



Public Service Commission

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

sent via email and regular mail

April 29, 2026

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

Dear Mr. Frye:

This is to inform you of the Commission's April 29, 2026, approval of Bond Release No. 7 to Surface Coal Mining Permit NAFK-9601 at the Falkirk Mine, PSC Case No. RC-25-247. Final bond release has been approved for 285.28 acres of land located in portions of Sections 25 and 36, T146N, R82W, and Section 31, T146N, R81W, McLean County. This bond release application consists of approximately 189.57 acres of reclaimed cropland, 12.76 acres of reclaimed native grassland, 22.65 acres of reclaimed seasonal wetland, 0.4 acres of reclaimed temporary wetland, 1.12 acres of grass waterway, 3.09 acres of reclaimed section line road, and 55.69 acres of land that were not disturbed by mining activities.

The bond release will become effective on May 29, 2026, unless a formal hearing is requested. Falkirk may request a reduction to Collateral Bond No. CB-9601-1 in the amount of \$421,656.47 when the bond release becomes effective.

Enclosed is the original bond release award form. If you have any questions, please contact this office.

Sincerely,

A blue ink signature of Jonathan Emmer.

Jonathan Emmer
Director
Reclamation Division

Enclosure

cc via email only w/o enclosure: Steve Burke (steve.burke@nacoal.com)
Tanner Jochim (tannert.jochim@nacoal.com)

Falkirk Mine\Permits\NAFK - 9601\Bond Release\Bond Release 7\BR7_AL_4-29-26



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April 29, 2026

Mr. Jeffrey Fleischman, Chief
Denver Field Division
Office of Surface Mining
PO Box 11018
150 East B Street
Casper, WY 82601-7032
jfleischman@osmre.gov

Dear Mr. Fleischman:

This is to inform you of the Commission's April 29, 2026, approval of Bond Release No. 7 to Surface Coal Mining Permit NAFK-9601 at the Falkirk Mine, PSC Case No. RC-25-247. Final bond release has been approved for 285.28 acres of land located in portions of Sections 25 and 36, T146N, R82W, and Section 31, T146N, R81W, McLean County. This bond release application consists of approximately 189.57 acres of reclaimed cropland, 12.76 acres of reclaimed native grassland, 22.65 acres of reclaimed seasonal wetland, 0.4 acres of reclaimed temporary wetland, 1.12 acres of grass waterway, 3.09 acres of reclaimed section line road, and 55.69 acres of land that were not disturbed by mining activities.

The bond release will become effective on May 29, 2026, unless a formal hearing is requested. Falkirk may request a reduction to Collateral Bond No. CB-9601-1 in the amount of \$421,656.47 when the bond release becomes effective.

Enclosed is a copy of the bond release award form and the approved bond release application will be shared with you via a Microsoft OneDrive link emailed with this letter. 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

Enclosures

cc via email only: John Sieving (jsieving@osmre.gov)

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April 29, 2026

Mr. Luke Toso
Ecological Services Supervisor
U.S. Fish and Wildlife Service
3425 Miriam Avenue
Bismarck, ND 58501-7926
luke_toso@fws.gov

Dear Mr. Toso:

This is to inform you of the Commission's April 29, 2026, approval of Bond Release No. 7 to Surface Coal Mining Permit NAFK-9601 at the Falkirk Mine, PSC Case No. RC-25-247. Final bond release has been approved for 285.28 acres of land located in portions of Sections 25 and 36, T146N, R82W, and Section 31, T146N, R81W, McLean County. This bond release application consists of approximately 189.57 acres of reclaimed cropland, 12.76 acres of reclaimed native grassland, 22.65 acres of reclaimed seasonal wetland, 0.4 acres of reclaimed temporary wetland, 1.12 acres of grass waterway, 3.09 acres of reclaimed section line road, and 55.69 acres of land that were not disturbed by mining activities. The bond release will become effective on May 29, 2026, unless a formal hearing is requested.

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Jonathan Emmer
Director
Reclamation Division

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Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

sent via certified mail

April 29, 2026

McLean County Commissioners
McLean County Courthouse
PO Box 1108
Washburn, ND 58577-1108

Dear Commissioners:

This is to inform you of the Commission's April 29, 2026, approval of Bond Release No. 7 to Surface Coal Mining Permit NAFK-9601 at the Falkirk Mine, PSC Case No. RC-25-247. Final bond release has been approved for 285.28 acres of land located in portions of Sections 25 and 36, T146N, R82W, and Section 31, T146N, R81W, McLean County. This bond release application consists of approximately 189.57 acres of reclaimed cropland, 12.76 acres of reclaimed native grassland, 22.65 acres of reclaimed seasonal wetland, 0.4 acres of reclaimed temporary wetland, 1.12 acres of grass waterway, 3.09 acres of reclaimed section line road, and 55.69 acres of land that were not disturbed by mining activities. The bond release will become effective on May 29, 2026, unless a formal hearing is requested.

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Jonathan Emmer
Director
Reclamation Division

Enclosure

Cert No. 9589 0710 5270 2708 2391 09

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ndpsc@nd.gov

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

sent via email only

April 29, 2026

Ms. Beth Knutson
McLean County Auditor
PO Box 1108
Washburn, ND 58577-1108
baknutson@nd.gov

Dear Ms. Knutson:

This is to inform you of the Commission's April 29, 2026, approval of Bond Release No. 7 to Surface Coal Mining Permit NAFK-9601 at the Falkirk Mine, PSC Case No. RC-25-247. Final bond release has been approved for 285.28 acres of land located in portions of Sections 25 and 36, T146N, R82W, and Section 31, T146N, R81W, McLean County. This bond release application consists of approximately 189.57 acres of reclaimed cropland, 12.76 acres of reclaimed native grassland, 22.65 acres of reclaimed seasonal wetland, 0.4 acres of reclaimed temporary wetland, 1.12 acres of grass waterway, 3.09 acres of reclaimed section line road, and 55.69 acres of land that were not disturbed by mining activities. The bond release will become effective on May 29, 2026, unless a formal hearing is requested.

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Director
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Randy Christmann

Jill Kringstad

sent via certified mail

April 29, 2026

Honorable Roxanne Kapanke
President of City Commission
P.O. Box 168
Underwood, ND 58576-0168

Dear President Kapanke:

This is to inform you of the Commission's April 29, 2026, approval of Bond Release No. 7 to Surface Coal Mining Permit NAFK-9601 at the Falkirk Mine, PSC Case No. RC-25-247. Final bond release has been approved for 285.28 acres of land located in portions of Sections 25 and 36, T146N, R82W, and Section 31, T146N, R81W, McLean County. This bond release application consists of approximately 189.57 acres of reclaimed cropland, 12.76 acres of reclaimed native grassland, 22.65 acres of reclaimed seasonal wetland, 0.4 acres of reclaimed temporary wetland, 1.12 acres of grass waterway, 3.09 acres of reclaimed section line road, and 55.69 acres of land that were not disturbed by mining activities. The bond release will become effective on May 29, 2026, unless a formal hearing is requested.

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Director
Reclamation Division

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Bismarck, ND 58505-0480
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April 29, 2026

Mr. Mark Lelm
City Commission President
907 Main Ave
PO Box 467
Washburn, ND 58577-0467
marktlem@gmail.com

Dear President Lelm:

This is to inform you of the Commission's April 29, 2026, approval of Bond Release No. 7 to Surface Coal Mining Permit NAFK-9601 at the Falkirk Mine, PSC Case No. RC-25-247. Final bond release has been approved for 285.28 acres of land located in portions of Sections 25 and 36, T146N, R82W, and Section 31, T146N, R81W, McLean County. This bond release application consists of approximately 189.57 acres of reclaimed cropland, 12.76 acres of reclaimed native grassland, 22.65 acres of reclaimed seasonal wetland, 0.4 acres of reclaimed temporary wetland, 1.12 acres of grass waterway, 3.09 acres of reclaimed section line road, and 55.69 acres of land that were not disturbed by mining activities. The bond release will become effective on May 29, 2026, unless a formal hearing is requested.

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