

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Coyote Creek Mining Company, L.L.C.
Revision 14, Permit NACC-1302
Application

Case No. RC-25-270

**REVISION OF PERMIT TO ENGAGE IN
SURFACE COAL MINING AND RECLAMATION OPERATIONS**

July 27, 2026

Based on the application for **Revision Number 14 to Permit Number NACC-1302 received October 3, 2025**, and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

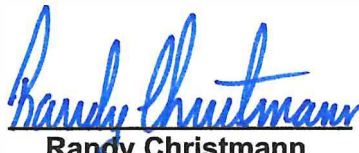
1. The revision application received on October 3, 2025, is complete and accurate and the applicant has complied with the requirements of Chapter 3814.1 of the North Dakota Century Code and Article 6905.2 of the North Dakota Administrative Code.
2. The Commission received a request for an Informal Conference on this application from Casey and Julie Voigt with concerns about the native grassland reference areas, the Section 36 farmer access road (18th Street SW), compaction testing, and the productivity of reclaimed land. The informal conference was held on May 12, 2026. The Hearing Officer issued the Informal Conference Findings and Recommended Order stating that the Commission may approve Revision 14 with conditions or it may approve Revision 14 outright, without conditions. Coyote Creek Mining Company, L.L.C. updated the Revision 14 application with language stating that the mine will work with Mr. Voigt to establish a clayey native grassland reference area. The Revision 14 application was updated with this information to the satisfaction of the Commission.
3. The current performance bond in the amount of \$25,219,975 is sufficient for the proposed mining and reclamation operations in the bond area of Permit NACC-1302.
4. The Commission's findings that were made when the permit was issued, and the findings made with subsequent revisions remain applicable to the revised operation and reclamation plans.

Revision Number 14 to Permit Number NACC-1302 is hereby granted to The Coyote Creek Mining Company, L.L.C. Revision 14 revises the post-mining topography in portions of Sections 23, 24, 25, 26, and 36, T143N, R89W; Section 31, T143N, R88W; and Section 6, T142N, R88W. The revision also updates the introductory information; pre-mining land use information; general operations; surface water management; post-mining land use plans and topography; revegetation procedures, establishment and management; and vegetation assessment and success standards sections of the permit. Specific updates include updated design plans for sediment pond P24-06; the addition of design plans for diversion D25-01; post-mining land use acreage adjustments in Sections 24 and 25, T143N, R89W to accommodate larger blocks of cropland and native grassland; and modifications to the

native grassland and woodland planting seed mixtures. The revision also finalizes the location of the Section 36 farmer access road (18th Street SW) and finalizes the use of five ecological sites as native grassland reference areas.

The approved revision is subject to the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, the conditions of the approved permit, and any additional or revised permit conditions listed on attached PSC Reclamation Form - 3. Pursuant to Section 38-14.1-23 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, this revision was found to be a significant alteration to the previously approved permit.

PUBLIC SERVICE COMMISSION

 _____ Sheri Haugen-Hoffart Commissioner	 _____ Randy Christmann Chair	 _____ Jill Kringstad Commissioner
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Coyote Creek Mine\Permits\NACC - 1302\Revisions & Renewals\No. 14\Rev14_Apprvl_award_7-27-26