



Public Service Commission

State of North Dakota

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March 13, 2009

Mr. Jesse Noel, P.E.
Manager, Engineering & Environment
Dakota Westmoreland Corporation
Beulah Mine
P.O. Box 39
Beulah, ND 58523-0039

Dear Mr. Noel:

The Reclamation Division has reviewed DWC's February 25th response to our February 3rd letter on the application for Revision 25 to Permit KRSB-8802. The application is now deemed complete and DWC may begin publishing the public advertisement. However, there is one error in the Public Advertisement that needs to be corrected prior to publishing. The error is that the notice states that the application is for both a Revision and a **Renewal** of the permit which is incorrect. The permit is not being renewed at this time. Please provide proof of publication after the newspaper notices have been published.

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

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