



Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

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

sent via email and regular mail

April 10, 2025

Mr. Jason Frye
Environmental Specialist
Falkirk Mining Company
P.O. Box 1087
Underwood, ND 58576-1087
jason.frye@nacoal.com

Dear Mr. Frye:

This is to inform you of the Commission's April 10, 2025, approval of Revision 37 to Surface Coal Mining Permit NAFK-9503 held by the Falkirk Mining Company. Revision 37 removes 499.3 acres from the permit in the SW $\frac{1}{4}$ of Section 7, T145N, R83W; the N $\frac{1}{2}$ of Section 13, T145N, R83W; and in the NW $\frac{1}{4}$, NE $\frac{1}{4}$, and SW $\frac{1}{4}$ of Section 18, T145N, R82W, McLean County—that have not been disturbed by mining activities. The revision also adds design plans for sedimentation ponds P-R03-01, P-R03-02, and P-R03-03, and updates the introductory, legal, surface water management plan, and operation plan sections. This permit revision was considered an insignificant revision but required Commission approval because of the acreage deletion. No bond adjustment was necessary as a result of this revision. Falkirk may submit bond riders to remove the deleted acreage from the bond area. This permit does not contain Federal coal.

Enclosed is the original revision award form. 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 w/o enclosure via email only: Steve Burke (steve.burke@nacoal.com)

Falkirk Mine\Permits\NAFK - 9503\Revisions\No. 37\Rev37_AL_4-10-25



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April 10, 2025

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

Dear Mr. Fleischman:

This is to inform you of the Commission's April 10, 2025, approval of Revision 37 to Surface Coal Mining Permit NAFK-9503 held by the Falkirk Mining Company. Revision 37 removes 499.3 acres from the permit in the SW $\frac{1}{4}$ of Section 7, T145N, R83W; the N $\frac{1}{2}$ of Section 13, T145N, R83W; and in the NW $\frac{1}{4}$, NE $\frac{1}{4}$, and SW $\frac{1}{4}$ of Section 18, T145N, R82W, McLean County—that have not been disturbed by mining activities. The revision also adds design plans for sedimentation ponds P-R03-01, P-R03-02, and P-R03-03, and updates the introductory, legal, surface water management plan, and operation plan sections. This permit revision was considered an insignificant revision but required Commission approval because of the acreage deletion. No bond adjustment was necessary as a result of this revision. This permit does not contain Federal coal.

Enclosed is a copy of the revision award form and a USB-drive of the approved revision. 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)

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April 10, 2025

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 April 10, 2025, approval of Revision 37 to Surface Coal Mining Permit NAFK-9503 held by the Falkirk Mining Company. Revision 37 removes 499.3 acres from the permit in the SW $\frac{1}{4}$ of Section 7, T145N, R83W; the N $\frac{1}{2}$ of Section 13, T145N, R83W; and in the NW $\frac{1}{4}$, NE $\frac{1}{4}$, and SW $\frac{1}{4}$ of Section 18, T145N, R82W, McLean County—that have not been disturbed by mining activities. The revision also adds design plans for sedimentation ponds P-R03-01, P-R03-02, and P-R03-03, and updates the introductory, legal, surface water management plan, and operation plan sections.

Enclosed is a copy of the revision award form. If you have any questions, please contact this office.

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Jonathan Emmer
Director
Reclamation Division

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April 10, 2025

Mr. David Glatt, PE
Director
ND 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 April 10, 2025, approval of Revision 37 to Surface Coal Mining Permit NAFK-9503 held by the Falkirk Mining Company. Revision 37 removes 499.3 acres from the permit in the SW $\frac{1}{4}$ of Section 7, T145N, R83W; the N $\frac{1}{2}$ of Section 13, T145N, R83W; and in the NW $\frac{1}{4}$, NE $\frac{1}{4}$, and SW $\frac{1}{4}$ of Section 18, T145N, R82W, McLean County—that have not been disturbed by mining activities. The revision also adds design plans for sedimentation ponds P-R03-01, P-R03-02, and P-R03-03, and updates the introductory, legal, surface water management plan, and operation plan sections.

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Director
Reclamation Division

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sent via email only

April 10, 2025

Ms. Beth Knutson
McLean County Auditor
PO Box 1108
Washburn, ND 58577
baknutson@nd.gov

Dear Ms. Knutson:

This is to inform you of the Commission's April 10, 2025, approval of Revision 37 to Surface Coal Mining Permit NAFK-9503 held by the Falkirk Mining Company. Revision 37 removes 499.3 acres from the permit in the SW $\frac{1}{4}$ of Section 7, T145N, R83W; the N $\frac{1}{2}$ of Section 13, T145N, R83W; and in the NW $\frac{1}{4}$, NE $\frac{1}{4}$, and SW $\frac{1}{4}$ of Section 18, T145N, R82W, McLean County—that have not been disturbed by mining activities. The revision also adds design plans for sedimentation ponds P-R03-01, P-R03-02, and P-R03-03, and updates the introductory, legal, surface water management plan, and operation plan sections.

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