



# Public Service Commission

## State of North Dakota

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April 26, 2011

Jay M. Volk, Ph. D  
Environmental Supervisor  
BNI Coal, Ltd.  
2360 35<sup>th</sup> Avenue SW  
Center, ND 58530-9499

Dear Dr. Volk:

As you are aware, the Reclamation Division is in the final stages of reviewing the application for Revision 30 to Permit BNCR-9702. The revision includes updates to the worst-case reclamation cost estimate for setting the bond amount and that estimate has increased to \$28,899,802. The necessary bonding instruments to increase the current consolidated bond amount to no less than \$28,899,802 will need to be submitted prior to the approval of Revision 30. Also, the bond documents will need to reflect the 676.48 acres being added to the permit and consolidated bond areas.

If you have any questions, please contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Deutsch".

James R. Deutsch  
Director  
Reclamation Division

cc: Pat Clement

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