

APPROVED

DATE:

6-3-09

MOTION

June 3, 2009

Case No. RC-08-889

**BNI Coal, Ltd.
Revision No. 25, Permit BNCR-9702
Approval**

I move the Commission approve Revision No. 25 to Surface Coal Mining Permit No. BNCR-9702, held by BNI Coal, Ltd. for the Center Mine, to allow additional mining within the existing permit area and to update other information and mining and reclamation plans in the permit.

SAS & JRD

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