

**PUBLIC SERVICE COMMISSION**

Reclamation Division

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Memorandum

**TO:** Commissioners Christmann, Haugen-Hoffart, and Kringstad  
Chris Martens - General Counsel  
Brian Johnson - Executive Director

**FROM:** Jonathan Emmer, Monty Johnson, and Preston Ripplinger

**DATE:** June 9, 2026

**SUBJECT:** Application for Revision 36 to Permit KRSB-8603 held by Westmoreland Beulah Mining LLC, Case No. RC-25-213

On May 10, 2024, Westmoreland Beulah Mining LLC (WBM) filed the application for Revision 36 to Surface Coal Mining Permit KRSB-8603. On May 27, 2025, the Reclamation Division deemed the revision significant and WBM resubmitted the application on June 17, 2025. Revision 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. The revision 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. The Reclamation Division has completed its review of this permit revision application and respectfully recommends its approval.

Revision 36 was deemed a significant revision to Permit KRSB-8603 and was subject to the public notice requirements. WBM submitted the affidavits of publication for the newspaper notices. We notified the appropriate agencies, affected landowners, and the advisory committee members. No technical deficiency comments from advisory committee members were received. No other comments or objections to this revision application were received.

Evidence of adequate liability insurance is currently on file and no monetary bond adjustment is necessary due to this revision. Pursuant to NDAC 69-05.2-12-07, the Commission has determined that the current surety bond in the amount of \$14,516,993, which was approved on August 1, 2021, is sufficient for the proposed operations in Permit KRSB-8603.

Attached for your consideration at the June 24<sup>th</sup> Commission meeting are the proposed motion, revision approval form, and newspaper notice that we must publish following revision approval.

Attachments

Beulah Mine (Dakota Westmoreland)\Permits\KRSB - 8603\Revisions\Rev\_36\Rev36\_Apprvl\_Memo\_6-9-26