



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

October 2, 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:

Westmoreland Beulah Mining LLC has filed an application for Revision No. 36 to Surface Coal Mining Permit KRSB-8603 at the Beulah Mine. Revision No. 36 proposes post-mining land use changes in the NE¹/₄ of Section 19; post-mining topographical changes in the Iron and Gold Pit areas in Sections 20, 22, 23, and 29; and revises the reclamation timeline schedule. Revision No. 36 also updates surface ownership and corporate management lists; surface and ground water hydrology information; threatened and endangered species list; pit layout and facilities map; surface water management plan; and the revegetation plan.

Permit KRSB-8603 contains federal coal, and Erica Trent of the Office of Surface Mining Reclamation and Enforcement (OSMRE) previously determined that this revision does not constitute a mine plan modification in a May 30, 2025 email. Since that determination was made, Revision No. 36 has been updated with further changes that may warrant another determination by OSMRE; however, coal removal within the permit area is complete, and only reclamation activities are occurring, and all federal coal tracts consist of privately owned surface.

Enclosed is a flash drive containing the permit application for Revision No. 36. All updates to the permit are listed in subsection I of Section 1.1 (Application and Support Documents). We would appreciate any comments on the revision application by November 17, 2025. If you have any questions, please contact this office.

Sincerely,

Jonathan Emmer
Director
Reclamation Division

Enclosure

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

Beulah Mine (Dakota Westmoreland)\Permits\KRSB - 8603\Revisions\Rev_36\Rev36_advry_rvw_rqst_ltr_10-2-25
23 RC-25-213 Filed 10/02/2025 Pages: 6
Revision 36 Advisory Review Request Letter

Public Service Commission
Jonathan Emmer



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October 2, 2025

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

Dear Ms. Trent:

Westmoreland Beulah Mining LLC has filed an application for Revision No. 36 to Surface Coal Mining Permit KRSB-8603 at the Beulah Mine. Revision No. 36 proposes post-mining land use changes in the NE $\frac{1}{4}$ of Section 19; post-mining topographical changes in the Iron and Gold Pit areas in Sections 20, 22, 23, and 29; and revises the reclamation timeline schedule. Revision No. 36 also updates surface ownership and corporate management lists; surface and ground water hydrology information; threatened and endangered species list; pit layout and facilities map; surface water management plan; and the revegetation plan.

Permit KRSB-8603 contains federal coal, and you previously determined that this revision does not constitute a mine plan modification in a May 30, 2025 email. Since that determination was made, Revision No. 36 has been updated with further changes that may warrant another determination by OSMRE; however, coal removal within the permit area is complete, and only reclamation activities are occurring, and all federal coal tracts consist of privately owned surface.

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Sincerely,

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Jonathan Emmer
Director
Reclamation Division

Enclosure

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

Beulah Mine (Dakota Westmoreland)\Permits\KRSB - 8603\Revisions\Rev_36\Rev36_advry_rvw_rqst_ltr_10-2-25



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October 2, 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:

Westmoreland Beulah Mining LLC has filed an application for Revision No. 36 to Surface Coal Mining Permit KRSB-8603 at the Beulah Mine. Revision No. 36 proposes post-mining land use changes in the NE¼ of Section 19; post-mining topographical changes in the Iron and Gold Pit areas in Sections 20, 22, 23, and 29; and revises the reclamation timeline schedule. Revision No. 36 also updates surface ownership and corporate management lists; surface and ground water hydrology information; threatened and endangered species list; pit layout and facilities map; surface water management plan; and the revegetation plan.

Permit KRSB-8603 contains federal coal, and Erica Trent of the Office of Surface Mining Reclamation and Enforcement (OSMRE) previously determined that this revision does not constitute a mine plan modification in a May 30, 2025 email. Since that determination was made, Revision No. 36 has been updated with further changes that may warrant another determination by OSMRE; however, coal removal within the permit area is complete, and only reclamation activities are occurring, and all federal coal tracts consist of privately owned surface.

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Jonathan Emmer
Director
Reclamation Division

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Dept. 408
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October 2, 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:

Westmoreland Beulah Mining LLC has filed an application for Revision No. 36 to Surface Coal Mining Permit KRSB-8603 at the Beulah Mine. Revision No. 36 proposes post-mining land use changes in the NE $\frac{1}{4}$ of Section 19; post-mining topographical changes in the Iron and Gold Pit areas in Sections 20, 22, 23, and 29; and revises the reclamation timeline schedule. Revision No. 36 also updates surface ownership and corporate management lists; surface and ground water hydrology information; threatened and endangered species list; pit layout and facilities map; surface water management plan; and the revegetation plan.

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Jonathan Emmer
Director
Reclamation Division

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Dept. 408
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October 2, 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:

Enclosed is a flash drive containing the permit application for Revision No. 36 to Surface Coal Mining Permit KRSB-8603 held by Westmoreland Beulah Mining LLC for the Beulah Mine. Revision No. 36 proposes post-mining land use changes in the NE¼ of Section 19; post-mining topographical changes in the Iron and Gold Pit areas in Sections 20, 22, 23, and 29; and revises the reclamation timeline schedule. Revision No. 36 also updates surface ownership and corporate management lists; surface and ground water hydrology information; threatened and endangered species list; pit layout and facilities map; surface water management plan; and the revegetation plan. All updates to the permit are listed in subsection I of Section 1.1 (Application and Support Documents).

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 November 17, 2025 in accordance with NDAC 69-05.2-10-01(2).

The Reclamation Division previously received comments from your office regarding this revision on July 3, 2024; however, Revision No. 36 has since been updated with further changes that warrant an additional review by your office. 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

Enclosure

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600 East Boulevard Ave
Dept. 408
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October 2, 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:

Enclosed is a flash drive containing the permit application for Revision No. 36 to Surface Coal Mining Permit KRSB-8603 held by Westmoreland Beulah Mining LLC for the Beulah Mine. Revision No. 36 proposes post-mining land use changes in the NE $\frac{1}{4}$ of Section 19; post-mining topographical changes in the Iron and Gold Pit areas in Sections 20, 22, 23, and 29; and revises the reclamation timeline schedule. Revision No. 36 also updates surface ownership and corporate management lists; surface and ground water hydrology information; threatened and endangered species list; pit layout and facilities map; surface water management plan; and the revegetation plan. All updates to the permit are listed in subsection I of Section 1.1 (Application and Support Documents).

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 November 17, 2025 in accordance with NDAC 69-05.2-10-01(2).

The Reclamation Division previously received comments from your office regarding this revision on June 5, 2025 and from the Division of Water Quality on June 17, 2025; however, Revision No. 36 has since been updated with further changes that warrant an additional review by your office. If you have any questions, please contact this office.

Sincerely,

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Jonathan Emmer
Director
Reclamation Division

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