



# APPLICATION FOR RENEWAL OF PERMIT TO ENGAGE IN SURFACE COAL MINING AND RECLAMATION OPERATIONS

PUBLIC SERVICE COMMISSION  
RECLAMATION DIVISION  
SFN 10566 (1-2004)

Date  
June 19, 2025

Name of Permittee The Coteau Properties Company		Permit Number NACT-1801	
Address 204 County Road 15	City Beulah	State ND	Zip Code 58523

The above named hereby makes application for Renewal Number 1 of the above Permit Number in order to continue to engage in surface coal mining and reclamation operations within the area described below in the permit during the period from February 17, 2026 to February 16, 2031.

The reasons for requesting the renewal is attached and any changes to the matters set forth in the approved Permit are particularly described in the accompanying revision application.

The applicable public notice provisions of Section 38-14.1-18 of the North Dakota Century Code have been complied with. A copy of the advertisement is attached and affidavits of publications will be furnished to the Commission prior to issuance of the Permit Renewal.

Bond for surface coal mining and reclamation operations and liability insurance will be provided for the proposed period of renewal. Attached is a statement evidencing that the bond is sufficient and will continue in full force for the renewal period and that liability insurance will be provided for the renewal period.

LOCATION				ACRES
SECTION	TOWNSHIP	RANGE	COUNTY	
				4,696.58
<b>TOTAL ACRES</b>				<b>4,696.58</b>

Signature of Official <i>Mark Walsh</i>	Title Environmental Specialist
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### VERIFICATION

Name of Official Michael D. Berg P.E.
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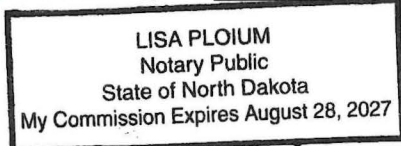
I, the above named, being first and duly sworn, verify that the information contained in the Permit Renewal Application is true and correct to the best of my knowledge and belief.

Signature of Official <i>Mark Berg</i>	Title Environmental Manager
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STATE OF North Dakota )  
 )ss.  
COUNTY OF Mercer )

Subscribed and Sworn before me, this 19 day of June, 2025.

(SEAL)



*Lisa Ploium*  
Notary Public

My Commission Expires: \_\_\_\_\_

June 19, 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 mailed via the United States Postal Service and uploaded to Permit Services. Deficiencies listed in your May 15, 2025 letter have been addressed, with responses listed below. Enclosed is an original signed application form for the revision, and 3 copies of this permit. All changes have been tracked in track changes.

**General**

1. *Due to the pending approval of Bond Release No. 2 to Permit NACT-1801 and the timeline for submitting the renewal application, please consider updating all appropriate maps and narratives regarding the bond release. (PJR/WWS)*

Sections 3.1.3, 3.1.4, 3.3.2 and 4.1.2 maps and 4.1.3 table have all been updated to reflect the pending bond release FBR #2 to Permit NACT-1801 and past approved bond release FBR #1 to NACT-1801.

**Section 1.2.6 – Certificate of Liability Insurance**

2. *Please update Section 1.2.6 (Certificate of Liability Insurance) with the current certificate and its endorsement as required by NDCC 38-14.1-14(3) and NDAC 69-05.2-12-20. (PJR/AAC/JAR)*

Section 1.2.6 (Certificate of Liability Insurance) has been updated as requested.

**Section 1.3 – Business Entity/Compliance Information**

3. *Please provide an updated Consolidated Legal Information Report covering Section 1.3.1 (Ownership and Control Information), Section 1.3.2 (Current Permits and Permit*

**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

1 RC-25-212 Filed 06/19/2025 Pages: 5  
Renewal application to extend the permit term another five years,  
until February 17, 2031.

Coteau Properties Company  
Michael Berg

*Applications), and Section 1.3.3 (Schedule of Violations) referenced in Permit NACT-1801 if there are any changes to ownership and control information, the list of current or previous coal mining permits held during the past five years, or the schedule of violation notices in the past three years since the most recent consolidated report. (PJR/AAC/JAR)*

Sections 1.3.1, 1.3.2 and 1.3.3 have been updated as requested and uploaded to Permit Services by the NACCO corporate office.

4. *Please update Section 1.3.5 (Other Licenses and Permits) as required by NDAC 69-05.2-06-04 with any necessary changes. (PJR)*

Section 1.3.5 (Other Licenses and Permits) has been updated as requested.

### **Section 1.5 - Identification of Interests and Rights of Entry**

5. *Please update Section 1.5.1 (Permit Area Surface and Coal Interests) as required by NDCC 38-14.1-14(1)(c)(2) and make the corresponding updates to Section 1.5.3 (Surface and Coal Ownership Map) if any ownership changes have occurred since the most recent updates. (PJR/AAC/WWS/JAR)*

Section 1.5.1 has been updated as requested.

6. *Please update Section 1.5.2 (Adjacent Surface and Coal Ownership and Leasehold Information) as required by NDAC 69-05.2-06-01(1)(a) and make the corresponding updates to Section 1.5.3 (Surface and Coal Ownership Map) if any ownership changes have occurred since the most recent updates. (PJR/AAC/WWS/JAR)*

Section 1.5.2 and 1.5.3 have been updated as requested.

### **Section 3.1 - Operations - General**

7. *If necessary, please update Section 3.1.1.5 (List of Equipment) as required by NDAC 69-05.2-09-01(1). (PJR/AAC/JAR)*

Section 3.1.1.5 (List of Equipment) has been updated as requested.

8. *Please update Section 3.1.3 (Pit Layout and Facilities Map) to reflect any changes with the pit layout and sequence, status or presence of SPGM stockpiles, overburden stockpiles, water management structures, haul roads, buildings, facilities, utilities, and*

*structures that may have occurred since the map was last updated as required in part by NDAC 69-05.2-09-02. (PJR/AAC/JAR)*

The permit boundary to NACT-1801 was updated to account for the pending bond release of FBR #2 to NACT-1801 and was also updated to depict the boundary change for FBR #1 to NACT-1801. No other changes were made.

9. *Please replace Section 3.1.4 (Extended Mining Plan Map) with the most recent Freedom Mine Extended Mining Plan Map as required by NDAC 69-05.2-07-03. (AAC/JAR)*

Section 3.1.4 was updated as requested.

### **Section 3.3 – Surface Water Management**

10. *Please update Section 3.3.2 (Surface Water Management Plan Map) to reflect any changes with the status or presence of water management structures, SPGM stockpiles, overburden stockpiles, and haul roads that may have occurred since the map was last updated as required in part by NDAC 69-05.2-09-02 and NDAC 69-05.2-09-09. (PJR/JAR)*

The permit boundary to NACT-1801 was updated to account for the pending bond release of FBR #2 to NACT-1801 and was also updated to depict the boundary change for FBR #1 to NACT-1801. No other changes were made.

Mr. Jonathan Emmer  
June 19, 2025  
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If you have any questions, please contact this office.

Sincerely,

THE COTEAU PROPERTIES COMPANY

A handwritten signature in blue ink, appearing to read "Michael D. Berg".

Michael D. Berg P.E.  
Environmental Manager

MAW:mdb  
Enc.

Uploaded via Permit Services

cc. Carmen Reed, Mercer County Auditor (w/enc)