



May 16, 2014

Mr. James R. Deutsch
Director, Reclamation Division
Public Service Commission
600 E Boulevard Ave, Dept 408
Bismarck, ND 58505-0480

Dear Mr. Deutsch:

Re: Revision No. 27
KRSB-8603

Per your letter of May 13, 2014, enclosed are three CD's in electronic format. Individual comments are set forth below followed by Dakota Westmoreland's responses and a list of the revised information.

Section 2.10 – Cultural Resources Inventory and Protection Plan

1. Follow-up to Item No. 13(a): Your response states that cultural resource site No. 32ME446 was struck from the Cultural Resources Inventory listing in Section 16; however that site is still listed as being in Section 16, in addition to being located in Section 21. Please remove site 32ME446 from the other listed site locations in Section 16. (BEB)

➤ The listing of site 32ME446 in Section 16 has been removed as requested.

Also, new exhibit 2.10.15, the 2014 Class III Cultural Resources Inventory for the S½ of the S½ of Section 21 has been added to the permit. Agency concurrence for this survey has been added to Exhibit 2.10.7. The following narrative has been added to the cultural resources narrative.

Two sites were identified. Site 32ME2522 appears to be the remains of a homestead. The site appears to lack any appreciable archeological research potential, but its potential historical significance cannot be fully addressed at this time. Additional historic records research is necessary for National Register of Historic Places eligibility criteria. An addendum to this report will be filed at a later date after the additional research work has been completed. No mining activity will occur in this area until final evaluation has been made. Site 32ME2523 consists of a single, earth berm foundation and is not significant.





Section 3.1 – General Mining Plan

2. Please revise the Intermittent Stream Buffer Disturbance and Signs and Markers narratives in Section 3.1 to discuss how buffer zone boundaries that are not to be disturbed will be marked in the field as required by NDAC 69-05.3-2-16-20 and NDAC 69-05.2-13-04. The Reclamation Division recommends that intermittent stream buffer zones be marked in the field in all areas where mining activities are planned to occur within ¼ mile of an intermittent stream. (GAW)

- Narrative has been added to page 3.1.6 to discuss how the intermittent stream buffer zones will be marked in the field. The sign design has been added to page 3.1.14.

Section 1.4, Business Entity Information, containing the Applicant Violator System data has been updated to reflect all changes through May 13, 2014. Section 1.5, Compliance Information (violations) has been updated as well.

Attached is the complete cumulative list of all information that has been updated with this revision. This document has also been placed in Section 1.1.

I expect to deliver the *Stipulation To Increase Surety Bond* (acreage only) to your office on Tuesday, May 20, 2014.

Please contact me at extension 3926 or Jeff Frohlich, extension 3908, if you have any questions.

Sincerely,

Paula Koble Gores
Permit Coordinator
Engineering and Environmental

/s/
Enclosures

DAKOTA WESTMORELAND CORPORATION

Mine: Beulah Mine
Permit Number: KRSB-8603
Revision No.: 27
Submittal Date: January 31, 2013¹
Completeness: December 10, 2013², January 15, 2014³, January 28⁴, January 29, 2014⁵
Technical: April 11, 2014⁶, April 29, 2014⁷, May 15, 2014⁸

Revision Narrative

Revision No. 27 adds 892.2 acres to permit KRSB-8603 for future mining in the Iron, Gold and Silver pit locations

Cumulative Listing of Revised Information

<u>Volume</u>	<u>Section</u>	<u>Revised Information and Instructions</u>
TOC	TOC	Revised to reflect all additions for Revision 27 ^{1, 6, 7}
1	1.1	Add/Revised revision forms ^{1, 2, 3, 5}
1	1.3	Revised narrative (metes & bounds description) ¹ Revised exhibit 1.3.1 ^{1, 2, 3}
1	1.4	Revised narrative ^{1, 2, 3, 6, 8} Revised exhibit 1.4.1 ^{1, 2, 6} Revised exhibit 1.4.2 ^{1, 2, 3} Revised exhibit 1.4.3 ^{1, 2, 3} Revised exhibit 1.4.4 ³ Added exhibit 1.4.8 ⁶
1	1.5	Revised narrative ^{1, 2, 8}
1	1.6	Revised narrative ^{1, 2, 4}
2	2.1	Revised narrative ^{1, 6} Revised exhibit 2.1.1 ¹ Revised exhibit 2.1.2 ¹ Revised exhibit 2.1.3 ¹ Revised exhibit 2.1.4 ^{1, 6} Revised exhibit 2.1.5a ¹ Revised exhibit 2.1.5b ¹ Revised exhibit 2.1.6 ¹ Revised exhibit 2.1.7 ^{1, 6} Revised exhibit 2.1.8 ¹
2	2.2	Revised narrative ^{1, 2, 6} Revised exhibit 2.2.7 ^{1, 2, 6} Revised exhibit 2.2.9 ¹

2	2.3	Revised narrative 2.3 ^{1, 2, 6, 7} Revised exhibit 2.3.1 ¹ Revised exhibit 2.3.2 ¹ Revised exhibit 2.3.3 ¹ Revised exhibit 2.3.4 ¹ Revised exhibit 2.3.5 ¹ Revised exhibit 2.3.6 ¹ Revised exhibit 2.3.7 ^{1, 6} Revised exhibit 2.3.10 ¹
2	2.4	Revised narrative ^{1, 2, 6} Revised exhibit 2.4.2 ² Revised exhibit 2.4.7 ^{1, 6} Revised exhibit 2.4.9 ^{1, 6} Added exhibit 2.4.10 ^{1, 6} Added exhibit 2.4.11 ⁶
2	2.5	Revised narrative ^{1, 2} Revised exhibit 2.5.1a ^{1, 2} Revised exhibit 2.5.4a ¹
2	2.6	Revised narrative ^{1, 2, 6} Revised exhibit 2.6.1 ¹ Revised exhibit 2.6.2 ¹ Revised exhibit 2.6.3 ¹ Revised exhibit 2.6.9 ^{1, 2, 6} Revised exhibit 2.6.11 ^{1, 2} Revised exhibit 2.6.12a ¹ Revised exhibit 2.6.12b ¹ Revised exhibit 2.6.13 ^{1, 6} Revised exhibit 2.6.14 ^{1, 6} Revised exhibit 2.6.16
2	2.7	Revised narrative ^{1, 2, 7} Revised exhibit 2.7.1 ^{1, 2, 6, 7} Revised exhibit 2.7.2 ^{1, 6, 7} Added and revised exhibit 2.7.3 ^{1, 2, 6, 7} Added and revised exhibit 2.7.4 ^{2, 7}
2	2.9	Revised exhibit 2.9.15 ¹
2	2.10	Revised narrative ^{6, 7, 8} Added exhibit 2.10.2 ⁶ Revised exhibit 2.10.7 ^{6, 7, 8} Added exhibit 2.10.11 ¹ Added exhibit 2.10.12 ¹ Added exhibit 2.10.13 ⁶ Added exhibit 2.10.14 ⁷ Added exhibit 2.10.15 ⁸
3	3.1	Revised narrative 3.1 ^{1, 2, 3, 6, 7, 8} Revised exhibit 3.1.1 ^{1, 2, 3, 4} Revised exhibit 3.1.2 ^{1, 3, 4, 6, 7} Revised exhibit 3.1.3 ¹ Revised exhibit 3.1.6 ¹ Revised exhibit 3.1.8 ^{1, 2}

3	3.2	Revised narrative ^{1, 2, 3, 6} Revised exhibit 3.2.1 ^{1, 2, 3} Revised exhibit 3.2.7 table ^{3, 5} Revised exhibit 3.2.20 table ³ Revised exhibit 3.2.29 ¹ Revised exhibit 3.2.38 & table ^{1, 6} Added exhibit 3.2.42 & table ^{1, 2} Added exhibit 3.2.43 ¹ Added exhibit 3.2.44 & table ^{1, 2, 6} Added exhibit 3.2.45 ^{1, 2} Added exhibit 3.2.46 & table ^{1, 2} Added exhibit 3.2.47 ^{1, 2} Added exhibit 3.2.48 & table ^{1, 2} Added exhibit 3.2.49 ^{1, 2} Added exhibit 3.2.50 & table ^{1, 2} Added exhibit 3.2.51 ¹ Added exhibit 3.2.52 & table ¹ Added exhibit 3.2.53 ¹ Added exhibit 3.2.54 ¹ Added exhibit 3.2.55 ¹ Added exhibit 3.2.56 ¹ Added exhibit 3.2.57 ¹
3	3.3	Revised narrative ^{6, 7} Revised exhibit 3.3.1 ^{1, 2, 3, 6} Deleted exhibit 3.3.56 ⁷
3	3.4	Revised narrative ^{1, 6} Revised exhibit 3.4.1 ^{1, 2}
3	3.5	Revised narrative ^{1, 2} Revised exhibit 3.5.1a ¹ Revised exhibit 3.5.1b ¹ Revised exhibit 3.5.2a ¹ Revised exhibit 3.5.2b ¹ Added exhibit 3.5.2c ¹ Revised exhibit 3.5.3 ¹
6		Revised exhibit 3.5.4a ¹ Revised exhibit 3.5.4b ¹
3	3.7	Revised narrative ^{1, 2, 6, 7} Revised exhibit 3.7.2 ¹ Revised exhibit 3.7.3 ^{1, 2, 6, 7} Revised exhibit 3.7.4 ^{1, 6} Revised exhibit 3.7.10 ^{2, 7}
3	3.8	Revised narrative 3.8 ^{1, 2, 6} Revised exhibit 3.8.2 ¹
3	3.9	Revised narrative ^{1, 2, 3, 6, 7} Revised exhibit 3.9.1 ¹ Revised exhibit 3.9.2 ^{1, 6}