

FREEDOM MINE
THE COTEAU PROPERTIES COMPANY

November 25, 2025

Mr. Jonathan Emmer
Director Reclamation
Division Public Service
Commission 600 East
Boulevard Avenue
Department 408
Bismarck, ND 58505-0480

Dear Mr. Emmer:

Revision 3 to Permit NACT-1801 has been uploaded to Permit Services. Deficiencies listed in your October 3, 2025 letter have been addressed, with responses listed below. All changes have been tracked in track changes and highlighted in cyan.

Section 2.2 – Surface Water Hydrology

1. *Section 2.2.6 (Post-Mining Probable Hydrologic Consequences Map) incorrectly shows a portion of Sections 17 and 18 in the WAC-19 watershed that flows southward. Surface water runoff from Sections 17 and 18 flows eastward, as has been established in Final Bond Release No. 1 to Permit NACT-1801. Please update the watershed boundary between the WAC-19 and WAC-21 watersheds in Section 2.2.6 and update the size of the WAC-19 and WAC-21 post-mining drainage areas in the tables in Section 2.2.4.1 (2-Year/24-Hour Design Storm), Section 2.2.4.2 (10-Year/24-Hour Design Storm), and Section 2.2.4.3 (25-Year/24-Hour Design Storm). The expected peak discharge and runoff volume for the storm events in the tables in Sections 2.2.4.1, 2.2.4.2 and 2.2.4.3 will need to be recalculated accordingly. This issue was not raised during our pre-renewal; however, it is appropriate to be addressed at this time. Please ensure that all changes made in Section 2.2 are reflected in Section 1.1.2 (Revision Summary Pages). (GAW)*

Section 2.2.6 (Post-Mining Probable Hydrologic Consequences Map), Section 2.2.4.1 (2-Year/24-Hour Design Storm), Section 2.2.4.2 (10-Year/24-Hour Design Storm), and Section 2.2.4.3 (25-Year/24-Hour Design Storm) have all been updated to depict the correct watershed boundary as requested. Section 1.1.2 (Revision Summary Pages) has been updated to reflect these changes.

Section 4.1 – Post-Mining Land Use Plans

Freedom Mine – Coteau Properties Company

204 County Road 15
Beulah, ND 58523
P: 701.873.2281

NACoal.com

Coteau Properties Company, a subsidiary company of The North American Coal Corporation

17 RC-25-211 Filed 11/25/2025 Pages: 2
Revision 3 Technical 1 Response Letter

Coteau Properties Company
Mark A Wallen

- 2. The NACT-8601 and NACT-1801 permit labels are overlapping and difficult to read in Section 4.1.2 (Post-Mining Topography and Land Use Map), specifically in the SE¼ of Section 8. Please update Section 4.1.2 to separate these labels (NACT-8601 and NACT-1801) so that they are legible. (JAR)*

The NACT-8601 and NACT-1801 permit labels in Section 4.1.2 have been updated as requested.

- 3. In Section 4.1.3 (Pre- and Post-Mining Land Use Comparison Table), changes were made to acreage in the cropland, native grassland, tame pastureland, shelterbelt, developed water, fish and wildlife, and roads columns; however, the totals for each land use were not updated to account for these changes. Please update Section 4.1.3 so the land use acreages and total acreages are accurate. (AAC/WWS)*

The totals have been updated to reflect the changes that were made within the columns in Section 4.1.3.

If you have any questions, please contact this office.

Sincerely,

THE COTEAU PROPERTIES COMPANY

/s/

Mark A. Wallen
Environmental Specialist

MAW:mdb
Enc.

Uploaded via Permit Services