

April 29, 2021



Mr. Dean Moos
Reclamation Division
Public Service Commission
600 East Boulevard Avenue
Bismarck, ND 58505

RE: Revision 17 to Permit BNCR-9401

Dear Mr. Moos:

We have reviewed BNI Coal, Ltd.'s application for revision number 17 to Surface Coal Mining Permit BNCR-9401. We have no objection to the revision which adds the coal lease for the Federal parcel in the S1/2NE1/4NE1/4 of Section 8 and updates the mine plan to detail the removal of the federal and private coal under the proposed location of Minnkota Power's Ash Cell 5.

At this time, the department has no further comments regarding this revision.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dallas Grossman", with a long horizontal flourish extending to the right.

Dallas Grossman
Environmental Engineer
Division of Water Quality

11 RC-21-81 Filed 04/29/2021 Pages: 1
Comments received from the Dept. of Environmental Quality
North Dakota Department of Environmental Quality (DEQ)
Dallas Grossman