



Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Julie Fedorchak

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email and regular mail

October 10, 2024

Mr. Jeremy Eckroth
Environmental Manager
Coyote Creek Mining Company, LLC
6502 17th St. SW
Zap, ND 58523
jeremy.eckroth@nacoal.com

Dear Mr. Eckroth:

This is to inform you of the Commission’s October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mining Company. The revision identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

Revision 13 was considered a significant revision application and was subject to the public notice requirements. An adequate performance bond is currently in effect for the worst-case reclamation estimate, which was updated as part of Revision 13. This permit is covered by a surety bond totaling \$25,219,975.

Special Condition No. 6 is being added to Revision No. 13 which requires CCMC to provide the Commission with Mercer County road authority’s approval documents to close or relocate County Road No. 13 prior to conducting mining related activities within 100 feet of the outside right-of-way of County Road No. 13 and Special Condition No. 7 requires detailed plans for relocating County Road No. 13 and haul roads and corridors passing over or under existing or relocated County Road No. 13. These detailed plans must be included in Permit NACC-1302 with a revision application.

Enclosed are the original award forms for the revision, permit renewal, and special conditions. If you have any questions, please contact this office.

Sincerely,

Jonathan Emmer
Director
Reclamation Division

Enclosures

Coyote Creek Mine\Permits\NACC - 1302\Revisions & Renewals\No. 13 Ren 2\Rev13_Ren2_Cond_AL_10-10-24



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October 10, 2024

Mr. Jeffrey Fleischman, Chief
Denver Field Division
Office of Surface Mining
P.O. Box 11018
Casper, WY 82601
jfleischman@osmre.gov

Dear Mr. Fleischman:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mining Company. The revision identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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Revision 13 includes tentative plans to temporarily relocate County Road No. 13. Special Condition No. 6 and 7 is being added to Revision No. 13. Special Condition No. 6 requires CCMC to provide the Commission with Mercer County road authority's approval documents to close or relocate County Road No. 13 prior to conducting mining related activities within 100 feet of the outside right-of-way of County Road No. 13 and Special Condition No. 7 requires detailed plans for relocating County Road No. 13 and haul roads and corridors passing over or under existing or relocated County Road No. 13. These detailed plans must be included in Permit NACC-1302 with a revision application.

Enclosed are copies of award forms, special conditions, and a flash drive containing the revised permit. If you have any questions, please contact this office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jonathan Emmer".

Jonathan Emmer
Director
Reclamation Division

Enclosures

cc via email only w/o enclosures: John Sieving (jsieving@osmre.gov)

Coyote Creek Mine\Permits\NACC - 1302\Revisions & Renewals\No. 13 Ren 2\Rev13_Ren2_Cond_AL_10-10-24



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October 10, 2024

Ms. Erica Trent
Natural Resources Specialist
P.O. Box 25065
Denver, CO 80225-0065
etrent@osmre.gov

Dear Ms. Trent:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mining Company. The revision identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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Enclosed are copies of award forms, special conditions, and a flash drive containing the revised permit. If you have any questions, please contact this office.

Sincerely,

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Jonathan Emmer
Director
Reclamation Division

Enclosures

cc via email only w/o enclosures: Marcelo Calle (mcalle@osmre.gov)

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ndpsc@nd.gov

October 10, 2024

Mr. Josh Alexander
Bureau of Land Management
Billings Field Office
Eastern Montana Dakotas District Office
5001 Southgate Dr.
Billings, MT 59101
jalexand@blm.gov

Dear Mr. Alexander:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mining Company. The revision identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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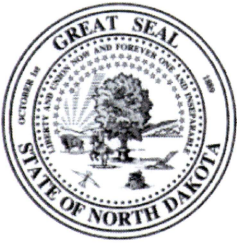
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Sincerely,

A blue ink signature of Jonathan Emmer.

Jonathan Emmer
Director
Reclamation Division

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600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

October 10, 2024

Mr. Edward Kraft
Field Office Manager
Bureau of Land Management
ND Field Office
99 23rd Ave West, Suite A
Dickinson, ND 58601
ekraft@blm.gov

Dear Mr. Kraft:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mining Company. The revision identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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Jonathan Emmer
Director
Reclamation Division

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October 10, 2024

Mr. Edward C. Murphy
State Geologist
North Dakota Geological Survey
600 East Boulevard Avenue
Bismarck, ND 58505-0480
emurphy@nd.gov

Dear Mr. Murphy:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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Jonathan Emmer
Director
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Bismarck, ND 58505-0480
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October 10, 2024

Mr. Tom Claeys
State Forester
North Dakota Forest Service
307 1st Street East
Bottineau, ND 58318-1100
thomas.claeys@ndsu.edu

Dear Mr. Claeys:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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October 10, 2024

Mr. Bill Peterson, Director
State Historical Society of North Dakota
612 East Boulevard Avenue
Bismarck, ND 58505
billpeterson@nd.gov

Dear Mr. Peterson:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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October 10, 2024

North Dakota Department of Water Resources
C/O Project Review
1200 Memorial Highway, Dept. 770
Bismarck, ND 58504
dwrprojectreview@nd.gov

Dear Project Review Team:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email only

October 10, 2024

Carrie Johnson
NDSU Dept 7390, PO Box 6050
Morrill Hall, 307C
Fargo, ND 58108
carrie.johnson.1@ndsu.edu

Dear Ms. Johnson:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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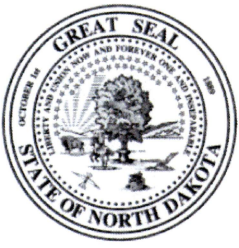
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October 10, 2024

Richard Webb
State Resource Conservationist
Natural Resources Conservation Service
2005 N. Kavaney Drive
Bismarck, ND 58501
richard.webb@usda.com

Dear Mr. Webb:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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Jonathan Emmer
Director
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Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

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October 10, 2024

Mr. Jeb Williams, Director
North Dakota Game and Fish Department
100 North Bismarck Expressway
Bismarck, ND 58501-5095
jwilliam@nd.gov

Dear Mr. Williams:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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Dept. 408
Bismarck, ND 58505-0480
701-328-2400
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October 10, 2024

Mr. David Glatt, P.E.
Director
North Dakota Department of Environmental Quality
4201 Normandy Street
Bismarck, ND 58503-1324
dglatt@nd.gov

Dear Mr. Glatt:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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Director
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Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email only

October 10, 2024

Mr. Luke Toso
U.S. Fish and Wildlife Service
3425 Miriam Avenue
Bismarck, ND 58501-7926
luke_toso@fws.gov

Dear Mr. Toso:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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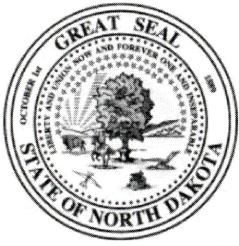
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Director
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Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email only

October 10, 2024

Mr. Cody Schulz
North Dakota Parks and Recreation
604 E Boulevard Ave, Dept. 750
cjschulz@nd.gov

Dear Mr. Schulz:

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600 East Boulevard Ave
Dept. 408
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October 10, 2024

Mr. Sean Cheatley, Mayor
Mayor of Beulah
P.O. Box 910
Beulah, ND 58523-0910
beulahNDMayor@gmail.com

Dear Mr. Cheatley:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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October 10, 2024

Mr. Jerry Obenauer
Commission President of Hazen
146 Main Street East
P.O. Box 717
Hazen, ND 58545

Dear Mr. Obenauer:

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Jonathan Emmer
Director
Reclamation Division

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October 10, 2024

Ms. Carmen Reed
Mercer County Auditor
P.O. Box 39
Stanton, ND 58571
careed@nd.gov

Dear Ms. Reed:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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October 10, 2024

Mr. Derrick Braaten
Braaten Law Firm
109 N. 4th Street, Suite 100
Bismarck, ND 58501
derrick@braatenlawfirm.com

Dear Mr. Braaten:

This is to inform you of the Commission's October 9, 2024 conditional approval of Revision 13 and Renewal 2 to Surface Coal Mining Permit NACC-1302 held by the Coyote Creek Mine. Revision 13 identifies the coal removal areas for the next five-year permit term and updates the legal and ownership information, and the mining and reclamation plans. Renewal 2 extends the permit for another five years until October 22, 2029.

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October 10, 2024

Casey and Julie Voigt
P.O. Box 454
Beulah, ND 58523
vvranch4@westriv.com

Dear Mr. and Mrs. Voigt:

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