



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 only

July 23, 2025

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

Dear Mr. Frye:

The Reclamation Division has reviewed Falkirk's July 9, 2025 response to our June 5, 2025 completeness review letter for Revision No. 42 to Surface Coal Mining Permit NAFK-8705. Revision No. 42 has been determined to be a significant revision and is therefore subject to the notice, hearing, and procedural requirements. The following item must be adequately addressed before the application can be deemed complete and approval can be granted to begin publication of the permit revision newspaper notice. Please note that the follow-up item references the item number in our June 5, 2025, completeness review letter.

Section 1.2 – Legal Information

1. Follow-up to Item No. 2: The updates made to Section 1.2.4 (Newspaper Publication Notice) contain two errors, both within the legal descriptions for Items No. 4 on page 222 of the pdf. Specifically, the section line location incorrectly lists Section 24 as in T146N, R82W, when it should be T146N, R83W. Please revise both Item No. 4 entries in Section 1.2.4 to accurately reflect Section 24, T146N, R83W. (BSM)

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

cc via email only: Steve Burke (steve.burke@nacoal.com)

Falkirk Mine\Permits\NAFK - 8705\Revisions & Renewals\No. 42\Rev42_Complete_rvw_ltr_7-23-25