



Public Service Commission

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July 8, 2025

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

Dear Mr. Noel:

The Reclamation Division has conducted a completeness review of Westmoreland Beulah Mining LLC's (WBM) Revision 36 to Surface Coal Mining Permit KRSB-8603 at the Beulah Mine. This revision was submitted in response to the Reclamation Division's March 11, 2024 midterm review letter. Revision 36 was initially determined to be an insignificant revision; however, as stated in the Reclamation Division's May 27, 2025 letter, recent proposed post-mining topographic changes warranted a significant determination. The following issues will need to be resolved before the application can be deemed complete and approval is granted to begin publication of the newspaper notice for the permit revision.

Section 1.1 – Application and Supporting Documents

1. Please repair the Revision 36 Revision Summary and Listing of Revised Information bookmarks in Section 1.1 (Application and Supporting Documents) so that one can readily navigate and realize the changes being proposed. (GAW)
2. Please revise the Revision 36 application form (SFN 10562) on page 78 of Section 1.1 (Application and Supporting Documents) to include an informative description of the changes being proposed to the various sections of the permit. (GAW/AAC)

Section 1.4 – Business Entity Information

3. Please provide meaningful, descriptive bookmarks with hyperlinks in Section 1.4 (Business Entity Information) to allow one to navigate to each subsection listed in the table of contents. (GAW)
4. Please delete the "Permit Renewal" verbiage in the heading of the Notice of Application on page 62 of Section 1.4 (Business Entity Information). (GAW)
5. Please revise the first paragraph of the Notice of Application on page 62 of Section 1.4 (Business Entity Information) to include a description of the surface coal mining and reclamation operations being revised with Revision 36. This would include updates to surface ownership and updates to

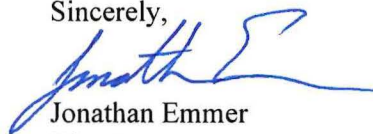
the various corporate management lists in the Business Entity Information section, updated surface and ground water hydrology information, updates to the threatened and endangered species list, post-mining land uses changes in the NE $\frac{1}{4}$ of Section 19, depicting overburden stockpiles and the dragline dismantling area on the pit layout and facilities map, changes to the surface water management plan, post-mining topographical changes in the Iron and Gold Pit areas, revegetation plan changes, and changes to the reclamation timeline. (WWS/GAW)

6. Please include a scale bar on the public notice map on page 65 of Section 1.4 (Business Entity Information). (WWS)
7. Please review and revise the ownership listings in the Revision 36 Notice of Application and/or Exhibit 1.4.1 (Surface and Coal Ownership Map) to correct the following discrepancies: (GAW/AAC/JAR)
 - The Notice of Application indicates Charles and Joan Miller are surface owners of the E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 16 and the NE $\frac{1}{4}$ of Section 21 but Exhibit 1.4.1 lists only J. Miller as the owner of these tracts.
 - The Notice of Application indicates Sharon and Leeroy Winkler are surface owners of the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 16 and the NW $\frac{1}{4}$ of Section 21 but Exhibit 1.4.1 lists only S. Winkler as the owner of these tracts.
 - The Notice of Application indicates Claire and Donald Schwalbe are surface owners of the N $\frac{1}{2}$ of Section 17 while Exhibit 1.4.1 lists only C. Schwalbe as the owner.
 - The Notice of Application indicates that the Faye Keogh Revocable Trust is the surface owner of the S $\frac{1}{2}$ of Section 17 but Exhibit 1.4.1 lists the ownership as F. Keogh Trust.
 - The Notice of Application indicates Casey and Julie Voigt are surface owners of the NE $\frac{1}{4}$ of Section 19 but Exhibit 1.4.1 indicates that Voigt owns the property.
 - The Notice of Application indicates Michael and Tina Schirado are surface owners of the S $\frac{1}{2}$ of Section 21 but Exhibit 1.4.1 lists Fetch et. al. as owners of the property.
 - The Notice of Application indicates Ronald and Janice Gunsch, Janice and Marvin Sigman, and Sylvia and Dalton Zeiszler are surface owners of the NW $\frac{1}{4}$ of Section 22 but Exhibit 1.4.1 indicates the tract is owned by Gunsch.
 - The Notice of Application indicates that Ronald and Janice Gunsch are surface owners of the SE $\frac{1}{4}$ of Section 16, the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, and the E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 22 but Exhibit 1.4.1 indicates that either R. Gunsch or Gunsch et. al. own these tracts, respectively.
 - The Notice of Application indicates that Terence Schmidt is the surface owner of the W $\frac{1}{2}$ of Section 23 while Terence Schmidt and Tammy Schmidt are the coal owners. However, Exhibit 1.4.1 indicates T & T Schmidt are the coal owners of the NW $\frac{1}{4}$ of Section 23 while Weigel et. al. is the coal owner of the SW $\frac{1}{4}$ of Section 23.

Mr. Jesse Noel
July 8, 2025
Page 3 of 3

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_complete_rvw_ltr_7-8-25