

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Dakota Westmoreland Corporation
Revision No. 29, Permit KRSB-8802
Application

Case No. RC-14-61

NOTICE OF RECEIPT OF REVISION APPLICATION

August 14, 2014

The Dakota Westmoreland Corporation has filed a revision application to Surface Coal Mining Permit KRSB-8802 to revise the postmining land use from agricultural to industrial for 30 acres of reclaimed cropland/hayland located in the SE¼ of Section 11 and the NE¼ of Section 14 of T143N, R88W, in Mercer County. The postmine land use change will facilitate development of a proposed transload multi-use facility located in portions of Sections 10, 11, and 14, T143N, R88W, Mercer County. Modifications of the existing facilities area proposed with the revision are not related to coal mining within the permit area.

Construction of the transload multi-use facility will require excavation of nearly one-half million cubic yards of overburden that Dakota Westmoreland plans to use for backfilling final pit areas in the E½ of Section 24, T143N, R88W, Mercer County, and the W½ of Section 19, T143N, R87W, Oliver County. Backfilling portions of these pits with overburden from the transload multi-use facility excavation will add one year to the current reclamation schedule approved in Permit KRSB-8802 and extend the reclamation completion date for the final pit areas until 2016.

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

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

Mercer County Auditor
County Courthouse
Stanton, North Dakota 58571

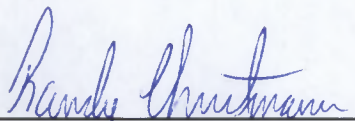
Oliver County Auditor
County Courthouse
Center, North Dakota 58530

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, or requests for an informal conference must be made by September 22, 2014.

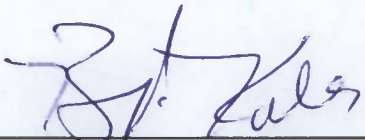
If there is an informal conference, you may request a formal administrative hearing on the Commission ruling on the application. Your request for a formal hearing must be made within thirty days of the Commission ruling on the application.

Written comments, objections, 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



Randy Christmann
Commissioner



Brian P. Kalk
Chairman



Julie Fedorchak
Commissioner

Mailing lists for Notice of Revision Application - local (Mercer and Oliver Counties), state and federal agencies

Use standard lists

Regular First Class, mailing affidavit

Certified mailings to the following surface owners:

NORTHERN MUNICIPAL POWER
AGENCY
123 SECOND ST WEST
THIEF RIVER FALLS MN 56701

MONTANA-DAKOTA UTILITIES CO
400 NORTH FOURTH ST
BISMARCK ND 58501

NORTHWESTERN ENERGY
40 EAST BROADWAY
BUTTE MT 59701

OTTER TAIL POWER CO
215 SOUTH CASCADE ST
FERGUS FALLS MN 56537

BERTHA, FAITH & FAYE LLC
C/O FAYE HARRISON
17636 FIELDFARE WAY
FARMINGTON MN 55024

DARELL J HERMAN
1605 59TH AVE SW
BEULAH ND 58523