



Public Service Commission

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

sent via email and regular mail

May 7, 2025

Mr. Jeffrey Fleischman, Chief
Denver Field Division
Office of Surface Mining
PO Box 11018
150 East B Street
Casper, WY 82601-7032
jfleischman@osmre.gov

Dear Mr. Fleischman:

BNI Coal, Ltd. has filed applications for Revision No. 45 and Renewal No. 5 to Surface Coal Mining Permit BNCR-9702 for the Center Mine. This revision updates various sections of the permit for the next 5-year permit term including the legal and financial section, extended mine plan, operations, blasting plan, post-mine topography, reclamation schedule, ground water, surface water management, fish and wildlife resource protection, revegetation and post mining land use, and the worst-case bond estimate. The next permit term is from August 2, 2025, through August 2, 2030.

BNI is currently mining federal coal in the NE $\frac{1}{4}$ of Section 20, T142N, R84W in BNCR-9702 under federal coal lease NDM 105513 for which federal mine plan approval was granted by the United States Department of the Interior on July 26, 2023. The land in Federal Coal Lease NDM-105513 encompasses 287.62 acres in the NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, T142N, R84W. The Office of Surface Mining must make a determination if this revision constitutes a mine plan modification. All federal coal tracts in Permit BNCR-9702 consist of privately owned surface.

Enclosed is a USB flash drive containing the permit application for Revision No. 45. All updates to the permit are listed in Appendix 1-1 (Revision Summary and List of Changes). Plate 4.1-1 (Pit Layout and Facilities Map) has been updated to identify coal removal areas during the next permit term.

We would appreciate any comments on the revision and renewal applications by June 23, 2025. Please contact us with any questions.

Sincerely,

Jonathan Emmer
Director
Reclamation Division

Enclosure

cc via email only w/o enclosure: John Sieving (jsieving@osmre.gov)

Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5\Rev45_Ren5_Advsry_rvw_rqst_ltr_5-7-25



Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email and regular mail

May 7, 2025

Ms. Erica Trent
Natural Resources Specialist
Office of Surface Mining
PO Box 25065
Lakewood, CO 80215
etrent@osmre.gov

Dear Ms. Trent:

BNI Coal, Ltd. has filed applications for Revision No. 45 and Renewal No. 5 to Surface Coal Mining Permit BNCR-9702 for the Center Mine. This revision updates various sections of the permit for the next 5-year permit term including the legal and financial section, extended mine plan, operations, blasting plan, post-mine topography, reclamation schedule, ground water, surface water management, fish and wildlife resource protection, revegetation and post mining land use, and the worst-case bond estimate. The next permit term is from August 2, 2025, through August 2, 2030.

BNI is currently mining federal coal in the NE $\frac{1}{4}$ of Section 20, T142N, R84W in BNCR-9702 under federal coal lease NDM 105513 for which federal mine plan approval was granted by the United States Department of the Interior on July 26, 2023. The land in Federal Coal Lease NDM-105513 encompasses 287.62 acres in the NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, T142N, R84W. The Office of Surface Mining must make a determination if this revision constitutes a mine plan modification. All federal coal tracts in Permit BNCR-9702 consist of privately owned surface.

Enclosed is a USB flash drive containing the permit application for Revision No. 45. All updates to the permit are listed in Appendix 1-1 (Revision Summary and List of Changes). Plate 4.1-1 (Pit Layout and Facilities Map) has been updated to identify coal removal areas during the next permit term.

We would appreciate any comments on the revision and renewal applications by June 23, 2025. Please contact us with any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jonathan Emmer".

Jonathan Emmer
Director
Reclamation Division

Enclosure

cc via email only w/o enclosure: Marcelo Calle (mcalle@osmre.gov)

Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5\Rev45_Ren5_Advsry_rvw_rqst_ltr_5-7-25



Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email and regular mail

May 7, 2025

Josh Alexander
Bureau of Land Management
Billings Field Office
Eastern Montana Dakotas District Office
Department of Interior
5001 Southgate Dr.
Billings, MT 59101
jalexand@blm.gov

Dear Mr. Alexander:

BNI Coal, Ltd. has filed applications for Revision No. 45 and Renewal No. 5 to Surface Coal Mining Permit BNCR-9702 for the Center Mine. This revision updates various sections of the permit for the next 5-year permit term including the legal and financial section, extended mine plan, operations, blasting plan, post-mine topography, reclamation schedule, ground water, surface water management, fish and wildlife resource protection, revegetation and post mining land use, and the worst-case bond estimate. The next permit term is from August 2, 2025, through August 2, 2030.

BNI is currently mining federal coal in the NE $\frac{1}{4}$ of Section 20, T142N, R84W in BNCR-9702 under federal coal lease NDM 105513 for which federal mine plan approval was granted by the United States Department of the Interior on July 26, 2023. The land in Federal Coal Lease NDM-105513 encompasses 287.62 acres in the NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, T142N, R84W. The Office of Surface Mining must make a determination if this revision constitutes a mine plan modification. All federal coal tracts in Permit BNCR-9702 consist of privately owned surface.

Enclosed is a USB flash drive containing the permit application for Revision No. 45. All updates to the permit are listed in Appendix 1-1 (Revision Summary and List of Changes). Plate 4.1-1 (Pit Layout and Facilities Map) has been updated to identify coal removal areas during the next permit term.

We would appreciate any comments on the revision and renewal applications by June 23, 2025. Please contact us with any questions.

Sincerely,

A blue ink signature of Jonathan Emmer, written in a cursive style.

Jonathan Emmer
Director
Reclamation Division

Enclosure

Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5\Rev45_Ren5_Advsry_rvw_rqst_ltr_5-7-25



Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email and regular mail

May 7, 2025

Mr. Edward Kraft
Field Office Manager
Bureau of Land Management
ND Field Office
99 23rd Avenue West, Suite A
Dickinson, ND 58601
ekraft@blm.gov

Dear Mr. Kraft:

BNI Coal, Ltd. has filed applications for Revision No. 45 and Renewal No. 5 to Surface Coal Mining Permit BNCR-9702 for the Center Mine. This revision updates various sections of the permit for the next 5-year permit term including the legal and financial section, extended mine plan, operations, blasting plan, post-mine topography, reclamation schedule, ground water, surface water management, fish and wildlife resource protection, revegetation and post mining land use, and the worst-case bond estimate. The next permit term is from August 2, 2025, through August 2, 2030.

BNI is currently mining federal coal in the NE $\frac{1}{4}$ of Section 20, T142N, R84W in BNCR-9702 under federal coal lease NDM 105513 for which federal mine plan approval was granted by the United States Department of the Interior on July 26, 2023. The land in Federal Coal Lease NDM-105513 encompasses 287.62 acres in the NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, T142N, R84W. The Office of Surface Mining must make a determination if this revision constitutes a mine plan modification. All federal coal tracts in Permit BNCR-9702 consist of privately owned surface.

Enclosed is a USB flash drive containing the permit application for Revision No. 45. All updates to the permit are listed in Appendix 1-1 (Revision Summary and List of Changes). Plate 4.1-1 (Pit Layout and Facilities Map) has been updated to identify coal removal areas during the next permit term.

We would appreciate any comments on the revision and renewal applications by June 23, 2025. Please contact us with any questions.

Sincerely,

A blue ink signature of Jonathan Emmer, written in a cursive style.

Jonathan Emmer
Director
Reclamation Division

Enclosure

Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5\Rev45_Ren5_Advsry_rvw_rqst_ltr_5-7-25



Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email and inside mail

May 7, 2025

Mr. David Glatt, P.E.
Director
North Dakota Department of Environmental Quality
4201 Normandy Street
Bismarck, ND 58503-1324
dglatt@nd.gov

Dear Mr. Glatt:

BNI Coal, Ltd. has filed applications for Revision No. 45 and Renewal No. 5 to Surface Coal Mining Permit BNCR-9702 for the Center Mine. This revision updates various sections of the permit for the next 5-year permit term including the legal and financial section, extended mine plan, operations, blasting plan, post-mine topography, reclamation schedule, ground water, surface water management, fish and wildlife resource protection, revegetation and post mining land use, and the worst-case bond estimate. The next permit term is from August 2, 2025, through August 2, 2030.

Enclosed is a USB flash drive containing the permit application for Revision No. 45. All updates to the permit are listed in Appendix 1-1 (Revision Summary and List of Changes). Please review the revision application with regard to your agency's areas of responsibility and technical expertise, and for compliance with NDAC 69-05.2-16-02. Please provide any revision application review comments by June 23, 2025, in accordance with NDAC 69-05.2-10-01(2).

Please contact us with any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jonathan Emmer".

Jonathan Emmer
Director
Reclamation Division

Enclosure

Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5\Rev45_Ren5_Advsry_rvw_rqst_ltr_5-7-25



Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email and inside mail

May 7, 2025

North Dakota Department of Water Resources
C/O Project Review
1200 Memorial Highway, Dept 770
Bismarck, ND 58504
dwrprojectreview@nd.gov

Dear Project Review Team:

BNI Coal, Ltd. has filed applications for Revision No. 45 and Renewal No. 5 to Surface Coal Mining Permit BNCR-9702 for the Center Mine. This revision updates various sections of the permit for the next 5-year permit term including the legal and financial section, extended mine plan, operations, blasting plan, post-mine topography, reclamation schedule, ground water, surface water management, fish and wildlife resource protection, revegetation and post mining land use, and the worst-case bond estimate. The next permit term is from August 2, 2025, through August 2, 2030.

Enclosed is a USB flash drive containing the permit application for Revision No. 45. All updates to the permit are listed in Appendix 1-1 (Revision Summary and List of Changes). Please review the revision application with regard to your agency's areas of responsibility and technical expertise, and for compliance with NDAC 69-05.2-16-03. Please provide any revision application review comments by June 23, 2025, in accordance with NDAC 69-05.2-10-01(2).

Please contact us with any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jonathan Emmer".

Jonathan Emmer
Director
Reclamation Division

Enclosure

Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5\Rev45_Ren5_Advsry_rvw_rqst_ltr_5-7-25



Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email and inside mail

May 7, 2025

Mr. Jeb Williams
North Dakota Game and Fish Department
100 North Bismarck Expressway
Bismarck, ND 58501-5095
jwilliam@nd.gov

Dear Mr. Williams:

Enclosed is a USB flash drive containing Revision No. 45 and Renewal No. 5 to Surface Coal Mining Permit BNCR-9702, held by BNI Coal, Ltd. for the Center Mine. Revision No. 45 updates various sections of the permit for the next five-year term, from August 2, 2025, through August 2, 2030. All updates to the permit are listed in Appendix 1-1 (Revision Summary and List of Changes).

The USFWS Information for Planning and Consultation (IPaC) website indicates that seven listed or proposed species have the potential to exist in Permit BNCR-9702. No designated or proposed critical habitat is within or immediately adjacent to the permit. The listed species include the Piping Plover, Rufa Red Knot, Whooping Crane, and Dakota Skipper. The proposed species are the Monarch Butterfly, Western Regal Fritillary, and Suckley's Cuckoo Bumble Bee.

The Reclamation Division has prepared the draft threatened, endangered, and proposed species finding attached for your review. Please provide any revision application review comments and/or comments on the attached threatened and endangered species finding by June 23, 2025 in accordance with NDAC 69-05.2-10-01(2)

If you have any questions, please contact this office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jonathan Emmer".

Jonathan Emmer
Director
Reclamation Division

Enclosures

Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5\Rev45_Ren5_Advsry_rvw_rqst_ltr_5-7-25

Revision No. 45 and Renewal No. 5 to BNCR-9702 – Species Specific Effects Finding

Finding No. 9. The operations will not affect the continued existence of threatened, endangered or proposed species or result in the destruction or adverse modification of proposed or designated critical habitats [NDAC 69-05.2-10-03(6)(d)].

Permit BNCR-9702 for the BNI Center Mine consists of 7,655.11 acres, most of which have previously been disturbed for mining activities. Due to the previous disturbance, most threatened and endangered species “**may be affected but are not likely to be adversely affected**” by the mining and reclamation activities proposed within Revision No. 45 and Renewal No. 5. More detailed species-specific information can be found below. **Figure 1** is also provided below to help you visualize the location of Permit BNCR-9702.

Whooping Crane – Endangered

Oliver County and the permit area are within the principal migration route of the Whooping Crane. The likelihood of Whooping Cranes occurring in the area is very low because desirable stop-over roosting habitat does not exist in the area and Whooping Crane feeding sites are often found adjacent to roosting sites. It has been well documented that Whooping Cranes avoid human disturbances. Wetlands in and adjacent to the permit area are primarily associated with springs and seeps in linear drainages where the horizontal line-of-sight distance is limited due to topography.

A study was conducted by Tetra Tech for Minnesota Power for a wind resource area in proximity to the mining area. The study found the habitat could possibly be used as foraging areas; however, more desirable habitat for Whooping Cranes exist along the Missouri River. The Reclamation Division concludes mining and reclamation activities proposed with Revision No. 45 and Renewal No. 5 “**may affect but is not likely to adversely affect**” the continued existence of Whooping Cranes.

Piping Plover – Threatened

The Piping Plover is a migratory bird that can occur in North Dakota from mid-April through August. Suitable habitat for the Northern Great Plains Population is generally characterized as sparsely vegetated shorelines usually associated with alkaline wetlands and sandbars and shorelines associated with major river systems. In Oliver County, North Dakota, this species can be found along the Missouri River. The possibility for substantial Piping Plover populations to occur within the permit area is limited due to restricted habitat preferences, nesting requirements, and the lack of suitable habitats within the permit area. A Piping Plover was recorded at the mine in the late 1970’s on Pond 31-1. Sedimentation ponds within BNI permitted areas can provide the desired habitat for Piping Plovers for a limited period of time. These areas are observed by the mine throughout the Piping Plover migratory and breeding periods. The Reclamation Division and USFWS are to be notified when Piping Plovers are sighted at the mine. The Reclamation Division concludes the permit area does not contain designated, suitable, or potential habitat for this species and the mining and reclamation activities proposed with Revision No. 45 and Renewal No. 5 “**may affect but is not likely to adversely affect**” the continued existence of the Piping Plover.

Rufa Red Knot – Threatened

The Rufa Red Knot is a medium sized shorebird that migrates annually between its breeding grounds in the central Canadian Arctic and several wintering regions, including the Southeast United States and Northeast Gulf of Mexico. This species could potentially migrate over North Dakota. Available information indicates this species may use inland saline lakes as stopover habitat during its migration. There are no saline lakes in the permit area or adjacent to the permit area. Therefore, the mining and reclamation activities proposed with Revision No. 45 and Renewal No. 5 will have “**no effect**” on the continued existence of the Rufa Red Knot.

Dakota Skipper – Threatened

The USFWS listed the Dakota Skipper threatened on October 26, 2014, and the final rule became effective on November 24, 2014. The Dakota Skipper is a small butterfly that requires high quality mixed or tallgrass prairie. According to the 2024 Dakota Skipper North Dakota Survey Protocol there are two habitat types, Type A Habitat and Type B Habitat. Type A Habitat consists of moist lowland mesic prairie habitat type with prairie lily, bluebell bellflower, and mountain deathcamas or smooth camas species. Type B Habitat consists of a relatively dry upland prairie habitat type found on ridges and hillsides dominated with bluestem grasses, needlegrasses, and desirable native forbs such as purple coneflower. In the Missouri Couteau region of North Dakota, on the western edge on the known ranges of the species, Dakota Skippers inhabit a variant of Type B habitats. These habitats typically contain an association of little bluestem, big bluestem, and needlegrasses that are often invaded by Kentucky bluegrass. These prairies also typically contain prairie lily, bluebell bellflower, coneflowers, and aster species. There is no designated critical habitat for Dakota Skippers in Oliver County according to the USFWS IPaC site. Only one Dakota Skipper has been recorded in Oliver County. The butterfly was recorded at the Cross Ranch State Park, approximately 20 miles away from the permitted area.

There is no suitable habitat for the Dakota Skipper within the permit or buffer area as defined by the 2024 Dakota Skipper North Dakota Survey Protocol, and areas that contain ecological sites associated with the lifecycle needs for the Dakota Skipper found within the permit area are low to fair quality, as there is no undisturbed native grassland present in the permit area. BNI is committed to having properly certified consultants conduct Dakota Skipper habitat assessments and occupancy surveys in the permit area prior to mining related disturbance. Meadowlark Environmental, LLC, Carson, ND performed a Dakota Skipper survey in 2024. The 2024 survey yielded no identified Dakota Skippers. Meadowlark Environmental will continue the survey in 2025. The Reclamation Division finds the planned mining and reclamation activities proposed within Revision No. 45 and Renewal No. 5 “**may affect but is not likely to adversely affect**” the continued existence of the Dakota Skipper.

Monarch Butterfly – Proposed Threatened

The Monarch Butterfly is a proposed threatened species. The Monarch requires habitat with Milkweed as a larval host plant and floral nectar sources for adults. Monarchs found in North Dakota are comprised of the eastern range Monarchs, found east of the Rocky Mountains. These Monarchs overwinter in central Mexico and then migrate and disperse throughout North America. No designated critical habitat is currently proposed for the eastern range Monarchs.

In July of 2024, Meadowlark Environmental, LLC, Carson, ND performed a butterfly survey focused on observing Dakota Skippers in the BNI Mine’s permitted areas. During this survey, no Monarch Butterflies were observed. Meadowlark Environmental will continue the Dakota Skipper survey in 2025, and any Monarch Butterfly observed will be documented. BNI will continue to work with the USFWS as new guidance and protocols become available.

The Reclamation Division finds the planned mining and reclamation activities proposed within Revision No. 45 and Renewal No. 5 “**may affect but is not likely to jeopardize**” the continued existence of the Monarch Butterfly provided that BNI follow future guidance from the USFWS as indicated in Section 4.13 (Fish and Wildlife Resource Protection and Enhancement Plan, & Fish and Wildlife Monitoring Plan) of Permit BNCR-9702.

Western Regal Fritillary – Proposed Threatened

The Western Regal Fritillary is a proposed threatened species. The Western Regal Fritillary prefers tallgrass

prairie and other sunny, open locations such as damp meadows, marshes, wet fields, and mountain pastures. Regal Fritillary butterflies depend on three main habitat components: violet hostplants for larvae, nectar plants for adults, and native warm-season bunch grasses that provide protective sites for all life stages. No designated critical habitat is currently proposed for the Western Regal Fritillary.

In July of 2024, Meadowlark Environmental, LLC, Carson, ND performed a butterfly survey focused on observing Dakota Skippers in the BNI Mine's permitted areas. During this survey, 12 Western Regal Fritillary were observed throughout the permitted mine areas. Meadowlark Environmental will continue the Dakota Skipper survey in 2025, and any Western Regal Fritillary will be documented. BNI will continue to work with the USFWS as new guidance and protocols become available.

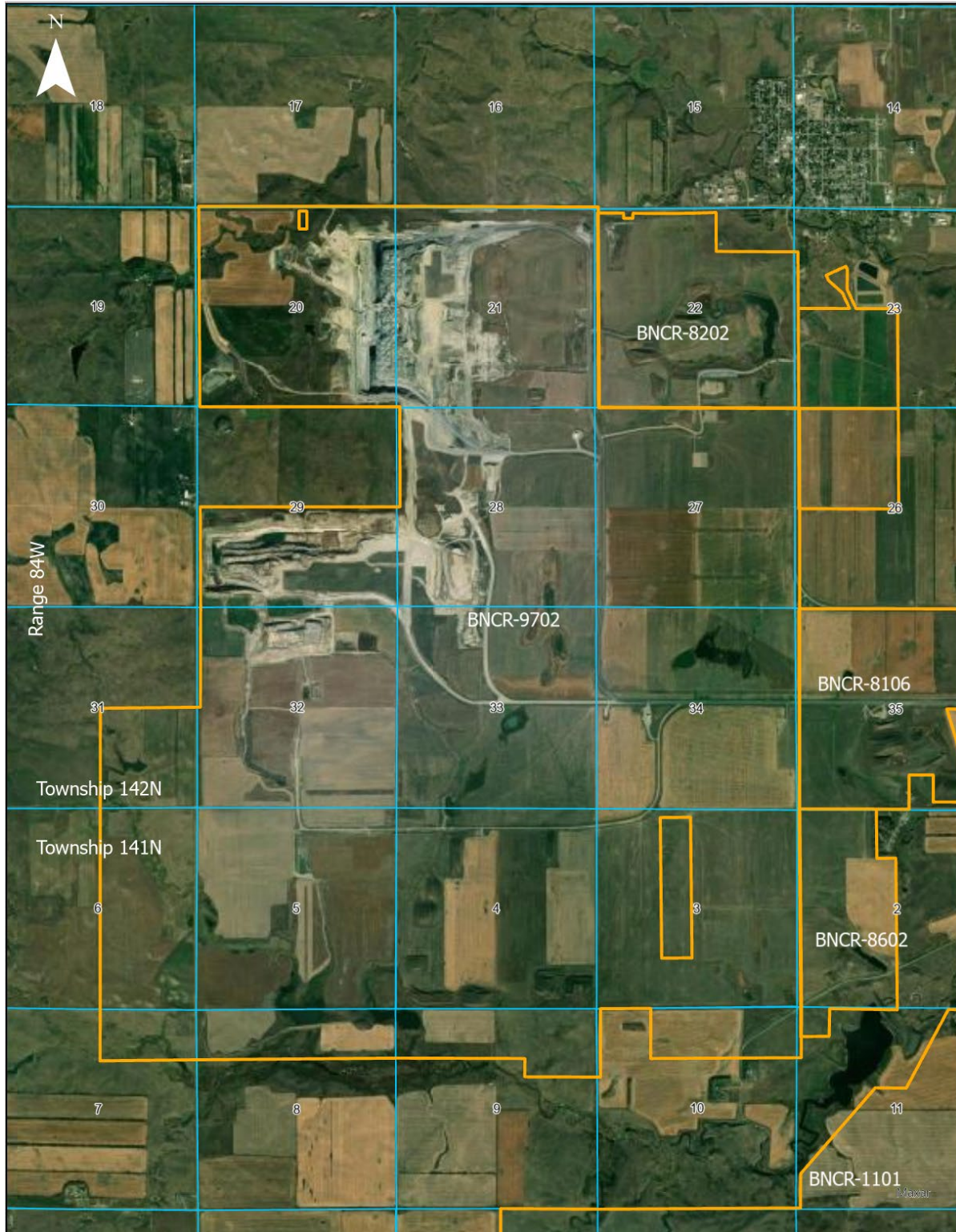
The Reclamation Division finds the planned mining and reclamation activities proposed within Revision No. 45 and Renewal No. 5 **“may affect but is not likely to jeopardize”** the continued existence of the Western Regal Fritillary provided that BNI follow future guidance from the USFWS as indicated in Section 4.13 (Fish and Wildlife Resource Protection and Enhancement Plan, & Fish and Wildlife Monitoring Plan) of Permit BNCR-9702.

Suckley's Cuckoo Bumble Bee – Proposed Endangered

The Suckley's Cuckoo Bumble Bee is a proposed endangered species. The Suckley's Cuckoo Bumble Bee is an obligate social parasite and are entirely dependent on social bumble bee hosts to collect pollen and rear their young. Since they are entirely dependent on host bumble bee colonies, host colony availability is critical for the species' survival and overall viability. The species has a broad historical range and has been found in various habitat types including prairies, grasslands, meadows, urban and agricultural areas, and woodlands. The last confirmed sighting in the United States of the Suckley's Cuckoo Bumble Bee was in 2016 in Oregon.

The Reclamation Division finds the planned mining and reclamation activities proposed within Revision No. 45 and Renewal No. 5 will have **“may affect but is not likely to jeopardize”** the continued existence of the Suckley's Cuckoo Bumble Bee.

Figure 1: Center Mine Permit BNCR-9702





Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Jill Kringstad

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

sent via email and regular mail

May 7, 2025

Mr. Luke Toso
U.S. Fish and Wildlife Service
3425 Miriam Avenue
Bismarck, ND 58501-7926
luke_toso@fws.gov

Dear Mr. Toso:

Enclosed is a USB flash drive containing Revision No. 45 and Renewal No. 5 to Surface Coal Mining Permit BNCR-9702, held by BNI Coal, Ltd. for the Center Mine. Revision No. 45 updates various sections of the permit for the next five-year term, from August 2, 2025, through August 2, 2030. All updates to the permit are listed in Appendix 1-1 (Revision Summary and List of Changes).

The USFWS Information for Planning and Consultation (IPaC) website indicates that seven listed or proposed species have the potential to exist in Permit BNCR-9702. No designated or proposed critical habitat is within or immediately adjacent to the permit. The listed species include the Piping Plover, Rufa Red Knot, Whooping Crane, and Dakota Skipper. The proposed species are the Monarch Butterfly, Western Regal Fritillary, and Suckley's Cuckoo Bumble Bee.

The Reclamation Division has prepared the draft threatened, endangered, and proposed species finding attached for your review. We would appreciate any comments on the revision and renewal applications and on the attached threatened and endangered species finding by June 23, 2025.

If you have any questions, please contact this office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jonathan Emmer".

Jonathan Emmer
Director
Reclamation Division

Enclosures

cc via email only w/o enclosure: Jerry Reinisch (jerry_reinisch@fws.gov)

Center Mine\Permits\BNCR - 9702\Revisions\Rev45_Ren5\Rev45_Ren5_Advsry_rvw_rqst_ltr_5-7-25