



NOTICE TO AWARD
 PUBLIC SERVICE COMMISSION
 ABANDONED MINE LANDS DIVISION
 SFN 51732 (Rev. 9-2009)

TO

Name Basaraba Excavating & Dirt Works LLC			
Address 37610 12th St NE	City Wilton	State ND	Zip Code 58579

Project Description Fill underground coal mine sinkholes near Noonan, Dickinson, Wilton, & Beulah/Zap. Includes a contingency item to fill otehr dangerous sinkholes that are reported at other sites up to the ending date of the contract which is June 30, 2010

The Commission as owner has considered the bid submitted by you for the above described work in response to its advertisement for bids dated September 8, 2009, and the invitation for bids.

You are hereby notified that your bid has been accepted in the amount of \$91,275.00
 (ninety-one thousand two hundred seventy-five dollars)

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 October 14, 2009

ND PUBLIC SERVICE COMMISSION

ATTEST: Executive Secretary	Chairman <i>Ben Lamm</i>
	Commissioner <i>Gregory Clark</i>
	Commissioner <i>Scott Kell</i>

ACKNOWLEDGEMENT OF NOTICE

Receipt of the above NOTICE TO AWARD is hereby acknowledged by:

Date 10-20-2009
By <i>Bryce [Signature]</i>
Title

Witness to Signature <i>John Alder</i>
Witness to Signature <i>Ben Lamm</i>