

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

September 5, 2024

Mr. Jeffrey Fleischman, Chief
Denver Field Division
Office of Surface Mining
PO Box 11018
150 East B Street
Casper, WY 82601-7032
jfleischman@osmre.gov

Dear Mr. Fleischman:

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 N $\frac{1}{2}$ of Section 1 and SW $\frac{1}{4}$ of Section 3 and adds mining plans for a pit cessation in the S $\frac{1}{2}$ 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 NW $\frac{1}{4}$ of Section 2 and the E $\frac{1}{2}$ 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 Office of Surface Mining must make the determination if this revision constitutes a mine plan modification with the changes proposed. Enclosed is a flash drive containing the permit application for Revision No. 44 for your agency's review. All updates to the permit are listed in Section 1.1.3 (Revision Lists of Changes). Section 3.1.5 (Pit Layout and Facilities Map) has been updated to identify coal removal areas.

We would appreciate any comments on the revision application by October 21, 2024. If you have any questions, please contact this office.

Sincerely,

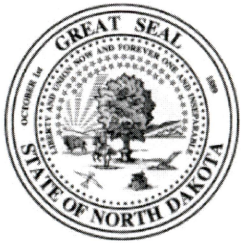
A handwritten signature in blue ink, appearing to read "Jonathan Emmer".

Jonathan Emmer
Director
Reclamation Division

Enclosure

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

Falkirk Mine\Permits\NAFK - 8405\Revisions\No. 44\Rev44_Advsry_rvw_rqst_ltr_9-5-24



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September 5, 2024

Ms. Elizabeth Shaeffer
Field Operations Manager
P.O. Box 25065
Lakewood, CO 80225
eshaeffer@osmre.gov

Dear Ms. Shaeffer:

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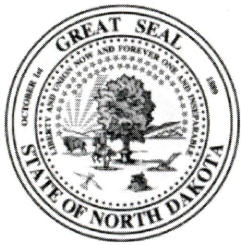
Jonathan Emmer
Director
Reclamation Division

Enclosure

cc via email only w/o enclosure:

Erica Trent (etrent@osmre.gov)
Charlie Kwak (ckwak@osmre.gov)

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

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

Dear Mr. Alexander:

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 N $\frac{1}{2}$ of Section 1 and SW $\frac{1}{4}$ of Section 3 and adds mining plans for a pit cessation in the S $\frac{1}{2}$ 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 NW $\frac{1}{4}$ of Section 2 and the E $\frac{1}{2}$ 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.

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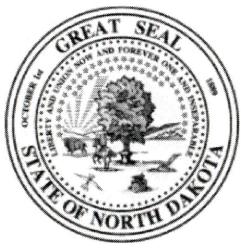
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Director
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600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
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September 5, 2024

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

Dear Mr. Kraft:

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 N $\frac{1}{2}$ of Section 1 and SW $\frac{1}{4}$ of Section 3 and adds mining plans for a pit cessation in the S $\frac{1}{2}$ 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 NW $\frac{1}{4}$ of Section 2 and the E $\frac{1}{2}$ 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.

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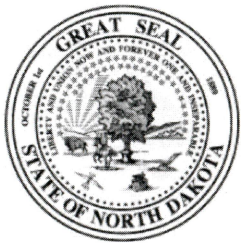
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September 5, 2024

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

Dear Mr. Glatt:

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 N $\frac{1}{2}$ of Section 1 and SW $\frac{1}{4}$ of Section 3 and adds mining plans for a pit cessation in the S $\frac{1}{2}$ 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 NW $\frac{1}{4}$ of Section 2 and the E $\frac{1}{2}$ 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.

A USB flash drive of the permit revision application is enclosed for your agency's evaluation as an Advisory Committee member as required by NDAC 69-05.2-10-01(2). All updates to the permit are listed in Section 1.1.3 (Revision Lists of Changes). Please review your agency's areas of responsibility and technical expertise for the revision application and provide any review comments by October 21, 2024.

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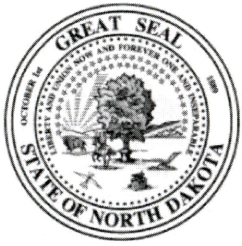
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September 5, 2024

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:

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 N $\frac{1}{2}$ of Section 1 and SW $\frac{1}{4}$ of Section 3 and adds mining plans for a pit cessation in the S $\frac{1}{2}$ 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 NW $\frac{1}{4}$ of Section 2 and the E $\frac{1}{2}$ 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.

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