

APPROVED
DATE: 10/06/2026
gk

STATE OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION

**BNI Coal, Ltd.
Revision 13, Permit BNCR-1101
Application**

Case No. RC-25-258

MOTION

October 6, 2026

I move the Commission approve Revision 13 to Surface Coal Mining Permit BNCR-1101 held by BNI Coal, Ltd., to revise the transportation, surface water management, and reclamation plans in response to the Oliver County Commission's approval of the overpass design plans for 37th Ave SW between Section 13 and Section 14, T141N, R84W. The revision also updates other operation and reclamation plans as provided in BNI Coal, Ltd., Revision 13, Permit BNCR-1101, Application, Case No. RC-25-258.

JWE, MLJ, BSM

Center Mine\Permits\BNCR - 1101\Revisions & Renewals\No. 13\Rev13_apprvl_motion_10-6-26