



Public Service Commission

State of North Dakota

COMMISSIONERS

Susan E. Wefald, President
Kevin Cramer
Tony Clark

Executive Secretary
Darrell Nitschke

600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
Web: www.nd.gov/psc
E-mail: ndpsc@nd.gov
TDD 800-366-6888 or 711
Fax 701-328-2410
Phone 701-328-2400

October 29, 2008

Mr. David J. Nilson
Reclamation Administrator
Basin Cooperative Services
Leland Olds Station
3901 Hwy 200A
Stanton, ND 58571

Dear Mr. Nilson:

The Reclamation Division has reviewed Basin Cooperative Services' September 29th technical review of the application for Bond Release No. 6 to Permit BCGH-8204. The following issues must be address prior to our recommending Commission approval:

Attachment VIB – Analyses of Reclamation Success

1. Follow-up to Original Item No. 36: The 2005 reclaimed cover value in file T5A_Standards.xls is listed as being 97.2%, but Table 2 and file S19_Tract5_05c.xls shows that the value should be 97.5%. Please correct this value in T5A_Standards.xls. The change was not made on the version of the file sent to the PSC. (GAW)
2. Follow-up to Original Item No. 30: Table 1, yield summary, shows the 2001 reclaimed yield for Tract 2A as 2,867 lbs/acre, but the value should be listed as 2,827 lbs/acre, according to S23_SubArea2A_01p.xls file. Please correct this typo. (GAW)

Attachment XI – Pond Designs and Water Quality Information

3. Please provide calculations demonstrating that the developed water resources which are being retained as permanent structures can safely pass a 50-year 6-hour event as required by NDAC 69-05.2-16-09(9) or include a reference to where this data can be found in the permit. It appears that 50-year 6-hour calculations were not provided for many of the ponds even though they were approved as permanent ponds. (MDB)

Mr. David Nilson
October 29, 2008
Page 2 of 2

4. Please provide data showing the size of developed water resources being retained are adequate for their intended purposes and that the water levels are reasonably stable per NDCC 38-14.1-24(7). (MDB)

If you have any questions, please contact this office.

Sincerely,



James R. Deutsch
Director
Reclamation Division