



# Public Service Commission

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*sent via email only*

May 27, 2025

Mr. Jesse Noel  
Director, Environmental & Regulatory Affairs  
Westmoreland Beulah Mining LLC  
Beulah Mine  
PO Box 39  
Beulah, ND 58523-0039  
jnoel@westmoreland.com

Dear Mr. Noel:

The Reclamation Division has reviewed Westmoreland Beulah Mine's (WBM) May 21, 2025 proposed changes to the post-mining topography in response to our May 7, 2025 significant determination for Revision 36 to Permit KRSB-8603. The Reclamation Division has determined that the proposed post-mining topography changes are a significant alteration to the approved reclamation plan. Therefore, pending Revision No. 36 to Permit KRSB-8603 is hereby deemed significant and subject to the notice, hearing and procedural requirements set forth in NDAC 69-05.2-10 and NDCC 38-14.1-18, 38-14.1-19, and 38-14.1-20.

Since Revision 36 will become a significant revision based on the postmining topographic changes, it is appropriate to update the reclamation schedule at this time. Please update WBM's April 16, 2025 version of Revision 36 to KRSB-8603 to include a public notice, the updated post-mining topography (Exhibit 3.5.3), and an updated reclamation schedule (Section 3.8). The public notice should include a list of the surface owners affected by the proposed topographic and reclamation timeline changes. Please submit these changes as soon as possible to prevent further delays.

If you have any questions, please contact this office.

Sincerely,

Jonathan Emmer  
Director  
Reclamation Division

cc via email only:      Juris Ore (jore@westmoreland.com)  
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Beulah Mine (Dakota Westmoreland)\Permits\KRSB - 8603\Revisions\Rev\_36\Rev36\_Significant\_Determ\_Follow-Up\_itr\_5-27-25