



Public Service Commission

State of North Dakota

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October 6, 2009

Mr. Jeff Frohlich
Manager, Engineering and Environmental
Dakota Westmoreland Corporation
Beulah Mine
P.O. Box 39
Beulah, ND 58523-0039

Dear Mr. Frohlich:

The Reclamation Division has reviewed the latest submittal for Revision 22 to Permit KRSB-8603 and determined that the minimum bond amount is \$6,267,847.00 based on the new worst-case reclamation cost estimate. This amount differs from the amount that DWC had proposed due to the inclusion of costs to reclaim Pond 96. Also, please update the permit document accordingly.

The necessary bonding instruments to increase the current bond to no less than \$6,267,847.00 will need to be submitted prior to the approval of Revision 22. The 890.4 acres being added to Permit KRSB-8603 with Revision 22 will also have to be added to the bond area.

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

cc: Paula Gores

m/Beulah/8603/Revisions/No. 22/bond_det_ltr_10-6-09