



Public Service Commission

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sent via email only

September 18, 2026

Mr. Greg Petrick
Environmental Supervisor
BNI Coal, Ltd.
2360 35th Avenue SW
Center, ND 58530-9499
gpetrick@bnicoal.com

Dear Mr. Petrick:

The Reclamation Division has reviewed the worst-case reclamation cost estimate originally submitted August 29, 2025, revised and resubmitted on April 28, 2026, as part of Revision No. 13 to Permit BNCR-1101. The minimum bond amount of \$48,013,984 proposed with Revision No. 13 is determined to be sufficient for Permit BNCR-1101 at the Center Mine.

Surety Bond Number 800006493, underwritten by Atlantic Specialty Insurance Company, currently covers the bond area in the amount of \$48,860,773.00. Surety Bond Number 800006493 exceeds the minimum bond amount required for the bond area and is therefore considered adequate. No further action concerning the bond is necessary prior to the approval of Revision No. 13 to Permit BNCR-1101.

If you have any questions, please contact this office.

Sincerely,

Jonathan Emmer

Digitally signed by Jonathan Emmer
DN: C=US, E=jemmer@nd.gov,
O=North Dakota Public Service
Commission, CN=Jonathan Emmer
Date: 2026.09.18 13:54:38-05'00'

Jonathan Emmer
Director
Reclamation Division

cc via email only: BNI Coal Efiling (BNIefiling@bnicoal.com)
Jonathan Rudnick (jrudnick@bnicoal.com)

Center Mine\Permits\BNCR - 1101\Revisions & Renewals\No. 13\Rev13_Bond_Determination_ltr_9-18-26