



APPLICATION FOR REVISION OF PERMIT TO ENGAGE IN SURFACE COAL MINING AND RECLAMATION OPERATIONS
 PUBLIC SERVICE COMMISSION
 RECLAMATION DIVISION
 SFN 10562 (1-2004)

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 NORTH DAKOTA
 PUBLIC SERVICE COMMISSION

Name of Company, Corporation, Partnership, or Individual Dakota Westmoreland Corporation	Permit Number KRSB-8603	Revision Number 31	
Address P.O. Box 39	City Beulah	State ND	Zip Code 58523

The above named hereby makes application for the above Revision Number to: (include a brief description of the surface coal mining and reclamation operation being revised.)

Revision 31 updates the permit by extending mining into the North Half of Section 29, Township 143N, Range 88W. Revision 31 adds 320 acres to the existing permit for coal excavation and mining and associated disturbance activities in support thereof, and that a detailed summary of the revised narratives and exhibits are attached to the application form.

Attached to this Permit Revision Application are a narrative describing the proposed permit revision, reasons for requesting the revision, and appropriate maps, cross-sections, graphs, construction details, revised reclamation plans and other data which demonstrate compliance with Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, and the permit conditions of the approved permit. If an incidental boundary revision involving an acreage adjustment is being requested as part of the permit revision application, the following information shall be included (attach a copy of a metes and bounds description):


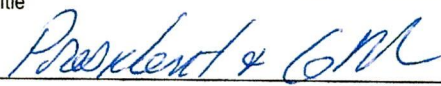
NAME OF MINE	ACRES	LOCATION			
		SEC.	TWP.	RANGE	COUNTY
Beulah Mine	320	29	143N	88W	Mercer
ADDRESS					
TOTAL ACRES	320				

Based upon the proposed changes and any incidental boundary revisions to the permit as stated herein, a new or adjusted bond, or its equivalent, duly executed in accordance with Section 38-14.1-16 of the North Dakota Century Code and Chapter 69-05.2-12 of the North Dakota Administrative Code will be delivered to the Public Service Commission prior to issuance of the surface coal mining and reclamation operations permit herein requested. A check for filing fees, pursuant to Section 38-14.1-13 of the North Dakota Century Code, in the amount of \$ _____, is included with the revision application.


Name of Official Authorized to Represent the Applicant
 Jody Mann, President and General Manager

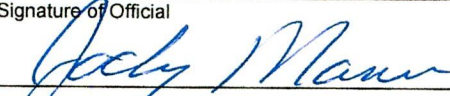

- I, the above named, certify that:
- All information and documents required by Sections 38-14.1-13, 38-14.1-14, and 38-14.1-15 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, are submitted as part of this permit application;
 - Information and documentation contained in the permit application affirmatively demonstrate that:
 - The permit revision application is accurate and complete and all the requirements of Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code have been complied with;
 - Reclamation as required by Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code can be accomplished under the reclamation plan contained in this permit revision application;

- c. An assessment of the probable cumulative impact of all anticipated mining in the general area on the hydrologic balance as specified in subdivision o of subsection 1 of Section 38-14.1-14 has been made and the proposed operation has been designed to prevent material damage to the hydrologic balance both on and off the mine site;
 - d. The area proposed to be affected is not included within an area designated unsuitable for all or certain types of surface coal mining and is not within an area under study for such designation in an administrative proceeding;
 - e. The proposed surface coal mining operation will not interrupt, discontinue or preclude farming on alluvial valley floors that are irrigated or naturally subirrigated and will not materially damage the quantity or quality of water in surface or underground water systems that supply these alluvial valley floors; and
 - f. The permit revision applicant has the legal right to surface mine the land for which this permit revision application is made and all of the requirements of Chapter 38-18 of the North Dakota Century Code have been complied with.
3. The area proposed to be affected is not included within an area where mining is prohibited pursuant to Section 38-14.1-07 of the North Dakota Century Code; unless specifically allowed in accordance with the provisions of Section 69-05.2-04-01 of the North Dakota Administrative Code; and
 4. The surface coal mining and reclamation operations contained in this permit revision application will be carried out at all times in a manner which ensures that all of the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, and any permit conditions attached thereto are complied with.

Signature of Official 	Title 
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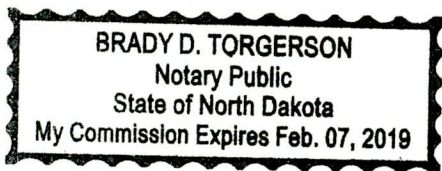
VERIFICATION

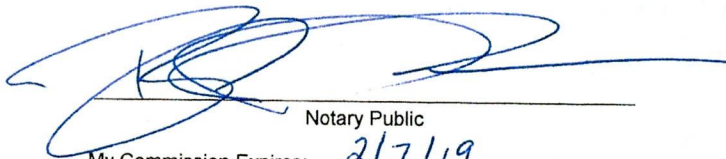
I, , being first and duly sworn, verify that the information contained in this Permit Revision Application is true and correct to the best of my knowledge and belief.

Signature of Official 	Title 
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STATE OF North Dakota)
 COUNTY OF Mercer)ss.

Subscribed and Sworn before me, this 25th day of April, 2017.

(SEAL) 


 Notary Public
 My Commission Expires: 2/7/19

DAKOTA WESTMORELAND CORPORATION

Mine: Beulah Mine
Permit Number: KRSB-8603
Revision No.: 31
Submittal Date: January 31, 2017
Completeness: April 25, 2017¹

Revision Summary

Revision No. 31 adds 320 acres in the N1/2 of Section 29, T143, R88W, to permit KRSB-8603 for future coal mining and associated disturbance activities in support thereof in the Iron pit location. In summary, Revision 31 includes a revision to the PMT in the Iron pit in Section 20. The new PMT ties into the existing topography in Section 20 and incorporates the now known disturbance area within Section 20. Revision 31 also updates the reclamation time schedule for the Silver, Iron, and Gold pits. The time schedule has been updated to incorporate changes from the permit renewal, and includes expected reclamation in the new Iron pits. Revision 31 also includes new variance areas given the location of new ramps/haulroads in Sections 29 and 20. Because Revision 31 adds additional mining in the Iron pit, the reclamation bond has been updated to incorporate a new worst-case disturbance scenario.

Listing of Revised Information

<u>Section</u>	<u>Revised Information and Instructions</u>
TOC	Updated
1.1	Added Revision 31 documents ¹
1.2	Revised narrative
1.3	Revised narrative ¹ and exhibit 1.3.1
1.4	Updated AVS, narrative ¹ , and notice of application ¹ , and exhibits 1.4.1, 1.4.2, 1.4.3 ¹ , 1.4.4, and removed 1.4.8
1.5	Updated Compliance from AVS
1.6	Revised narrative ¹
2.1	Updated narrative and exhibits 2.1.1, 2.1.2, 2.1.3, 2.1.4, added 2.1.5c, updated 2.1.6, 2.1.7, and 2.1.8
2.2	Revised narrative ¹ and exhibits 2.2.7 ¹ and 2.2.9
2.3	Revised narrative ¹ and exhibits 2.3.1, 2.3.2, 2.3.3, 2.3.4, 2.3.5, 2.3.6, 2.3.7, 2.3.8, and 2.3.10
2.4	Revised narrative and exhibit 2.4.7
2.5	Revised narrative and exhibits 2.5.1a, 2.5.4a, 2.5.11, and 2.5.13
2.6	Revised narrative ¹ and exhibits 2.6.1, 2.6.3, 2.6.9 ¹ , 2.6.11, 2.6.12a ¹ , 2.6.12b ¹ , 2.6.13, 2.6.14, 2.6.15, and 2.6.16

- 2.7 Revised narrative and exhibits 2.7.1, 2.7.2¹, 2.7.3, and 2.7.4
- 2.9 Revised exhibit 2.9.15
- 2.10 Revised narrative and exhibits 2.10.7 and 2.10.16
- 3.1 Revised narrative¹ and exhibits 3.1.1¹, 3.1.2¹, 3.1.3, 3.1.6¹, 3.1.8¹, and 3.1.8b
- 3.2 Revised narrative¹, updated exhibit 3.2.1¹, new exhibits 3.2.58 thru 3.2.63, and new tables 3.2.58¹, 3.2.60¹, and 3.2.62¹
- 3.3 Revised exhibit 3.3.1
- 3.4 Revised narrative and exhibit 3.4.1
- 3.5 Updated Narrative and exhibits, 3.5.1b 3.5.2c, 3.5.3¹, 3.5.4(a), and 3.5.4(b)
- 3.7 Revised narrative and exhibits 3.7.3, 3.7.11, and 3.7.13
- 3.8 Revised narrative¹ and exhibit 3.8.2
- 3.9 Revised narrative and exhibits 3.9.1 and 3.9.2