

**APPROVED**

DATE: 09/22/2021

PJT

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**BNI Coal, Ltd.  
Revision No. 17, Permit BNCR-9401  
Application**

**Case No. RC-21-81**

**MOTION**

**September 22, 2021**

I move the Commission approve Revision No. 17 to Surface Coal Mining Permit No. BNCR-9401, held by BNI Coal, Ltd. for the Center Mine, to add the coal lease for the 20 acre federal coal tract in the S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 8, T141N, R83W, within the existing permit area, modify the operations plan to include the mining of private and federal coal for the construction of Ash Cell 5, update the worst case reclamation cost estimate and other information in the permit, in BNI Coal, Ltd., Revision No. 17, Permit BNCR-9401, Application, PSC Case No. RC-21-81.

DKM, ZAB, PJR

Center Mine\Permits\BNCR - 9401\Revisions\No. 17\Rev17\_Motion\_9-22-21