



# Public Service Commission

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*sent via email only*

November 14, 2025

Mr. Jason Frye  
Environmental Specialist  
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Dear Mr. Frye:

The Reclamation Division has conducted a technical review of the application for Revision 45 and corresponding Renewal 8 to Surface Coal Mining Permit NAFK-8405. The following items must be addressed before the Commission can take further action on these applications:

## **Section 1.5.1 – Permit Area Surface and Coal Interests**

1. The surface ownership addresses for Gary R. Heidelberger (Tract 103) and Summer Boschert (Tract 60) are outdated in Section 1.5.1 (Permit Area Surface and Coal Interests). Please update the addresses in Section 1.5.1 to reflect the corrected mailing address for each surface owner. (JAR/WWS)
2. The surface ownership addresses for Gregory and Mildred Jordahl (Tracts 21 & 23) may be outdated in Section 1.5.1 (Permit Area Surface and Coal Interests). If necessary, please update the addresses in Section 1.5.1 to reflect the corrected mailing address for each surface owner. (JAR/WWS)

## **Section 3.1.5 – Pit Layout and Facilities Map**

3. Section 3.1.5 (Pit Layout and Facilities Map) depicts a SPGM storage area within the 500-foot setback for occupied dwellings (Wade Haseleu's farmstead) in the NE¼ of Section 5. Please update Section 3.1.5 by removing the SPGM storage area within the 500-foot setback of Wade Haseleu's farmstead in the NE¼ of Section 5. (JAR/BSM/MLJ/WWS)
4. Section 3.1.5 (Pit Layout and Facilities Map) was updated as part of Revision 45; however, the revision update table lists that the latest revision to Section 3.1.5 occurred on 09/25/24. Please update the revision table in Section 3.1.5 to include the current revision date for accurate tracking and documentation purposes. (BSM)

## **Section 4.2.3 – Grading Sequence Map**

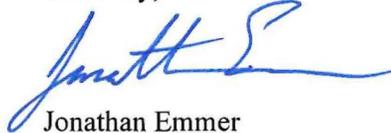
5. Please revise Section 4.2.3 (Grading Sequence Map) so that the pits align with the pits depicted on Section 3.1.5 (Pit Layout and Facilities Map). Also, please revise the legend in Section 4.2.3 to

Mr. Jason Frye  
November 14, 2025  
Page 2 of 2

clarify what the date (year) associated with each pit is intended to represent. Without clarification, one assumes the dates depicted on the map represent the year of coal removal rather than the revegetation date or coal removal plus three years. (GAW)

If you have any questions, please contact this office.

Sincerely,



Jonathan Emmer  
Director  
Reclamation Division

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

Falkirk Mine\Permits\NAFK - 8405\Revisions\Rev45\_Ren8\Rev45\_Tech1\_rvw\_ltr\_11-14-25