

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

**Falkirk Mining Company**  
**Revision 44, Permit NAFK-8405**  
**Application**

**Case No. RC-24-261**

**NOTICE OF RECEIPT OF REVISION APPLICATION**

**August 28, 2024**

The Falkirk Mining Company has filed an application for Revision No. 44 to Surface Coal Mining Permit NAFK-8405 for the Falkirk Mine. This revision updates the mining plans for the N½ of Section 1 and SW¼ of Section 3, and adds mining plans for a pit cessation in the S½ of Section 2, T146N, R82W. The changes to this revision are due to the delay in leasing federal coal. Mining and reclamation operations will be delayed until the federal coal is leased and federal mine plan approval is granted for the federal coal in the NW¼ of Section 2 and the E½ of Section 3, T146N, R82W. The revision also updates the introductory, legal, financial, compliance, surface and coal ownership information, surface water management, operation plans, transportation facilities, and reclamation plans and schedules. The stand-alone Reclamation Bond/Cost section has also been updated with this revision.

The revision application and mining and reclamation permit may be inspected at:

Public Service Commission  
State Capitol  
600 East Boulevard Avenue  
Bismarck, North Dakota 58505-0480

McLean County Auditor  
County Courthouse  
712 5<sup>th</sup> Avenue  
Washburn, North Dakota 58577

You may submit written comments or objections on the proposed permit revision application and 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 revision application. The reasons for requesting an informal conference must be stated in the request. Written comments, objections, or requests for an informal conference must be made by October 21, 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 Avenue, Dept. 408, Bismarck, North Dakota 58505-0480. For more information you may contact the Public Service Commission at 701-328-2400.

Signed on this 28 day of August 2024

By:   
Steve Kahl  
Executive Director

Falkirk Mine\Permits\NAFK - 8405\Revisions\No. 44\Rev44\_Ntc\_of\_rcpt\_8-28-24

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**Mailing lists for Notice of Revision Application – Local (McLean County), State, Federal Agencies, and Advisory Committee members**

**Use standard lists**

**Regular First-Class mail, and prepare affidavit of mailing**

**Send “Certified Mail” to the following Surface Owners:**

Stuart Busch and Paula Busch  
708 4th St. N  
Estelline, SD 57234-2095

Dallas Benzmilller and Vicki Benzmilller  
1682 29B Ave NW  
Coleharbor, ND 58531

The Estate of Virginia P. Busch  
C/O Kendal H. Busch, PR  
824 Saint Louis Pl.  
Bismarck, ND 58504-7107

Elnora Stengel, Life Estate  
c/o Louis W. Stengel, Jr.  
Attorney-in-Fact  
P.O. Box 326  
Underwood, ND 58576-0326

Dennis J. Dietz  
316 6th Ave. NW  
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