



United States Department of the Interior

OFFICE OF SURFACE MINING

Reclamation and Enforcement

Casper Field Office

PO Box 11018

150 East B Street, RM 1018

Casper, WY 82602




April 27 2011

Mr. James Deutsch, Director
Reclamation & AML Divisions
North Dakota Public Service Commission
600 E. Boulevard Ave., Dept 408
Bismarck, ND 58505-0480

Dear Mr. Deutsch:

OSM has reviewed the categorical exclusion certification regarding the April 2011 Beulah Subsidence Sites and determined that the project conforms with exclusion criteria in 516 DM6, Chapter 13, and is excluded from further NEPA compliance. Accordingly, pursuant to section 4-160-40D.3 of the Federal Assistance Manual, you are authorized to proceed with this project and expend Federal funds in accordance with AML grant terms and conditions.

Sincerely,



Jeffrey Fleischman, Director
Casper Field Office