

PHONE (701) 355-5538



June 3, 2016

Mr. Jim Deutsch, Director
Reclamation Division, NDPSC
Department 408
600 East Boulevard Avenue
Bismarck, ND 58505-0480

RE: Revision 39 to Permit BNCR-9702

Dear Mr. Deutsch,

This submittal contains the information necessary for your review and approval of Revision 39 to Permit BNCR-9702. This revision will update the Backfilling and Regrading plan within Sections 32 and 33, T142N, R84W and Section 3, T141N, R84W. BNI Coal has been approached by Minnkota Power Cooperative to reclaim their Ash Cell within Section 3. The permit revision will also update the Legal and Financial Section bonding information and BNI Organization, licenses and other permit expiration dates, and past violations, will update the right-of-way closures in the transportation plan, will update the backfilling and regrading plan, will update the Post Mining topography and Slope Analysis information and will update the post mining land use section.

Thank you for your consideration of this matter. If you have any questions regarding this submittal, please contact me at the Center office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Karene M. Hall".

Karene M. Hall
Permit Coordinator

1 RC-16-256 Filed 06/03/2016 Pages: 3
Revision application filed to change the postmining topography and land use in Section 3
BNI Coal, Ltd.
Karene Hall

BNI COAL, LTD.
2360 35TH AVENUE SW, CENTER, ND 58530-9499