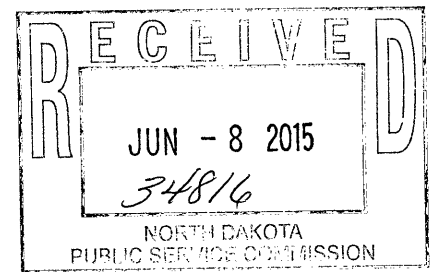




# State of North Dakota

## Office of the State Engineer

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### WATER APPROPRIATION DIVISION (701)328-2754

June 8, 2015

Mr. James R. Deutsch, Director  
Reclamation Division  
Public Service Commission (via INSIDE MAIL)  
600 East Boulevard Avenue, Dept. 408  
Bismarck, ND 58505

Dear Mr. Deutsch:

In May 11, 2015 letter, you requested a review of proposed Revision Number 38 to BNI Coal Ltd.'s Surface Coal Mining Permit BNCR-9702 by the State Engineer. Review of mine permits with regards to groundwater and wells is made by a hydrologist in the Water Appropriations Division of the State Engineer's Office.

With respect to groundwater and wells, Revision Number 38 involves updates to tables and plates of groundwater monitoring well inventories in volumes IV-A and XI of the permit document. Though the specific wells changed in the inventories are not identified, the current monitoring well inventories overall are satisfactory to this reviewer.

Sincerely,

Jennifer Weier  
Hydrologist Manager

JW:/1687.01