

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**BNI Coal, Ltd.**  
**Revision No. 39, Permit No. BNCR-9702**  
**Approval**

**Case No. RC-16-256**

**NOTICE OF PERMIT REVISION APPROVAL**

**November 2, 2016**

**Preliminary Statement**

On June 3, 2016, BNI Coal, Ltd. filed the application for Revision No. 39 to Surface Coal Mining Permit No. BNCR-9702 to revise the postmine topography around Minnkota Power Cooperative's bottom ash inert waste landfill in Section 3, T141N, R84W, and to make some minor updates to the permit.

The Commission has completed its review of the revision application and approved the permit revision. The revision will give BNI Coal, Ltd. the right to modify the mining and reclamation plans in Permit No. BNCR-9702 as described in Revision No. 39.

**Notice**

Any person with an interest which is or may be adversely affected by this permit revision approval may request a formal hearing with the Commission within thirty days of the publication of this notice. The request should be addressed to the Public Service Commission, 600 East Boulevard Avenue, Dept. 408, Bismarck, North Dakota 58505-0480.

**PUBLIC SERVICE COMMISSION**

  
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**Randy Christmann**  
Commissioner

  
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**Julie Fedorchak**  
Chairman

  
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