

Dakota Westmoreland Corporation

Beulah Mine – P.O. Box 39, Beulah, North Dakota 58523-0039
Phone: (701) 873-4333 • Fax: (701) 873-7784

RECEIVED

OCT -1 2008
31076
PUBLIC SERVICE COMMISSION

October 1, 2008

Mr. James R. Deutsch
Director, Reclamation Division
Public Service Commission
600 E Boulevard Ave., Dept. 408
Bismarck, North Dakota 58505-0480

FROM DIRECTOR - RECLAMATION DIV.

Date: _____

Action: _____

Info. Only: _____

Info & File: _____

Dear Mr. Deutsch:

RE: Affidavits of Publication
Revision No. 24 to Permit KR5B-8802

Pursuant to the requirements of Chapter 38-14-1, NDCC, Section 38-14.1-18(1), attached for your files are copies of affidavits of publication from the *Bismarck Tribune* and the *Hazen Star*.

If you have any questions, please contact me at extension 226.

Sincerely,



Paula Koble Gores
Permit Coordinator

/s/

Enclosures

The Bismarck Tribune

www.bismarcktribune.com

The Finder

Classified Advertising Invoice

Bismarck Tribune

PO BOX 5516
Bismarck, ND 58506-5516
701-223-2500
In State 800-472-2273
Fax 701-223-6584

185721
950268

DAKOTA WESTMORELAND

P.O. BOX 39
BEULAH ND 58523-0039

Customer: 60007152
Phone: (701) 873-4333
Date: 07/31/2008

V 24703

PO 404592

CREDIT CARD PAYMENT (circle one)



Card #: _____
Exp Date: _____
Signature: _____
Credit card users: Fax to 701-223-6584

PLEASE DETACH AND 1

Date	Date	Times Run	Description
07/10/08	07/31/08	4	Bismarck Tribune

NOTICE OF APPLICATION FOR REVISION TO A SURFACE MINE PERMIT

Please take notice that Dakota Westmoreland Corporation, PO Box 39, Beulah, North Dakota 58523, has made application to the North Dakota Public Service Commission for Revision No. 24 to surface mining permit KRSB-8802. Revision No. 24 adds 54.5 acres in Section 14, T.143N., R.88W, Mercer County, to the existing permit area for a total of 4905.9 acres. The area being added to the permit will be used for construction of a dragline walkway.

Net Amt Due
744.00

The permit area is located in Sections 7, 8, 17, 18, 19, and 20, T.143N., R.87W., Oliver County and Sections 10, 11, 12, 13, 14, 15 and 24, T.143N., R.88W., Mercer County, North Dakota. This area is contained on the United States geological survey map named Medicine Butte, N.E., North Dakota. The precise location and boundaries of the permit area are depicted on the accompanying map.

This application is on file in the Office of the Director, Reclamation Division, Public Service Commission, State Capitol, Bismarck, North Dakota and the Office of the County Auditor, Mercer County, Stanton, North Dakota. It may be viewed at these locations during normal working hours.

Written comments, objections, requests for an informal conference or a petition to designate an area as unsuitable for surface coal mining operation that is within the area proposed to be added to the permit may be submitted by any person with an interest which is or may be adversely affected to the North Dakota Public Service Commission within 30 days of the last publication of this notice. Any request for an informal conference must include the reasons for the request.

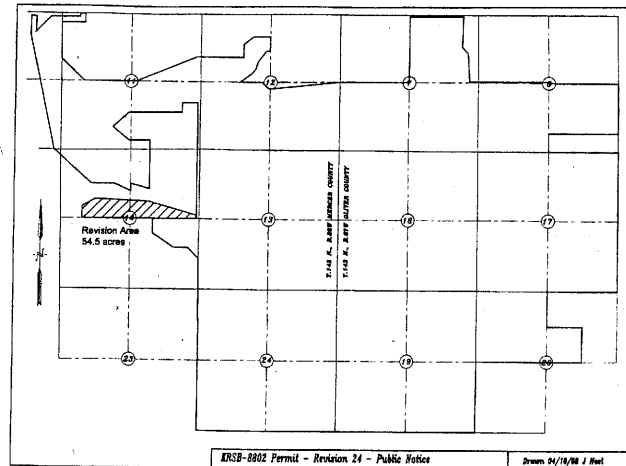
The legal description and names of the apparent surface and mineral owners of the land included within the area to be added to the permit area is as follows:

LOCATION NW1/4, Sec. 14 and NE1/4, Sec. 14	SURFACE OWNER(S) Otter Tail Power Company Northern Municipal Power Agency Northwestern Corporation Montana-Dakota Utilities Co. Dakota Westmoreland Corporation	COAL OWNER(S) USA
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T.143N., R.88W., Mercer County

Affidavit of Publication
State of North Dakota) SS County of Burleigh
Before me, a Notary Public for the State of North Dakota
personally appeared Morgan Doll who being duly sworn, deposes
and says that he (she) is the Clerk of Bismarck Tribune Co.,
and that the publication(s) were made through the
7/10, 17, 24, 31 on the following dates:
Signed Morgan Doll
sworn and subscribed to before me this 31
day of Aug 2008
Notary Public in and for the State of North Dakota

MORGAN DOLL
Notary Public
State of North Dakota
My Commission Expires Jan. 12, 2011



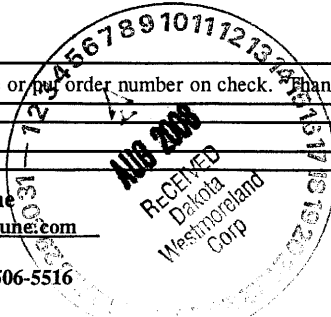
KRSB-8802 Permit - Revision 24 - Public Notice
Drawn 04/19/08 J. Bell

7/10,17,24,31 - 602891

Please return invoice or pay order number on check. Thank You.

Remarks

Bismarck Tribune
www.bismarcktribune.com
PO BOX 5516
Bismarck, ND 58506-5516
701-223-2500
In State 800-472-2273
Fax: 701-223-6584



Terms: PAYMENT IS DUE UPON RECEIPT OF INVOICE

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA)
) SS
 COUNTY OF Mercer)

I SHELLEY CHASE, being first duly sworn, on my own oath, say, that I am the bookkeeper of the Hazen Star, a weekly newspaper of general circulation, published in the city of Hazen, that the advertisement headed:

DAKOTA WESTMORELAND HZ-NOTICE OF APPLICATION/LEGAL/PO #404269

a printed copy of which is here annexed, was published in the regular and entire issue of said newspaper during the period and time of publication, and that the notice was published in the newspaper proper, and not in a supplement,

for 4 consecutive week 07/31/2008 to wit:

Column Inches 24	\$5.25	\$126.00	07/10/2008
Column Inches 24	\$5.25	\$126.00	07/17/2008
Column Inches 24	\$5.25	\$126.00	07/24/2008
Column Inches 24	\$5.25	\$126.00	07/31/2008

Notary Fee \$1.00 Total Cost of Legal \$505.00

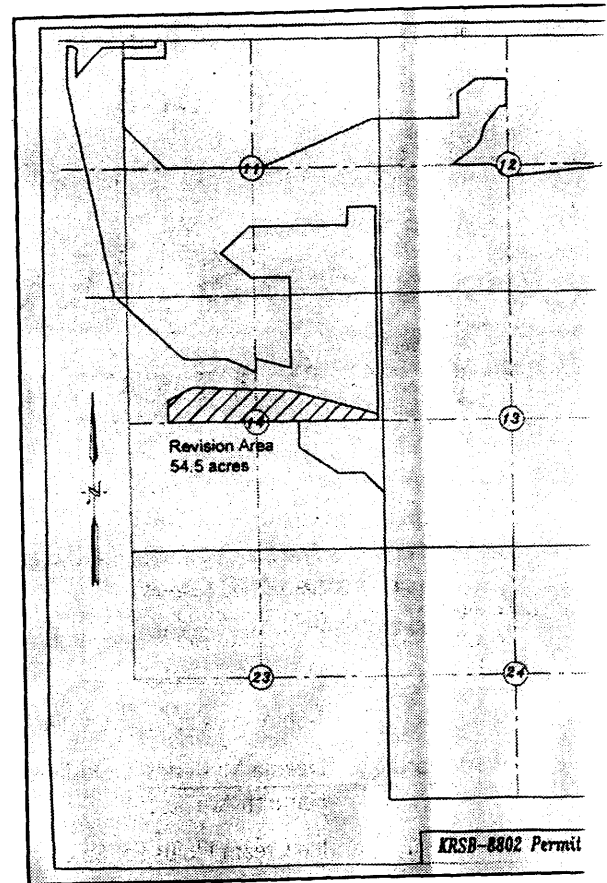
Shelley Chase

Subscribed and sworn to before me this 1st day of August A.D. 2008.

(Seal) *Darla J Mautz*
 Notary Public, State of North Dakota

My Commission Expires

DARLA J MAUTZ
 Notary Public
 State of North Dakota
 My commission expires July 22, 2010



NOTICE OF FOR REVISION TO /

Please take notice that Dakota Westmoreland Corpora North Dakota Public Service Commission for Revision No. 2 acres in Section 14, T. 143N., R.88W, Mercer County, to exit to the permit will be used for construction of a dragline wal

The permit area is located in Sections 7, 8, 17, 18, 19, 13, 14, 15 and 24, T.143N., R.88W., Mercer County, Nort survey map named Medicine Butte, N.E., North Dakota. Tr on the accompanying map.

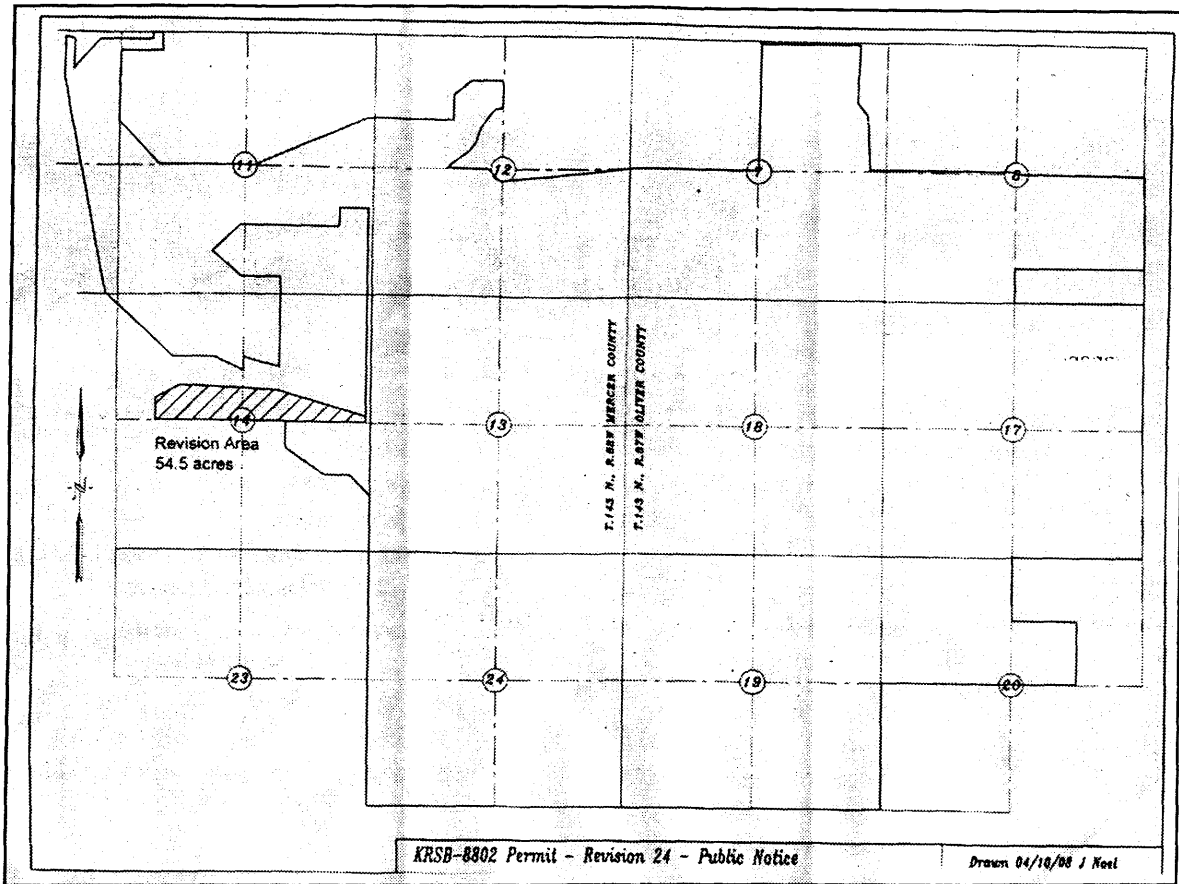
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Written comments, objections, requests for an inform surface coal mining operation that is within the area propo an interest, which is or may be adversely affected to the publication of this notice. Any request for an informal conf

The legal description and names of apparent surface to the permit area is as follows:

T.143N., R SURFACE OWNER(S)

10/2008
 17/2008
 24/2008
 31/2008



**NOTICE OF APPLICATION
 FOR REVISION TO A SURFACE MINE PERMIT**

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The legal description and names of apparent surface and mineral owners of the land included within the area to be added to the permit area is as follows:

LOCATION	T.143N., R88W., Mercer County SURFACE OWNER(S)	COAL OWNER(S)
NW1/4, Sec. 14 and NE1/4, Sec. 14	Otter Tail Power Company Northern Municipal Power Agency Northwestern Corporation Montana-Dakota Utilities Co. Dakota Westmoreland Corporation (7-10-08-7-17-08-7-24-08-7-31-08)	USA