



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

TO

Name Dave Titus Excavating, Inc.			
Address 3614 Saratoga Ave.	City Bismarck	State ND	Zip Code 58503

Project Description Coal outcrop fire suppression project at several sites in Slope County, North Dakota

The Commission as owner has considered the bid submitted by you for the above described work in response to its advertisement for bids dated August 3, 2010, and the invitation for bids.

You are hereby notified that your bid has been accepted in the amount of \$20,975 (twenty thousand nine hundred seventy-five and zero 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 September 8, 2010

ND PUBLIC SERVICE COMMISSION

Chairman <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 9/14/10
By
Title President

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