



Public Service Commission

State of North Dakota

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July 27, 2016

Jay M. Volk, Ph. D
Environmental Manager
BNI Coal, Ltd.
2360 35th Avenue SW
Center, ND 58530-9499

Dear Mr. Volk:

This letter is in follow-up to our July 20, 2016 electronic mail correspondence stating that BNI Coal's July 11, 2016 responses have addressed the items identified in our June 28, 2016 completeness review letter for the application of Revision No. 39 to Permit BNCR-9702 at the Center Mine. The Reclamation Division deemed the application complete and granted approval to begin publishing the newspaper notice. We understand that notice publication in the Center Republican and Bismarck Tribune will begin on Thursday July 28th. Please ensure that a copy of the revision application is available for public inspection at the Oliver County Courthouse by the first date of notice publication. As required by NDCC 38-14.1-18(1), please submit the affidavits of publication when complete.

Please contact this office if you have any questions.

Sincerely,

James R. Deutsch
Director
Reclamation Division

cc: Karene Hall

Minedata/Center/Permits/BNCR-9702/Revisions/No.39/Rev39_complete_AL_7-27-16