

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

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

**Case No. RC-25-258**

**NOTICE OF PERMIT REVISION APPROVAL**

**October 6, 2026**

**Preliminary Statement**

On August 29, 2025, BNI Coal, Ltd. filed the application for Revision 13 to Surface Coal Mining Permit BNCR-1101 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 the introductory, surface water, operations plan, existing county road infrastructure, reclamation schedule, and the worst-case bond estimate sections of the permit.

The Commission has completed its review of the application and approved the permit revision. The revision will give BNI Coal, Ltd. the right to modify the mining and reclamation plans in Permit BNCR-1101 as described in Revision 13.

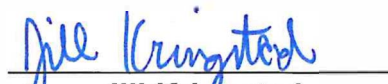
**Notice**

Any person with an interest which is or may be adversely affected by this revision approval may request a formal hearing with the Commission within thirty days of the publication of this notice. The request should be addressed to the Public Service Commission, 600 East Boulevard Ave., Dept. 408, Bismarck, North Dakota 58505-0480. You may contact the Commission at the following telephone numbers: 701-328-2400 or Relay North Dakota TTY: 1-800-366-6888.

**PUBLIC SERVICE COMMISSION**

  
**Sheri Haugen-Hoffart**  
**Commissioner**

  
**Randy Christmann**  
**Chair**

  
**Jill Kringstad**  
**Commissioner**