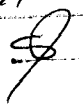


APPROVED

DATE: 1-26-11


MOTION

January 26, 2011

**Dakota Westmoreland Corporation
Revision No. 25, Permit KRSB-8802
Approval**

Case No. RC-08-612

I move the Commission conditionally approve Revision No. 25 to Surface Coal Mining Permit No. KRSB-8802, held by Dakota Westmoreland Corporation for the Beulah Mine, to cease mining east of State Highway 49, add final pit reclamation plans, and update other information in response to a midterm permit review.

GAW, DKM & JRD

caselib/080612/motion.docx