

Affidavit of Publication

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JUN 13 2011

PUBLIC SERVICE COMMISSION

Colleen Park, being duly sworn, states as follows:

1. I am the designated agent, under the provisions and for the purposes of, Section 31-04-06, NDCC, for the newspapers listed on the attached exhibits.
2. The newspapers listed on the exhibits published the advertisement of: **Public Service Commission – BNI Coal Ltd.**; 1 time(s) as required by law or ordinance.
3. All of the listed newspapers are legal newspapers in the State of North Dakota and, under the provisions of Section 46-05-01, NDCC, are qualified to publish any public notice or any matter required by law or ordinance to be printed or published in a newspaper in North Dakota.

Signed: Colleen Park

State of NORTH DAKOTA

County of BURLEIGH

Subscribed and sworn to before me this 10th day of JUNE, 20 11.

Linda J. Judd

LINDA J. JUDD
Notary Public
State of North Dakota
My Commission Expires July 9, 2014