

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Falkirk Mining Company
Revision 41, Permit-9503
Application**

Case No. RC-26-278

AFFIDAVIT OF SERVICE CERTIFIED, REGULAR, AND INSIDE MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Christine Aslakson deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **15th day of September, 2026**, she deposited in the United States Mail, at Bismarck, North Dakota, **11** certified mail envelopes, return receipt requested, postage prepaid, **23** envelopes by standard first-class mail, postage prepaid, and **6** inside mail envelopes, all securely sealed and each containing a photocopy of:

NOTICE OF RECEIPT OF REVISION APPLICATION

Mailing lists for Notice of Receipt of Revision Application - local, state and federal agencies and Advisory Committee members

Surface owners Revision 41 – Permit NAFK-9503 - CERTIFIED MAIL

Ryan Peterson
3675 8th St. SW
Washburn, ND 58577-9518
Cert No. 9589 0710 5270 1777 9873 86

David Crum
1913 Canopy Ct.
Fort Collins, CO 80528-6344
Cert No. 9589 0710 5270 1777 9873 93

Carol Sauer Life Estate
1203 Billings Dr.
Bismarck, ND 58504-6418
Cert. No. 9589 0710 5270 1777 9874 09

Dwight & Denise Gradin
76 32nd Ave. SW
Underwood, ND 58576-9633
Cert No. 9589 0710 5270 1777 9874 16

Jason Sauer
722 N Halifax Dr
Ormond Beach, FL 32176-4706
Cert. No. 9589 0710 5270 1777 9874 23

Todd Sauer
109 Catskill Ln
Youngsville, LA 70592-5461
Cert. No. 9589 0710 5270 3383 7640 78

Glenda Scholl
3579 8th ST SW
Washburn, ND 58577
Cert. No. 9589 0710 5270 3383 7640 85

Rainbow Energy
918 E. Divide Ave.
Bismarck, ND 58501
Cert. No. 9589 0710 5270 3383 7640 92

Mark Swanson & Pamela Hopkins
1830 E Broadway Blvd #124-107
Tucson, AZ 85719-5966
Cert. No. 9589 0710 5270 3383 7641 08

Stephen P. Swanson
3312 11th St. SE
Minot, ND 58701
Cert. No. 9589 0710 5270 3383-7641 15

Forrest & Alyce Ecklund
1415 Sharloh Loop Apt. 6
Bismarck, ND 58501-7809
Cert. No. 9589 0710 5270 3383 7641 22

Regular Mail to local (McLean County), state and federal agency list for the Falkirk Mine and Advisory Committee Members

Standard First-Class Mail

LEWIS & CLARK REGIONAL
DEVELOPMENT COUNCIL
200 1st AVE NW
MANDAN, ND 58554-3109

MCLEAN COUNTY COMMISSION
COUNTY AUDITOR
PO BOX 1108
WASHBURN, ND 58577-1108

SOUTH MCLEAN COUNTY SCD
DISTRICT CONSERVATIONIST
PO BOX 537
TURTLE LAKE, ND 58575-537

PRESIDENT OF CITY COMMISSION
CITY OF WASHBURN
PO BOX 467
WASHBURN, ND 58577-0467

PRESIDENT OF CITY COMMISSION
CITY OF UNDERWOOD
PO BOX 168
UNDERWOOD, ND 58576-0168

MCLEAN COUNTY WATER RESOURCE DISTRICT
533 6th ST NE
GARRISON, ND 58540

PLANNING AND ZONING COMMISSION
MCLEAN COUNTY AUDITOR
PO BOX 1108
WASHBURN, ND 58577-1108

PAULA COMEAU
ND STATE SOIL CONSERVATION COMMITTEE
DEPT 7390, PO BOX 6050
FARGO, ND 58108-6050

Federal List

US EPA, REGION 8
1595 WYNKOOP STREET
DENVER, CO 80202-1129

RICHARD WEBB, STATE CONSERVATIONIST
NATURAL RESOURCE CONSERVATION SERVICE
PO BOX 1458
BISMARCK, ND 58502-1458

US ARMY CORPS OF ENGINEERS
ND REGULATORY OFFICE
3319 UNIVERSITY DR.
BISMARCK, ND 58504-7565

MATT PERDUE, PRESIDENT
ND FARMERS UNION
PO BOX 2136
JAMESTOWN, ND 58401

MINING HEALTH & SAFETY ADMIN
CMSHA - US DEPT OF LABOR
PO BOX 25367, DFC
DENVER, CO 80225-5367

LUKE TOSO
US FISH & WILDLIFE SERVICE
ECOLOGICAL SERVICES
3425 MIRIAM AVENUE
BISMARCK, ND 58501-7925

5-BW JA
475 SUMMIT DRIVE
SUITE 211
MINOT AIR FORCE BASE
MINOT, ND 58705

DAKOTA RESOURCE COUNCIL
1902 E. DIVIDE AVE.
BISMARCK, ND 58501

PETE HANE BUTT
NORTH DAKOTA FARM BUREAU
4900 OTTAWA STREET
BISMARCK, ND 58503

SCOTT BLACKBURN, ENVIRONMENTAL COORDINATOR
PLANNING & COMPLIANCE OFFICE
NATIONAL PARK SERVICE, MIDWEST REGION
601 RIVERFRONT DR.
OMAHA, NE 68102

JEFFREY FLEISCHMAN, CHIEF
DENVER FIELD DIVISION
OFFICE OF SURFACE MINING
PO BOX 11018
150 EAST B STREET
CASPER, WY 82601-7032

JOSH ALEXANDER
BUREAU OF LAND MANAGEMENT
BILLINGS FIELD OFFICE
DEPARTMENT OF INTERIOR
5001 SOUTHGATE DR.
BILLINGS, MT 59101

EDWARD KRAFT
FIELD OFFICE MANAGER
BUREAU OF LAND MANAGEMENT
ND FIELD OFFICE
99 23RD AVENUE WEST, SUITE A
DICKINSON, ND 58601

ERICA TRENT
NATURAL RESOURCES SPECIALIST
OFFICE OF SURFACE MINING
PO BOX 25065
LAKEWOOD, CO 80215

Advisory Committee/State Government Notice

JEB WILLIAMS (INSIDE MAIL)
ND GAME & FISH DEPT
100 NORTH BISMARCK EXPRESSWAY
BISMARCK, ND 58501-5095

BETH JACOBSON, INTERIM DIRECTOR (INSIDE MAIL)
ND DEPT. OF ENVIRONMENTAL QUALITY
4201 NORMANDY STREET
BISMARCK, ND 58503-1324

JOHN PACZKOWSKI (INSIDE MAIL)
ND DEPT. OF WATER RESOURCES
1200 MEMORIAL HWY, DEPT. 770
BISMARCK, ND 58504

BILL PETERSON (INSIDE MAIL)
STATE HISTORICAL SOCIETY OF ND
612 EAST BLVD AVE
ND HERITAGE CENTER
BISMARCK, ND 58505

TOM CLAEYS
STATE FORESTER
N.D. FOREST SERVICE
916 E INTERSTATE AVE #4
BISMARCK, ND 58503

TONY HILLIG (INSIDE MAIL)
NORTH DAKOTA PARK AND RECREATION
604 E BLVD AVE, DEPT 750
BISMARCK, ND 58505-0605

CLINT BOYD (INSIDE MAIL)
ND GEOLOGICAL SURVEY
600 E. BLVD. AVE.
Dept. 474
BISMARCK, ND 58505-0840

Each address shown is the respective addressee's last reasonably ascertainable mailing address.

Subscribed and sworn to before me
this **15th day of September, 2026.**

SEAL

Notary Public

SHELLY A BAUSKE
Notary Public
State of North Dakota
My Commission Expires Sep 1, 2030

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Falkirk Mining Company
Revision 41, Permit NAFK-9503
Application

Case No. RC-26-278

NOTICE OF RECEIPT OF REVISION APPLICATION

September 14, 2026

The Falkirk Mining Company has filed an application for Revision 41 to Surface Coal Mining Permit NAFK-9503 for the Falkirk Mine. Revision 41 adds mining plans for the W½ of the NW¼ of Section 32, T145N, R83W, adds additional mining plans for the SE¼ of Section 32, T145N, R83W, and adds the SW¼ of Section 32, T145N, R83W back into the permit with plans for surface disturbance only. The SW¼ of Section 32 was previously removed from the permit in 2023. The post-mine topography was also revised across portions of mined and unmined areas of the permit to achieve permit-wide mass balance and to reflect current mining conditions and the mine plan. The revision also updates the permit's introductory, legal, compliance, surface and coal ownership, pre-mining land use and vegetation, operations plans, blasting, existing structures, extended mine plan, transportation facilities, surface water management, post-mining land use and revegetation, reclamation plans and schedules, and wetland information.

The revision application and surface coal mining and reclamation permit may be inspected at:

Public Service Commission
State Capitol 13th Floor
600 East Boulevard Avenue
Bismarck, North Dakota 58505-0480

McLean County Auditor
County Courthouse
712 5th Avenue
Washburn, North Dakota 58577

You may submit written comments or objections on the proposed permit revision application, its effects on the environment and on surface owners of the land in the permit area. You may request an informal conference with the Commission and the applicant on the revision application. The reasons for requesting an informal conference must be stated in the request. Written comments, objections, or requests for informal conference must be made by November 2, 2026.

If there is an informal conference, you may request a formal administrative hearing on the Commission ruling on the application. Your request for a formal hearing must be made within thirty days of the Commission ruling on the application.

Written comments, objections, or requests for informal conferences should be addressed to the Public Service Commission, 600 East Boulevard Avenue, Dept. 408, Bismarck, North Dakota 58505-0480. For more information, you may contact the Public Service Commission at 701-328-2400; Relay North Dakota 1-800-366-6888 TTY, or by email at ndpsc@nd.gov.

Signed on this 14th day of September 2026.

By: 
Brian Johnson
Executive Director