



Public Service Commission

State of North Dakota

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May 11, 2010

Dr. Jay Volk
Environmental Services Supervisor
BNI Coal, Ltd.
2360 35th Ave. SW
Center, ND 58530-9499

Dear Dr. Volk:

The Reclamation Division has finished its completeness review of the applications for Revision No. 9 and Renewal No. 3 to Permit BNCR-9401. These applications have been deemed complete and BNI may begin publishing the newspaper advertisement. Please forward copies of the affidavits of publication to our office following the last date of publication. The Reclamation Division will now begin a more detailed technical review of the applications.

If you have any questions, please contact this office.

Sincerely,

James R. Deutsch
Director
Reclamation Division

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