

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Falkirk Mining Company
Revision 40, Permit NAFK-9503
Application

Case No. RC-25-294

SURFACE COAL MINING AND RECLAMATION PERMIT CONDITION

August 26, 2026

Revision 40 to Surface Coal Mining Permit Number NAFK-9503 has been issued to the **Falkirk Mining Company** subject to Chapter 38-14.1 of the North Dakota Century Code, all the rules promulgated thereunder, and the following condition:

1. No overburden or coal removal may occur on the federal coal tract in the NW¼ of Section 12, T144N, R84W, until the mine plan for the federal coal is approved by the United States Department of the Interior as required by 30 CFR 746.11. Until the mine plan is approved, surface disturbances on the described federal coal tract must be limited to those activities that the Commission determines are necessary for carrying out mining on the adjoining tracts where Falkirk Mining Company has all of the rights necessary to mine the coal, and after the Commission consults with the Bureau of Land Management through the Office of Surface Mining Reclamation and Enforcement (OSMRE) in accordance with NDAC 69-05.2-10-06 and North Dakota's Cooperative Agreement with OSMRE.

PUBLIC SERVICE COMMISSION



Sheri Haugen-Hoffart
Commissioner



Randy Christmann
Chair



Jill Kringstad
Commissioner

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