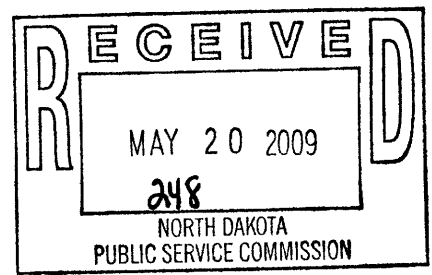




NOTICE TO AWARD
 PUBLIC SERVICE COMMISSION
 ABANDONED MINE LANDS DIVISION
 SFN 51732 (Rev. 05-2000)



TO

Name Material Testing Services, LLC			
Address PO Box 634, #3 20th Ave SE	City Minot	State ND	Zip Code 58702-0634

Project Description Material testing on the grout mixtures that will be injected into abandoned underground mine workings, and related engineering services for the project along Williams County Rd 9 as well as other areas in and around Williston, ND as described in the IFB.

The Commission as owner has considered the bid submitted by you for the above described work in response to its advertisement for bids dated March 2, 2009, and the invitation for bids.

You are hereby notified that your bid has been accepted in the amount of \$52,150.00.

You are required by the invitation for bids to execute the contract and furnish the required performance and payment bonds and certificate of tax clearance within ten (10) calendar days from the date of this notice to you.

If you fail to execute the contract and furnish the bonds and certificate within ten (10) days from receipt of this notice, the owner shall be entitled to consider all your rights arising out of acceptance of your bid as abandoned and as a forfeiture of your bid bond. The owner shall be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of this notice to the owner.

Date May 12, 2009

ND PUBLIC SERVICE COMMISSION

President <i>[Signature]</i>
Commissioner <i>[Signature]</i>
Commissioner <i>[Signature]</i>

ATTEST:

Executive Secretary <i>[Signature]</i>

ACKNOWLEDGEMENT OF NOTICE

Receipt of the above NOTICE TO AWARD is hereby acknowledged by: <i>[Signature]</i>

Date 5/15/09
By STEVEN WALD
Title MANAGING PARTNER

Witness to Signature <i>[Signature]</i>
Witness to Signature <i>[Signature]</i>