



Public Service Commission

State of North Dakota

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January 6, 2009

Dr. Jay Volk
Environmental Services Supervisor
BNI Coal, Ltd.
2360 35th Ave. SW
Center, ND 58530-9499

Dear Dr. Volk:

With the additional information submitted on December 19, 2008, the Reclamation Division has determined that the application for Revision No. 25 to Surface Mining Permit BNCR-9702 is now complete. A technical review of the application is now underway.

You may initiate publication of the newspaper notice as required by NDAC 38-14.1-18. Following the publication of the notices, please provide us with a copy of the Affidavit of Publication.

If you have any questions, please contact our office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

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