

APPROVED

DATE: 4-9-14
[Signature]

MOTION

April 9, 2014

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

Case No. RC-12-186

I move the Commission conditionally approve Revision No. 12 to Surface Coal Mining Permit No. BNCR-9401 held by BNI Coal, Ltd. for the Center Mine to add 181.54 acres to the permit and to update the appropriate sections of the permit for mining related activities on the additional acreage.

JRD, DKM, WTG