



Re: [EXTERNAL] Request for Mine Plan Approval Review

From Trent, Erica L <etrent@osmre.gov>
Date Wed 3/5/2025 10:06 AM
To Emmer, Jonathan W. <jemmer@nd.gov>

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Good morning Jonathan,

Can you please provide the Federal Coal Lease number associated with each action for my tracking purposes?

I concur, Revision 37 to Permit NAFK-9503 does not require a mine plan approval.

I concur, Revision 30 to Permit NACT-0201 does not require a mine plan approval.

I concur, Revision 12 to Permit BNCR-1101 does not require a mine plan approval.

Erica Trent

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From: Emmer, Jonathan W. <jemmer@nd.gov>
Sent: Wednesday, March 5, 2025 7:40 AM
To: Trent, Erica L <etrent@osmre.gov>
Subject: [EXTERNAL] Request for Mine Plan Approval Review

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7 RC-25-20 Filed 03/05/2025 Pages: 2
Mine Plan Modification Email from Office of Surface Mining
US Dept of Interior Office of Surface Mining
Erica Trent

Good Morning Erica,

If possible, could you please review the following revisions we have pending. I do not believe any of them meet the criteria in CFR 746.18 so none of them should require mine plan approval. There is no federally owned surface at our mines, but some have federal coal that is leased. None of these revisions add land to the permit, or propose new mining of federal coal, or modify existing approved mining plans for federal coal.

Hopefully, I have provided enough information to make your review as quick as possible and that you can answer "yes or no" after each revision. Let me know if you need additional information.

Revision 37 to Permit NAFK-9503 - Falkirk Mine - Case No. RC-25-20 - this revision deletes 488.9 acres of undisturbed land from the permit and adds design plans for three sediment ponds. Currently, there is no federally owned surface or leased federal coal within Permit NAFK-9503. The revision does not appear to meet the criteria of CFR 746.18; therefore, this revision does not require mine plan approval. Do you concur?

Revision 30 to Permit NACT-0201 - Freedom Mine - this revision adds design plans for sediment ponds P-W03-03 and P-W07-02 to the permit. All surface ownership is privately owned. The revision does not appear to meet the criteria of CFR 746.18; therefore, this revision does not constitute a mine plan modification. Do you concur?

Revision 12 to Permit BNCR-1101 - Center Mine - the revision updates the permit to modify the surface water management plan, add design plans for P-28-1, revises the transportation plan, and proposes minor changes to the post-mine topography to accommodate post-mine wetlands. Some of the changes to the post-mine topography are above leased federal coal, but they are minimal. All surface ownership is privately owned. The revision does not appear to meet the criteria of CFR 746.18; therefore, this revision does not constitute a mine plan modification. Do you concur?

Jonathan Emmer

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