

**PUBLIC SERVICE COMMISSION
Reclamation Division**

MEMORANDUM

TO: Commissioners Christmann, Haugen-Hoffart, and Kringstad
Brian Johnson, Executive Director
Chris Martens, General Counsel

From: Jonathan Emmer, ^{JE} Monty Johnson, ^{MJ} Jeff Roerick, ^{JR} and Warren Swenson, ^{WS}

Date: February 24, 2026

Subject: Application for Renewal No. 8 to Permit No. NAFK-8405 held by the Falkirk Mining Company, Case No. RC-25-242

On August 28, 2025, the Falkirk Mining Company (Falkirk) filed the application for Renewal No. 8 to Surface Coal Mining Permit NAFK-8405 to continue mining and reclamation operations within the existing permit area until April 15, 2031. Permit NAFK-8405 covers all or portions of Section 3, T145N, R82W, Sections 6, 7, and 18, T146N, R81W, Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 26, 27, 34, and 35, T146N, R82W, and Sections 33, 34, 35, and 36, T147N, R82W, McLean County, totaling 13,150.00 acres. The Reclamation Division has completed its review of this five-year permit renewal application and respectfully recommends that it be approved.

Falkirk has applied for this five-year renewal because mining and reclamation 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 No. 45 which was submitted with the renewal application.

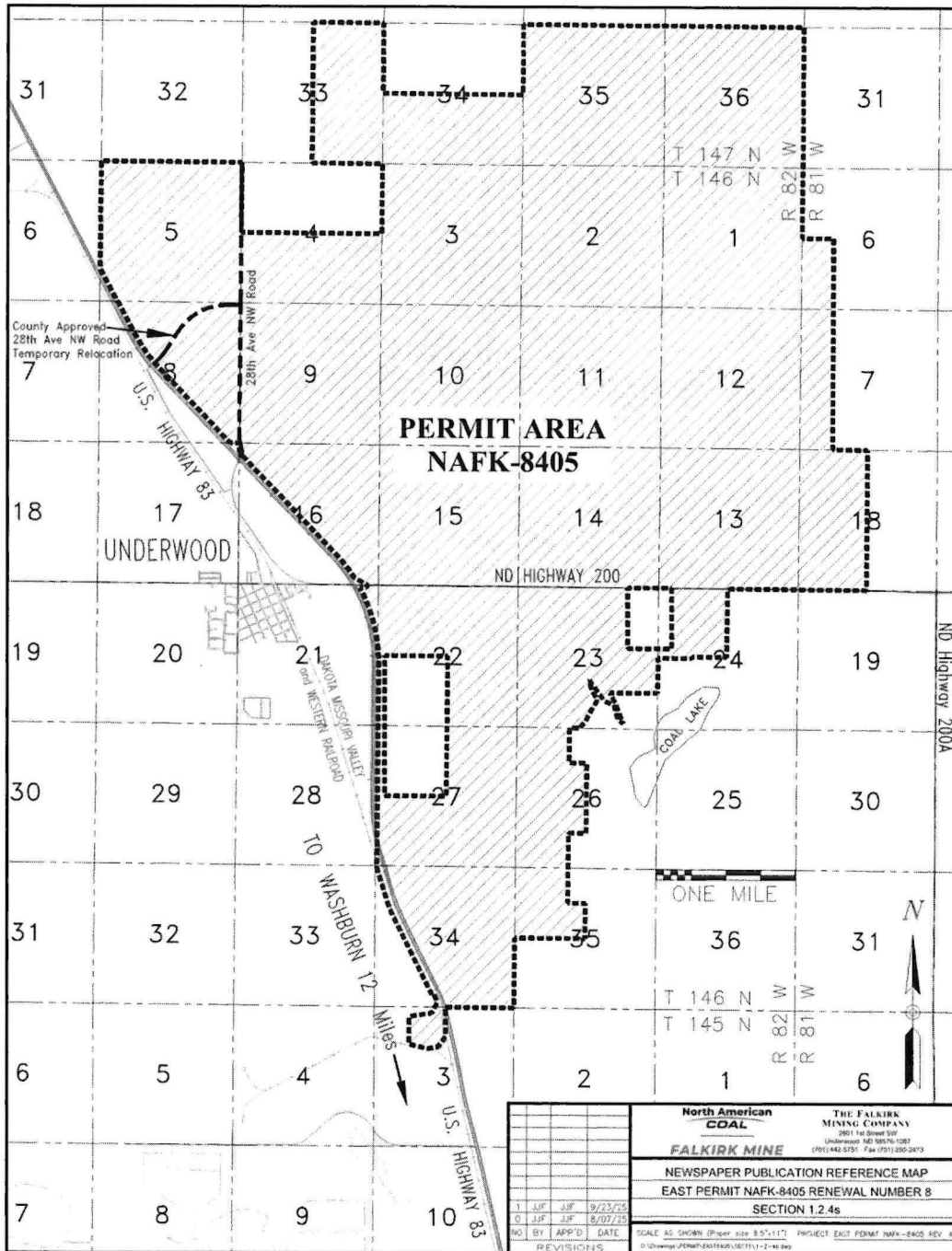
Falkirk has submitted the affidavits of publication for the newspaper notice. We notified the appropriate agencies, affected landowners, and the advisory committee members of this application. No technical deficiency comments from advisory committee members were received. No other comments or objections 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 Falkirk Mine is \$114,823,633.

Attached for your consideration at the March 5th Commission meeting are the proposed motion and renewal approval forms. A map of the permit area is included below.

Attachments

Falkirk Mine\Permits\NAFK - 8405\Revisions\Rev45_Ren8\Ren8_apprvl_memo_2-24-26

NAFK-8405 Permit Area Map



				North American COAL		THE FALKIRK MINING COMPANY	
				FALKIRK MINE		2805 1st Street SW Underwood ND 58076-1087 (701) 446-8751 Fax (701) 250-2473	
NEWSPAPER PUBLICATION REFERENCE MAP							
EAST PERMIT NAFK-8405 RENEWAL NUMBER 8							
SECTION 1.2.4s							
1	JIF	JIF	9/23/15				
0	JIF	JIF	8/07/15				
NO	BY	APP'D	DATE	SCALE AS SHOWN (Paper size 8.5"x11") PROJECT ECT PERMIT NAFK-8405 REV. 03			
REVISIONS				© Underground Mining Services, Inc. 2015			