 0710 5270 0129 6571 82**

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  
1902 E Divide Avenue  
Bismarck, ND 58501

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

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

Jeb Williams  
ND Game & Fish Dept  
100 North Bismarck Expressway  
Bismarck, ND 58505

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

John Paczkowski  
North Dakota DWR  
1200 Memorial Hwy  
Dept. 770  
Bismarck, ND 58504

Bill Peterson  
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  
NDSU Dept 7390, PO Box 6050  
Morrill Hall, 307C  
Bismarck, ND 58503

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

Ed Murphy  
ND Geological Survey  
600 E. Blvd. Ave.  
Bismarck, ND 58505-0840

Carmen Reed  
Mercer County Auditor  
1021 Arthur Street  
Stanton, ND 58571

Mayor of Zap  
PO Box 97  
Zap, ND 58580-0097

Mr. Sean Cheatley  
Mayor of Beulah  
120 Central Ave N  
PO Box 910  
Beulah, ND 58523-0910

Planning and Zoning Commission  
County Commission  
County Auditor  
PO Box 39  
Stanton, ND 58571

Derrick Braaten  
Braaten Law Firm  
109 N 4<sup>th</sup> St. Suite 100  
Bismarck, ND 58501