

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Dakota Westmoreland Corporation
Revision No. 27, Permit KR5B-8603
Application

Case No. RC-13-70

SURFACE COAL MINING AND RECLAMATION PERMIT CONDITIONS

May 28, 2014

Revision No. 27 to Surface Coal Mining Permit Number KR5B-8603 has been issued to **Dakota Westmoreland Corporation** subject to Chapter 38-14.1 of the North Dakota Century Code, all the rules promulgated thereunder, and the following conditions:

1. No overburden or coal removal may occur in the S½ of Section 22 and the portion of the N½ of the S½ of Section 20 being added to the permit with Revision No. 27 where the coal interests are owned by the United States of America until the U.S. Department of the Interior approves the mine plan modification for these areas as required by 30 CFR 746.11. Until this federal mine modification plan is approved, surface disturbances on the added federal coal tracts must be limited to those activities that are needed for carrying out mining on the adjoining federal coal tracts previously approved for mining or where the coal is private and state owned.

PUBLIC SERVICE COMMISSION



Randy Christmann
Commissioner



Brian P. Kalk
Chairman



Julie Fedorchak
Commissioner