


**APPROVED**

DATE: 7-16-08  


**MOTION**

**July 16, 2008**

**BNI Coal, Ltd.  
Variance Request, Permits BNCR-8202,  
BNCR-8106 and BNCR-8006  
Approval**

**Case No. RC-08-390**

I move the Commission approve a variance to the performance bond liability period for 31.88 acres located in Section 26, T142N, R84W within Surface Coal Mining Permits BNCR-8202, BNCR-8106 and BNCR-8006 held by BNI Coal, Ltd. for the Center Mine.

SAS & JRD

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