



Public Service Commission
State of North Dakota

COMMISSIONERS

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August 23, 2022

Mr. Dave Traverso
General Mine Manager
Westmoreland Beulah Mining LLC
Beulah Mine
P.O. Box 39
Beulah, ND 58523-0039
dtraverso@westmoreland.com

Dear Mr. Traverso:

The Reclamation Division has reviewed Westmoreland Beulah Mining LLC's verbal request to modify the abatement time related to Pond 112 and Pond 113 in the Notice of Violation (NOV) 2201. The Reclamation Division approves your request to extend the completion date for Pond 113 by two weeks until September 6, 2022, and to reduce the construction time for Pond 112 by two weeks; construction of Pond 112 must be completed by November 7, 2022.

Both ponds must be certified by November 21, 2022.

Enclosed is the signed Modification of Notice of Violation form (SFN 10569). If you have any questions, please contact this office.

Sincerely,

Zanna Brinkman
Director
Reclamation Division

Enclosure

cc/w enclosure via email only: [Jesse Noel \(jnoel@westmoreland.com\)](mailto:jnoel@westmoreland.com)

Beulah Mine (Dakota Westmoreland)\Violations\2022\NOV-2201_2nd_Modification_ltr_8-23-22



MODIFICATION OF NOTICE OF VIOLATION
 NORTH DAKOTA PUBLIC SERVICE COMMISSION
 RECLAMATION DIVISION
 SFN 10569 (7-2022)

Notice of Violation Number
 2201

To the following Permittee or Operator:

Name of Permittee Westmoreland Beulah Mining LLC		Permit Number KRSB-8603	
Address P.O. Box 39	City Beulah	State ND	ZIP Code 58523
Telephone Number (701) 873-3901	Mine Beulah Mine	County Mercer	
Name of Operator (if other than permittee) Same			
Address		City	State
			ZIP Code

The Above Violation Number is Modified as Follows:

NOV 2201 is modified to extend the construction time for Pond 113, and to reduce the construction time for Pond 112.

The original NOV 2201 issued on May 25, 2022 required Pond 112 to be completed and certified within 90 days and Pond 113 to be constructed within 180 days. NOV 2201 was modified on July 26, 2022 to state Pond 112 must be completed and certified within 180 days and Pond 113 must be constructed within 90 days.

This modification dated August 23, 2022 extends the completion date for Pond 113 by two weeks until September 6, 2022, and reduces the construction time for Pond 112 by two weeks; construction of Pond 112 must be completed by November 7, 2022.

Both ponds must be certified by November 21, 2022.

This modification was emailed to Dave Traverso on August 23, 2022.

Name of Person Served Dave Traverso	Title of Person Served General Mine Manager
Method of Service <input type="checkbox"/> Personal <input checked="" type="checkbox"/> Certified Mail	Date of Service 08/23/2022
Signature of Person Served	Signature of Authorized Representative