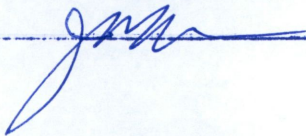


APPROVED

DATE: 26 June 2019

 STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

MOTION

June 26, 2019

**BNI Coal, Ltd.
Revision No. 40, Permit BNCR-9702
Approval**

Case No. RC-17-280

I move the Commission conditionally approve Revision No. 40 to Surface Coal Mining Permit BNCR-9702 held by BNI Coal, Ltd. to add 636.58 acres to the permit for the Center Mine and to update the appropriate sections of the permit for mining in the added area.

DKM/ZAB/WTG