

STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

BNI Coal, Ltd.
Revision No. 41 to Permit BNCR-9702
Application

Case No. RC-20-23

REVISION OF PERMIT TO ENGAGE IN
SURFACE COAL MINING AND RECLAMATION OPERATIONS

July 23, 2020

Based on the application for **Revision Number 41 to Permit Number BNCR-9702** received **January 17, 2020** and all information and documentation contained therein, the North Dakota Public Service Commission finds that:

1. The revision application received on January 17, 2020 is complete and accurate and the applicant has complied with the requirements of Chapter 38-14.1 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code; and,
2. The Commission's findings that were made when the permit was issued remain applicable to the revised operation and reclamation plans.

Revision Number 41 to Permit Number BNCR-9702 is hereby granted to BNI Coal, Ltd. to identify the next five-year coal removal subareas and to update the legal and financial, operation, and reclamation permit sections for the next five-year permit term as described in the permit revision application received January 17, 2020.

The approved revision is subject to the requirements of Chapter 38-14.1 of the North Dakota Century Code, Article 69-05.2 of the North Dakota Administrative Code, the conditions of the approved permit, and any additional or revised permit conditions listed on attached PSC Reclamation Form - 3. Pursuant to Section 38-14.1-23 of the North Dakota Century Code and Article 69-05.2 of the North Dakota Administrative Code, this revision was found to be a significant alteration to the previously approved permit.

PUBLIC SERVICE COMMISSION


Julie Fedorchak
Commissioner


Brian Kroshus
Chairman


Randy Christmann
Commissioner