

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**BNI Coal, Ltd.**  
**Revision No. 12, Permit BNCR-9401**  
**Application**

**Case No. RC-12-186**

**NOTICE OF RECEIPT OF REVISION APPLICATION**

**November 28, 2012**

BNI Coal, Ltd. has filed an application for Revision No. 12 to Surface Coal Mining Permit BNCR-9401 to add 181.54 acres to the permit area as described as follows:

**The N $\frac{1}{2}$  of the N $\frac{1}{2}$  of Section 5 and the NE $\frac{1}{4}$  of Section 8, T141N, R83W; and the S $\frac{1}{2}$  of the S $\frac{1}{2}$  of Section 32, T142N, R83W of Oliver County. The revision application updates the environmental resource information and the mining and reclamation plans for the acreage being added to Permit BNCR-9401.**

The revision application and surface coal mining and reclamation permit may be inspected at:

Public Service Commission  
State Capitol  
Bismarck, North Dakota 58505-0480

Oliver County Auditor  
County Courthouse  
Center, North Dakota 58530

You may submit written comments or objections on the proposed permit revision application and its effects on the environment and on surface owners of the land in the permit area. You may request an informal conference with the Commission and the applicant on the revision application. The reasons for requesting an informal conference must be stated in the request. Written comments, objections, petitions to designate lands unsuitable for mining, or requests for an informal conference must be made by January 28, 2013.

If there is an informal conference, you may request a formal administrative hearing on the Commission ruling on the application. Your request for a formal hearing must be made within thirty days of the Commission ruling on the application.

Written comments, objections, petitions or requests for informal conferences should be addressed to the Public Service Commission, 600 E Boulevard Ave. Dept 408, Bismarck, North Dakota 58505-0480. For more information you may contact the Public Service Commission at 701-328-2400.

**PUBLIC SERVICE COMMISSION**

*Absent*  
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**Kevin Cramer**  
**Commissioner**

*Brian P. Kalk*  
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**Brian P. Kalk**  
**Chairman**

*Bonny M. Fetch*  
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**Bonny M. Fetch**  
**Commissioner**