

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: Colleen Park [<mailto:colleenp@ndna.com>]
Sent: Wednesday, May 18, 2011 2:33 PM
To: Deutsch, James R.
Subject: RE: Approval notice for Rev. 30 to Permit BNCR-9702, PSC Case No. RC-10-25

Received.
I will schedule for Thursday 5/26 in the Center Republican and Monday 5/23 in the Bismarck Tribune.

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**Colleen Park**  
**Advertising and Public Notice Coordinator**  
**North Dakota Newspaper Association**

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**From:** Deutsch, James R. [<mailto:jdeutsch@nd.gov>]  
**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**

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| <b>BNI Coal, Ltd.</b><br>Revision No. 30, Permit BNCR-9702<br>Application | <b>Case No. RC-10-25</b> |
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**37 RC-10-25** Filed: 5/18/2011 Pages: 2  
Email from NDNA acknowledging request of  
publication of Notice of Permit Revision Approval

**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 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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| <b>Kevin Cramer</b> | <b>Tony Clark</b> | <b>Brian P. Kalk</b> |
| <b>Commissioner</b> | <b>Chairman</b>   | <b>Commissioner</b>  |