

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Dakota Westmoreland Corporation
Revision No. 31, Permit KRSB-8603
Approval

Case No. RC-17-88

SURFACE COAL MINING AND RECLAMATION PERMIT CONDITION

February 14, 2018

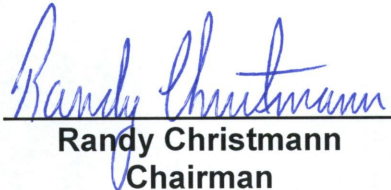
Revision No. 31 to Surface Coal Mining Permit No. KRSB-8603 has been issued to **Dakota Westmoreland Corporation** subject to Chapter 38-14.1 of the North Dakota Century Code, all the rules promulgated thereunder, and the following condition:

1. Dakota Westmoreland Corporation is prohibited from conducting surface coal mining operations within 100 feet of the outside right-of-way line on the north and south sides of the section line common to Section 20 and Section 29, Township 143 North, Range 88 West, prior to the road authority's approval to close Mercer County Road 12 on the section line common to Section 20 and Section 29, Township 143 North, Range 88 West, and to open the relocated route of Mercer County Road 12 on the section line common to Section 29 and Section 30, Township 143 North, Range 88 West, as required by NDAC 69-05.2-04-01.3(2). Dakota Westmoreland Corporation must provide copies to the Commission of the road authority's approval documents to close and relocate Mercer County Road 12 as required by NDAC 69-05.2-04-01.3(4). These documents must be provided to the Commission within thirty days from the road authority's approval date and include the written findings made by the road authority.

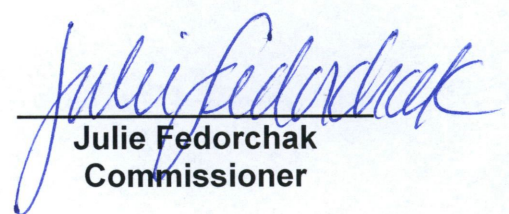
PUBLIC SERVICE COMMISSION



Brian Kroshus
Commissioner



Randy Christmann
Chairman



Julie Fedorchak
Commissioner