



**NOTICE TO PROCEED**  
**PUBLIC SERVICE COMMISSION**  
**ABANDONED MINE LANDS DIVISION**  
 SFN 51731 (Rev. 05-2000)

**TO**

<b>Name</b> Material Testing, LLC			
<b>Address</b> PO Box 634, #8 20th Avenue SE	<b>City</b> Minot	<b>State</b> ND	<b>Zip Code</b> 58702-0634

<b>Project Description</b> 2009 Williams County Road 9 Phase 4 AML Project

You are hereby notified to commence WORK in accordance with the CONTRACT dated April 25, 2009, on or after July 14, 2009, and you are to complete the WORK within 120 consecutive calendar days thereafter. The date of completion of all WORK is therefore November 11, 2009. You are required to return an acknowledged copy of this NOTICE TO PROCEED to the OWNER.

<b>Date</b> July 14, 2009
------------------------------

**OWNER**  
**ND PUBLIC SERVICE COMMISSION**

<b>By</b> Tim Oswald <i>T.O.</i>
<b>Title</b> Project Manager

**ACKNOWLEDGEMENT OF NOTICE**

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

<b>Date</b>
<b>By</b>
<b>Title</b>

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