



Public Service Commission

State of North Dakota

COMMISSIONERS

Brian Kroshus
Julie Fedorchak
Randy Christmann

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

July 14, 2020

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

Dear Mr. Volk:

The Reclamation Division has completed its review of the worst-case reclamation cost calculation submitted by BNI Coal, Ltd as part of Revision 41 to Permit BNCR-9702. The minimum bond amount of \$34,971,164.00 proposed with Revision No. 41 is determined to be sufficient for Permits BNCR-9702, BNCR-8106, BNCR-8602, and BNCR-8202 that make up the consolidated bond area at the Center Mine.

Surety Bond No. 800043883, underwritten by Atlantic Specialty Insurance Company, and Surety Bond No. 1069618, underwritten by Lexon Insurance Company, total \$35,067,865.00 which exceeds the minimum bond amount required for the consolidated bond area and is therefore considered adequate. No further action concerning the bond is necessary with Revision No. 41 to Permit BNCR-9702.

Please contact this office if you have any questions.

Sincerely,

Dean K. Moos
Director
Reclamation Division

cc Karene Hall

Minedata/Center/Permits/BNCR-9702/Revisions/No.41/Bond_Determination_ltr_7-14-20