

## Hamre, John G.

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**From:** Brinkman, Zanna A.  
**Sent:** Tuesday, March 28, 2023 9:40 AM  
**To:** 'khall@bnicoal.com'  
**Cc:** Ryan Wrolstad (BNI Energy); Doug Scheetz (BNI Coal); Emmer, Jonathan W.; Fischer, Matthew J.; Roerick, Jeffrey A.; Hamre, John G.  
**Subject:** Revision 8 to Permit BNCR-1101  
**Importance:** High

Karene,

Our March 7, 2023 bond determination letter noted that no monetary adjustment to the surety bond was necessary and incorrectly stated that no further action concerning the bond was necessary. As you know, a rider must be submitted to add the 2,661.04 acres to the current surety bond before we can approve Revision 8. The required attachments must also be submitted (metes and bounds of new permit area, metes and bounds of leased federal coal, map of new permit area, and map of leased federal coal tracts).

In addition, BNI must include a new board resolution that lists persons authorized to execute bonding documents **or** a corporate secretary's certificate certifying the previous board resolution (and list of authorized persons to sign) remains in effect and has not been rescinded. I emailed the most current version to Ryan last week and that resolution lists Mike Heger and Wade Boeshans. At this point, Mike Heger and Patrick Cutshall are authorized to execute bond documents.

As discussed yesterday, we plan to add Revision 8 to the agenda for the April 27<sup>th</sup> Commission meeting. The rider to add the new acreage to Permit BNCR-1101 must be submitted by **April 21<sup>st</sup>**.

If you have any questions, please let me know.

**Zanna Brinkman**

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John- file email as Center Mine\Permits\BNCR - 1101\Revisions & Renewals\No. 8\ Rev8\_bond\_update\_rqrd\_3-28-23

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41 RC-20-438 Filed 03/28/2023 Pages: 1  
Email update to 7 March Bond Determination Letter  
Public Service Commission  
Zanna Brinkman