

**PUBLIC SERVICE COMMISSION**  
Reclamation Division  
\*\*\*\*\*

Memorandum

TO: Commissioners Christmann, Haugen-Hoffart, and Kringstad  
Steve Kahl, Executive Director  
Brian Johnson, Special Assistant Attorney General

FROM: <sup>JE</sup> Jonathan Emmer, <sup>MT</sup> Monty Johnson, and <sup>ls</sup> Shawn Nixon

DATE: September 12, 2025

SUBJECT: Application of Renewal 4 to Permit NACT-0401 held by The Coteau Properties Company, Case No. RC-25-079

On February 20, 2025, the Reclamation Division received Coteau Properties Company's application for Renewal 4 to Surface Coal Mining Permit NACT-0401 to continue mining operations within the existing permit area until September 26, 2030. Permit NACT-0401 covers all or portions of Sections 4 and 9, T145N, R87W, and Sections 21, 22, 23, 25, 26, 27, 28, 33, 34, 35, and 36, T146N, R87W, Mercer County, totaling 6,070.27 acres. The Reclamation Division has completed its review of this five-year permit renewal and respectfully recommends that it be approved.

Coteau has applied for this five-year renewal because coal removal operations will continue in this permit area for many years. Mining and reclamation plans and other information were updated for the next permit term as part of Revision 52 which was submitted with the renewal application.

Coteau has submitted the affidavits of publication for the newspaper notice. We notified the appropriate agencies, affected landowners and the advisory committee members of this application. No technical deficiency comments from advisory committee members were received. No other comments or objections to this renewal application were received. Evidence of adequate performance bond and liability insurance are currently on file. The amount of bond that currently covers this and other permits at the Freedom Mine is \$215,000,000.

A map showing the location of this permit area is attached. Also attached for your consideration are the proposed motion and renewal approval forms.

Attachments

Freedom Mine\Permits\NACT - 0401\Revisions & Renewal\Rev52\_Ren4\Ren4\_Apprvl\_memo\_9-12-25

# NACT-0401 Permit Area Map

