

Hamre, John G.

From: Deutsch, James R.
Sent: Friday, May 20, 2011 9:54 AM
To: Hamre, John G.
Subject: FW: Approval notice for Rev. 30 to Permit BNCR-9702, PSC Case No. RC-10-25

From: Deutsch, James R.
Sent: Wednesday, May 18, 2011 11:58 AM
To: 'Colleen Park'
Cc: Gunnerson, Bill T.; Moos, Dean K.; Jangula, Esther A.; 'Jay Volk (BNI Coal)'
Subject: Approval notice for Rev. 30 to Permit BNCR-9702, PSC Case No. RC-10-25

Colleen,

Please have the following notice published once as soon as possible in the following newspapers:

Center Republican
Bismarck Tribune

Please direct the billing to Darrell Nitschke, Executive Secretary, Public Service Commission, 600 East Boulevard Ave, Dept. 408, Bismarck, ND 58505-0480. If you have any questions, please contact me.

Jim Deutsch
Director, Reclamation and AML Divisions
North Dakota Public Service Commission
701-328-2251

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

BNI Coal, Ltd.
Revision No. 30, Permit BNCR-9702
Application

Case No. RC-10-25

NOTICE OF PERMIT REVISION APPROVAL

May 18, 2011

Preliminary Statement

On January 11, 2010, BNI Coal, Ltd. applied for a permit revision to add 676.48 acres to Surface Coal Mining Permit No. BNCR-9702 for its mine near Center, North Dakota. The added acreage is located in portions of Sections 21, 29, and 32, T142N, R84W, Oliver County. The revision provides the required baseline data and updates mining and reclamation plans for the additional area.

The Commission has completed its review of the application and conditionally approved the permit revision. The revision gives BNI Coal, Ltd. the right to conduct mining operations on the additional area and

otherwise modify mining and reclamation plans in Permit No. BNCR-9702 as described in the revision application.

Notice

Any person with an interest which is or may be adversely affected by this revision approval may request 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

**Kevin Cramer
Commissioner**

**Tony Clark
Chairman**

**Brian P. Kalk
Commissioner**