

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

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

**Case No. RC-08-889**

**NOTICE OF PERMIT REVISION APPROVAL**

**June 3, 2009**

**Preliminary Statement**


On November 20, 2008, BNI Coal, Ltd. applied for a permit revision to modify surface coal mining and reclamation operations approved under Permit No. BNCR-9702 for its mine near Center, North Dakota. This revision modifies the mining plans to extend the north-south pit sequence further westward into the W½ of Sections 21 and 28 and the east-west pit sequence further northward in the S½ of Section 32 , T142N, R84W. This revision also updates other information and reclamation plans.


The Commission has completed its review of the application and issued the permit revision. The revision will give BNI Coal, Ltd. the right to modify the mining and reclamation plans in Permit No. BNCR-9702 as described by the revision application.

**Notice**

Any person with an interest which is or may be adversely affected by this revision approval may request a formal hearing with the Commission within thirty days of the publication of this notice. The request should be addressed to the Public Service Commission, 600 East Boulevard Ave. Dept. 408, Bismarck, North Dakota 58505-0480.

**PUBLIC SERVICE COMMISSION**

  
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**Tony Clark**  
**Commissioner**

  
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**Kevin Cramer**  
**President**

  
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**Brian P. Kalk**  
**Commissioner**