



# Public Service Commission

## State of North Dakota

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July 1, 2015

Jeff P. Frohlich  
Manager, Engineering and Environmental  
Dakota Westmoreland Corporation  
Beulah Mine  
PO Box 39  
Beulah, ND 58523-0039

Dear Mr. Frohlich:

The Reclamation Division has reviewed Dakota Westmoreland's June 4, 2015 changes to the application of Revision No. 29 to Permit KRSB-8802 for the Beulah Mine submitted in response to our May 8, 2015 technical review letter. The following items must be adequately addressed before the Reclamation Division will recommend Commission approval of the revision application. Please note that follow-up items refer to items as numbered in our May 8, 2015 letter.

### **Section 3.2 - Water Management Plan**

1. Follow-up to item No. 4: Please submit an Elevation - Discharge table or Storage - Discharge table for the Charlie Sump design. The table is necessary to route the design storm event through the Charlie Sump and Pond 70. Also, on page 3.2.47, please specify the water elevation that must be maintained in the Charlie Sump to ensure that Pond 70 will not overflow from runoff during the design storm event. (BAJ)
2. Follow-up to item No. 4: The elevation - capacity graph in the upper right corner of Exhibit 3.2.2 - Charlie Sump lists two elevations along the curve: (1) permanent pool for Elev 2035 - 2023.8 and, (2) permanent pool for Elev 2036 Spillway - 2032.3. We do not know what these elevations are supposed to mean. The graph should show the water elevation of the sump that must be maintained so that Pond 70 will not have any outflow during the design storm event. (BAJ)

Jeff P. Frohlich  
July 1, 2015  
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Please contact this office if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Deutsch". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

James R. Deutsch  
Director  
Reclamation Division

cc: Mercer County Auditor  
Oliver County Auditor

Minedata/Beulah/Permits KRSB-8802/Revisions/No.29/Rev29\_tech4\_rvw\_ltr\_7-1-15