

NORTHAMERICAN
COAL
CORPORATION
FALKIRK MINE

THE FALKIRK MINING COMPANY
2801 1st St. SW
P.O. Box 1087
Underwood, ND 58576-1087
(701) 442-5751 • Fax (701) 250-2473

RECEIVED FEB - 3 2011 3231 NORTH DAKOTA PUBLIC SERVICE COMMISSION
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February 2, 2011

FROM DIRECTOR - RECLAMATION DIV.

Mr. James R. Deutsch
Reclamation Director
ND State Public Service Commission
600 East Boulevard, Dept. 408
Bismarck, ND 58505

Date: _____

Action: _____

Info. Only: _____

Info & File: _____

**RE: Affidavit of Publication for Revision 20, Riverdale Fourth Addition,
to Permit NAFK-9503**

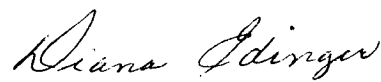
Dear Mr. Deutsch:

Please find enclosed copies of the Affidavit of Publication for Revision 20, Riverdale Fourth Addition, to Falkirk's Mining Permit NAFK-9503. The publication was published for four consecutive weeks on December 16th, 23rd, 30th, 2010 and January 6th, 2011 in The Bismarck Tribune, The Underwood News, The McLean County Independent and The Washburn Leader News.

If you have any questions or comments, please contact me at 250-2434.

Sincerely,

THE FALKIRK MINING COMPANY



Diana Edinger
Executive Assistant

DGE
Attachments




91 N. Main Street • P.O. Box 309
 Garrison, ND 58540
 (701) 463-2201

STATEMENT
Invoice

Dept. Code

BH-Beulah Beacon	MC-McClusky Gazette
CR-Center Republican	VL-Velva Area Voice
DS-Coal Country Dollar Saver	NT-New Town News
GR-McLean County Independent	PR-Mountrail County Record
HZ-Hazen Star	NS-Northern Sentry
LN-Leader News	UN-Underwood News
TL-McLean County Journal	XT-XTRA

www.bhgnews.com/paybills

FALKIRK MINING CO
 PO BOX 1087
 UNDERWOOD ND 58576-1087


Account No.	Date
1769	01/24/11
\$ _____	
Amount Remitted	

Please Detach and Return Top Portion With Your Payment

A late charge of 1% will be assessed on unpaid charges more than one month old.

DATE	DESCRIPTION	CHARGES
01/06/2011	UN-NOTARY FEE	\$1.00
01/06/2011	UN-NOTICE OF FILING A REVISION TO PERMIT/LEGAL ✓	\$1,829.75
01/06/2011	LN-NOTARY FEE	\$1.00
01/06/2011	LN-NOTICE OF FILING A REVISION TO PERMIT/LEGAL ✓	\$1,829.75
01/06/2011	GR-NOTARY FEE	\$1.00
01/06/2011	GR-NOTICE OF FILING WITH MAP/LEGAL ✓	\$1,829.75
01/13/2011	GR-NOTICE OF FILING WITH MAP/LEGAL	\$1,623.66
01/13/2011	LN-NOTICE OF FILING PERMIT RENEWAL/LEGAL	\$1,623.66
01/13/2011	UN-NOTICE OF FILING PERMIT RENEWAL/LEGAL	\$1,623.66
01/20/2011	2011 SAKAKAWEA COUNTRY AD	\$255.00
01/20/2011	GR-NOTICE OF FILING WITH MAP/LEGAL	\$1,623.66
01/20/2011	LN-NOTICE OF FILING PERMIT RENEWAL/LEGAL	\$1,623.66
01/20/2011	UN-NOTICE OF FILING PERMIT RENEWAL/LEGAL	\$1,623.66
12/30/2010	LN-NOTICE OF FILING A REVISION TO PERMIT/LEGAL	\$1,829.75
12/30/2010	UN-NOTICE OF FILING A REVISION TO PERMIT/LEGAL	\$1,829.75
12/30/2010	GR-NOTICE OF FILING WITH MAP/LEGAL	\$1,829.75

9398 Paid 20.
 ↑
 18908
 18908
 9308

BHG, Inc. P.O. Box 309, Garrison, ND 58540

PAYMENT RECEIVED \$11,240.62

FINANCE CHARGE \$0.00

CURRENT	30 DAYS	60 DAYS	90 DAYS	BALANCE
\$20,978.46	\$0.00	\$0.00	\$0.00	\$20,978.46

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA)
)
) SS
COUNTY OF McLean)

I SHELLEY CHASE, being first duly sworn, on my own oath, say, that I am the bookkeeper of the McLean County Independent, a weekly newspaper of general circulation, published in the city of Garrison, that the advertisement headed:

FALKIRK MINING CO GR-NOTICE OF FILING WITH MAP/LEGAL

a printed copy of which is here annexed, was published in the regular and entire issue of said newspaper during the period and time of publication, and that the notice was published in the newspaper proper, and not in a supplement,

for 4 consecutive week 12/30/2010 to wit:

Column Inches 328.5	\$5.57	\$1,829.75	01/06/2011
Column Inches 328.5	\$5.57	\$1,829.75	12/16/2010
Column Inches 328.5	\$5.57	\$1,829.75	12/23/2010
Column Inches 328.5	\$5.57	\$1,829.75	12/30/2010

Notary Fee \$1.00 Total Cost of Legal \$7,320.00

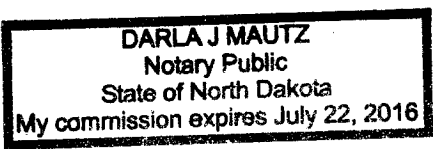
Shelley Chase

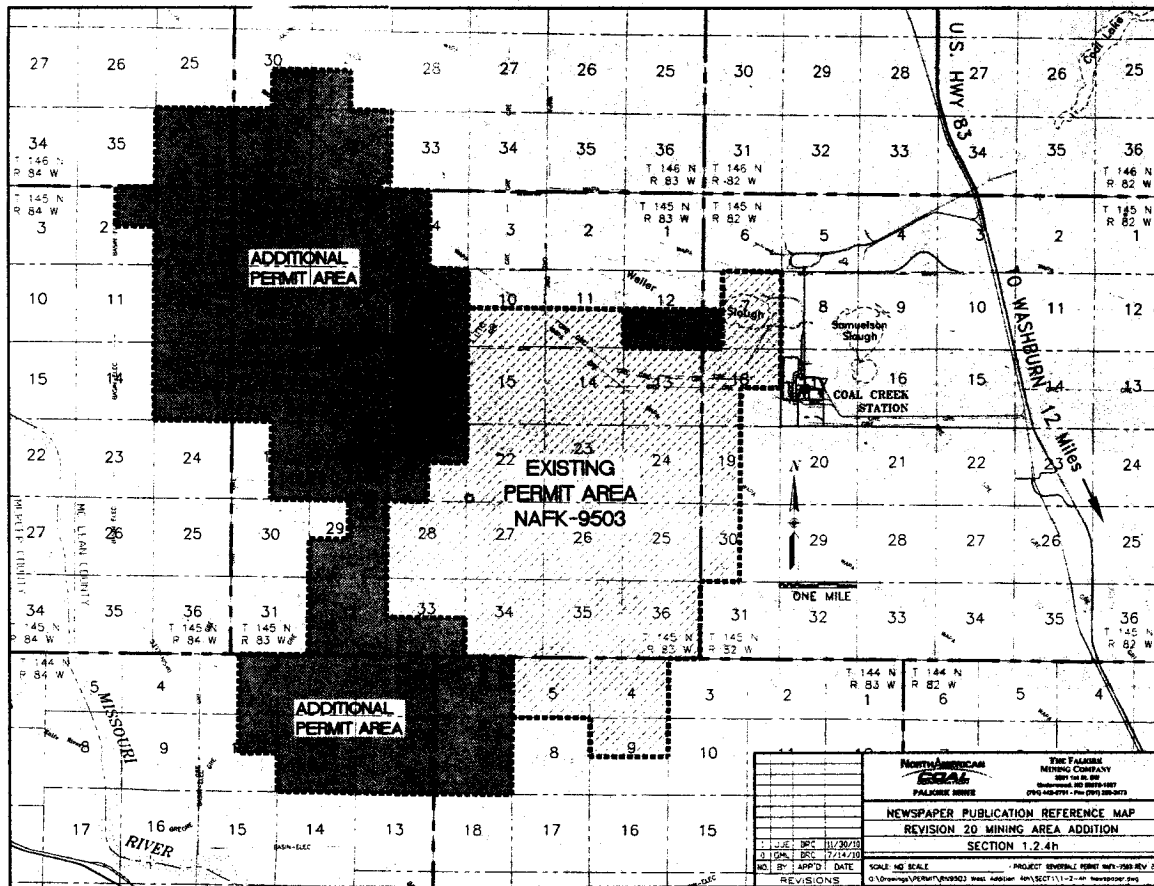
Subscribed and sworn to before me this 6th day of January A.D. 2011.

Seal) Darla J. Mautz

Notary Public, State of North Dakota

My Commission Expires





Notice of filing of a revision to add additional area to an existing coal mining permit

The Falkirk Mining Company, P.O. Box No. 1087, Underwood, North Dakota 58576-1087, as applicant, has filed an application to revise Surface Coal Mining Permit No. NAFK-9503 to add 16,924.1 acres to the Permit. Sections added include all or portions of Sections 29, 30, 31, and 32, T146N, R83W; Section 36, T146N, R84W; Section 7, T145N, R82W; Sections 1, 2, 12, and 13, T145N, R84W; Sections 4, 5, 6, 7, 8, 9, 12, 16, 17, 18, 19, 20, 21, 29, 32, and 33, T145N, R83W; Sections 1, 2, 3, 10, 11, and 12, T144N, R84W; and Sections 6 and 7, T144N, R83W. This revision includes plans to facilitate continuation of mining in the western portion of the Permit Area and incorporates land to be mined over the remaining life of Falkirk Mine. All introductory, legal, financial, compliance information, environmental, operations, and reclamation sections have been revised. The Stand-Alone Reclamation Bond/Cost Section has also been updated with this revision.

The permit area is located southwest of Underwood, North Dakota. The map shows the location of the City of Underwood, North Dakota, and the boundaries of the permit area. The names of The United States Geological Survey Quadrangle Map, which contains the area described and shown on the map, is "Washburn".

The owners of the surface and coal in the permit area are as follows:

TRACT 88

T144N-R83W-Section 6:
 SURFACE OWNERSHIP:
 COAL OWNERSHIP:

Gov't Lots 1, 2, N $\frac{1}{2}$ SE $\frac{1}{4}$
 Dean A. Swanson and Sandra Lynn Swanson
 The Estate of Iona Jean Vujovich

TRACT 89

T144N-R83W-Section 6:
 SURFACE OWNERSHIP:

Gov't Lots 3, 4, 5, NE $\frac{1}{2}$ SW $\frac{1}{4}$
 Roy B. Leidholm and Eva Leidholm, Life Estate

Remaindermen:

- Brian Leidholm
- Cordell Leidholm
- Glynda Janz
- Karen Perkerewicz
- Dean Leidholm
- Tammy Novak
- Sharon Rivers
- Dwayne Leidholm

Mildred Jahner and Valentine Jahner, Life Estate

Remaindermen:

- Curtis Jahner
- Brent Jahner

Mildred Leidholm, as Trustee of the Lloyd Leidholm Testamentary Trust

COAL OWNERSHIP:

Roy B. Leidholm and Eva Leidholm, Life Estate

Remaindermen:

- Brian Leidholm
- Cordell Leidholm
- Glynda Janz
- Karen Perkerewicz
- Dean Leidholm
- Tammy Novak
- Sharon Rivers
- Dwayne Leidholm

Mildred Jahner and Valentine Jahner, Life Estate

Remaindermen:

- Curtis Jahner
- Brent Jahner

Mildred Leidholm, as Trustee of the Lloyd Leidholm
Testamentary Trust

TRACT 90

T144N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 6, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

Stephen P. Swanson
United States of America – Bureau of Land Management

TRACT 91

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$

Milton L. Holznagel Revocable Trust Dated 1-9-95

Karilyn Kuehn

W. L. Braun Oil Properties Revocable Trust Dated 10-22-98

Donna Bartsch, Life Estate

Remaindermen:

- Barbara Lee Jones
- Bruce Allen Gradin

TRACT 92

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 1, E $\frac{1}{2}$ NW $\frac{1}{4}$

Steven P. Scholl and Glenda G. Scholl

Steven P. Scholl and Glenda G. Scholl

Jenene M. Kittleson

Marian Gullickson

TRACT 93

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 2

Steven P. Scholl and Glenda G. Scholl

Steven P. Scholl and Glenda G. Scholl

Jenene M. Kittleson and Michael A. Kittleson

Marian Gullickson and Dwaine Gullickson

TRACT 94

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$

Dean A. Swanson and Sandra Lynn Swanson

The Estate of Iona Jean Vujovich

TRACT 95

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$

Steven P. Scholl and Glenda G. Scholl

Steven P. Scholl and Glenda G. Scholl

TRACT 96

T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, 3, and 4

Michael M. Thyberg

Amanda Thyberg

TRACT 97

T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$

Carol Sauer

Carol Sauer

Lavern L. Johnson

State of North Dakota – State Land Department

TRACT 98

T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$

Dean A. Swanson

Dean A. Swanson

Stephen P. Swanson

TRACT 99

T144N-R84W-Section 2:
SURFACE OWNERSHIP:

Gov't Lots 1, 2, less 5.51 ac. in Lot 2

Mark Swanson and Pamela L. Hopkins

Stephen P. Swanson

COAL OWNERSHIP:

United States of America – Bureau of Land Management

<p>TRACT 100 T144N-R84W-Section 2:</p> <p>SURFACE OWNERSHIP: COAL OWNERSHIP:</p>	<p>5.51 ac. in Gov't Lot 2, described as follows: Beginning at the NE corner of said Lot 2, thence S 400', thence W 600', thence N 400'; thence E 600' to the point of beginning Stephen P. Swanson United States of America – Bureau of Land Management</p>
<p>TRACT 101 T144N-R84W-Section 2: SURFACE OWNERSHIP: COAL OWNERSHIP:</p>	<p>Gov't Lots 3 and 4 Stephen P. Swanson United States of America – Bureau of Land Management</p>
<p>TRACT 102 T144N-R84W-Section 2: SURFACE OWNERSHIP: COAL OWNERSHIP:</p>	<p>SE$\frac{1}{4}$, SW$\frac{1}{4}$ Forrest W. Ecklund and Alyce F. Ecklund Forrest W. Ecklund and Alyce F. Ecklund</p>
<p>TRACT 103 T144N-R84W-Section 3: SURFACE OWNERSHIP: COAL OWNERSHIP:</p>	<p>Gov't Lots 1, 2, SE$\frac{1}{4}$ Forrest W. Ecklund and Alyce F. Ecklund Forrest W. Ecklund and Alyce F. Ecklund</p>
<p>TRACT 104 T144N-R84W-Section 10: SURFACE OWNERSHIP: COAL OWNERSHIP:</p>	<p>NE$\frac{1}{4}$ Miller Brothers Ranch, LLLP Doretta Dene Clark Margo Jean Vrana Shirley Seher Roger Clements Clark Velma Cleveland Scott Lang and Kay Lang Lamoure Besse and Patricia Besse Scott Schmidt and Casey Schmidt</p>
<p>TRACT 105 T144N-R84W-Section 11: SURFACE OWNERSHIP: COAL OWNERSHIP:</p>	<p>NE$\frac{1}{4}$, SE$\frac{1}{4}$ Miller Brothers Ranch, LLLP Doretta Dene Clark Margo Jean Vrana Shirley Seher Roger Clements Clark Velma Cleveland Scott Lang and Kay Lang Lamoure Besse and Patricia Besse Scott Schmidt and Casey Schmidt</p>
<p>TRACT 106 T144N-R84W-Section 11: SURFACE OWNERSHIP: COAL OWNERSHIP:</p>	<p>NW$\frac{1}{4}$ Miller Brothers Ranch, LLLP Doretta Dene Clark Margo Jean Vrana Shirley Seher Roger Clements Clark Velma Cleveland Scott Lang and Kay Lang Lamoure Besse and Patricia Besse Scott Schmidt and Casey Schmidt</p>
<p>TRACT 107 T144N-R84W-Section 11: SURFACE OWNERSHIP: COAL OWNERSHIP:</p>	<p>SW$\frac{1}{4}$ Miller Brothers Ranch, LLLP Doretta Dene Clark Margo Jean Vrana Shirley Seher Roger Clements Clark Velma Cleveland Scott Lang and Kay Lang Lamoure Besse and Patricia Besse Scott Schmidt and Casey Schmidt</p>
<p>TRACT 108 T144N-R84W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:</p>	<p>N$\frac{1}{2}$NE$\frac{1}{4}$ Steven P. Scholl Jenene M. Kittleson and Michael A. Kittleson</p>

TRACT 109
T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S $\frac{1}{2}$ NE $\frac{1}{4}$
Kay M. Hegvik
Marian Gullickson and Dwaine Gullickson
George L. Swanson and Val Rae Swanson
Dean A. Swanson and Sandy L. Swanson

TRACT 110
T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW $\frac{1}{4}$
Harley J. Scholl
United States of America - Bureau of Land Management

TRACT 111
T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
Steven P. Scholl and Glenda G. Scholl
Steven P. Scholl and Glenda G. Scholl
George Scholl
Marian Gullickson
Jenene Kittleson

TRACT 112
T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
Roger Peterson
Roger Peterson

TRACT 113
T145N-R83W-Section 4:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
W. L. Braun Oil Properties Revocable Trust
Laverna McKelvy
Estate of Donald D. Schafer
AgriBank, FCB
The Falkirk Mining Company

TRACT 114
T145N-R83W-Section 4:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
AgriBank, FCB

TRACT 115
T145N-R83W-Section 5:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$
Leroy's Circle W Inc.
Leroy's Circle W Inc.

TRACT 116
T145N-R83W-Section 5:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 2, 3, and 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$
David J. LeRoy and Dorothy M. LeRoy
David J. LeRoy and Dorothy M. LeRoy

TRACT 117
T145N-R83W-Section 5:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S $\frac{1}{2}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy

TRACT 118
T145N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$
The Falkirk Mining Company
Pennington Living Trust Dated 4-28-99
AgriBank, FCB

TRACT 119
T145N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3, 4, 5, 6, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
Delbert Saylor and Cletus Saylor
Delbert Saylor and Cletus Saylor

TRACT 120
T145N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 7, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
The Falkirk Mining Company
James B. LeRoy and Debra D. Leroy
David J. LeRoy and Dorothy M. LeRoy

TRACT 121
T145N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

E $\frac{1}{2}$
The Falkirk Mining Company
David J. LeRoy
The Estate of Maynard Westley Leidholm

TRACT 122
T145N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

North 1/3 of Gov't Lots 1, 2, 3, 4, and E $\frac{1}{2}$ W $\frac{1}{2}$
Milton Saylor and Kathy Saylor
Milton Saylor and Kathy Saylor
The Reserve Petroleum Company

TRACT 123
T145N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Middle 1/3 of Gov't Lots 1, 2, 3, 4, and E $\frac{1}{2}$ W $\frac{1}{2}$
Irene K. Grosz
Irene K. Grosz
The Reserve Petroleum Company

TRACT 124
T145N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

South 1/3 of Gov't Lots 1, 2, 3, 4, and E $\frac{1}{2}$ W $\frac{1}{2}$
Marvin Saylor
Marvin Saylor
The Reserve Petroleum Company

TRACT 125
T145N-R83W-Section 8:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N $\frac{1}{2}$
Lynn H. Stewart Revocable Trust
Lynn H. Stewart Revocable Trust
Harlan P. Feuk
Cleome Hennessy, Trustee of the Hennessy Trust Dated 3-9-99

TRACT 126
T145N-R83W-Section 8:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
Richard E. Ott
Richard E. Ott

TRACT 127
T145N-R83W-Section 8:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
Sylvia Ann Ott
Sylvia Ann Ott

TRACT 128
T145N-R83W-Section 9:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$, less 1.02 ac. hwy.
Elaine G. Rodgers
Elaine G. Rodgers

TRACT 129
T145N-R83W-Section 9:
SURFACE OWNERSHIP:

NW $\frac{1}{4}$
John Meyer
Patricia Syvertsen
Barbara J. Bambenek
The Charles A. Jenson and Sharon Kennedy Jenson
Revocable Living Trust Dated 6-23-06
J & S J Living Trust Dated 1-22-02
Ronald H. Johnson
Sally Sue Meyer
Terry D. Johnson
Roxette A. Denne
John Meyer
Patricia Syvertsen
Barbara J. Bambenek
The Charles A. Jenson and Sharon Kennedy Jenson
Revocable Living Trust Dated 6-23-06
J & S J Living Trust Dated 1-22-02
Ronald H. Johnson
Sally Sue Meyer
Terry D. Johnson
Roxette A. Denne

COAL OWNERSHIP:

TRACT 130
T145N-R83W-Section 9:
SURFACE OWNERSHIP:

SE $\frac{1}{4}$
Lillian L. Saylor
Denver Saylor and Irene Saylor, Life Estate
Remaindermen
-Steven Saylor
-Bryan Saylor
-Greg Saylor

COAL OWNERSHIP:

Lillian L. Saylor
Denver Saylor and Irene Saylor, Life Estate
Remaindermen
-Steven Saylor
-Bryan Saylor
-Greg Saylor
The Reserve Petroleum Company
AgriBank, FCB

TRACT 131
T145N-R83W-Section 9:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy

TRACT 132
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
The Falkirk Mining Company
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
State of North Dakota - State Land Department

TRACT 133
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW¼, SW¼
The Denver G. Rosberg Credit Trust
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

TRACT 134
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N½SE¼
The Falkirk Mining Company
Pennington Living Trust Dated 4-28-99
State of North Dakota – State Land Department

TRACT 135
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S½SE¼
The Falkirk Mining Company
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
State of North Dakota – State Land Department

TRACT 136
T145N-R83W-Section 17:
SURFACE OWNERSHIP:

N¼, SE¼, E½SW¼, W½SW¼
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
Lorine Potter
Darralu S. Lindholm
Martha Specht
Donald Specht
Deloris Potter
Linda Anderson
Nancy Watkins
Larry Woodall
Phyllis Ann Hermanson

COAL OWNERSHIP:

TRACT 137
T145N-R83W-Section 18:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, 3, 4, E½W½, NE¼
The Falkirk Mining Company
Andrew W. Jensen and Kimberly A. Jensen

TRACT 138
T145N-R83W-Section 18:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE¼
The Falkirk Mining Company
United States of America – Bureau of Land Management

TRACT 139
T145N-R83W-Section 19:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE¼
Eileen C. Zander
Eileen C. Zander
Barbara J. Hoffer

TRACT 140
T145N-R83W-Section 19:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE¼
The Falkirk Mining Company
Frieda Akan
Laurance L. Heger and Nancy L. Heger

TRACT 141
T145N-R83W-Section 20:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N¼, SE¼ less 2 ac. in the SW corner of the SE¼
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle

Ryan Bruestle
Erika Bruestle
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
The James Ward Marvin and Winnifred Adell Marvin
1996 Revocable Trust U/A Dated 9-25-96
Leslie Peterson
Barbara Peterson

TRACT 142
T145N-R83W-Section 20:
SURFACE OWNERSHIP:

SW¼
Sylvia Thompson
Carol J. Reinhiller
Joy M. Ochsner
Judith K. Simpfenderfer
Sylvia Thompson
Carol J. Reinhiller
Joy M. Ochsner
Judith K. Simpfenderfer

COAL OWNERSHIP:

TRACT 143
T145N-R83W-Section 21:
SURFACE OWNERSHIP:

N¼, SW¼, less 0.49 ac. in the NW¼
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

COAL OWNERSHIP:

TRACT 144
T145N-R83W-Section 21:

0.49 ac. in the NW¼, beginning at a point on the east line of said NW¼, Section 21, said point being 33 feet south of the northeast corner thereof; thence south 140 feet; thence west 150 feet; thence north 140 feet; thence east 150 feet to the point of beginning

SURFACE OWNERSHIP:

Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

COAL OWNERSHIP:

TRACT 145
T145N-R83W-Section 29:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE¼
Mary Jane Miller
Mary Jane Miller
Nancy J. Bridges

TRACT 146
T145N-R83W-Section 29:
SURFACE OWNERSHIP:

S¼
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Leslie Peterson
Barbara Peterson

COAL OWNERSHIP:

TRACT 147
T145N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE¼
Barbara J. Hoffer
Barbara J. Hoffer
Eileen C. Zander

TRACT 148
T145N-R83W-Section 32:
SURFACE OWNERSHIP:

NW¼
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Stewart E. Bowers and Joyce W. Bowers, as The Stewart E. Bowers and Joyce W. Bowers 1989 Inter Vivos Trust Dated 6-23-89
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Mueller Industries
Mary C. Henderson

COAL OWNERSHIP:

TRACT 149
T145N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE¼
Michael M. Thyberg
Amanda Thyberg

TRACT 150
T145N-R83W-Section 32:
SURFACE OWNERSHIP:

SW¼
Michael M. Thyberg
Subject to Contract for Deed from:
Amanda Thyberg
United States of America - Bureau of Land Management

COAL OWNERSHIP:

TRACT 151
T145N-R83W-Section 33:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$, SW $\frac{1}{4}$
Dwight D. Gradin and Denise Gradin
Dwight D. Gradin and Denise Gradin
Miles W. Gradin
Wallyn K. Lee
Mark E. Gradin
Kyle E. Gradin
The Irene V. Johannes Revocable Living Trust Dated 5-15-96

TRACT 152
T145N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, 3, 4, S $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$
William Frederick Lindell
William Frederick Lindell
Rita McCreary

TRACT 153
T145N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 154
T145N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota – State Land Department

TRACT 155
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle
United States of America – Bureau of Land Management

TRACT 156
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 157
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

W $\frac{1}{2}$ W $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
The Falkirk Mining Company
United States of America – Bureau of Land Management

TRACT 158
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW $\frac{1}{4}$ SE $\frac{1}{4}$
The Falkirk Mining Company
United States of America – Bureau of Land Management

TRACT 159
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
The Falkirk Mining Company
The Kesselring Family Trust Dated 10-31-02,
Douglas Kesselring, Trustee

TRACT 160
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

W $\frac{1}{2}$
The Falkirk Mining Company
Douglas Kesselring

TRACT 161
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 162
T146N-R83W-Section 29:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
Paul Hardy and Lori Hardy
Paul Hardy and Lori Hardy

TRACT 163
T146N-R83W-Section 30:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
Ralph E. Saylor Living Trust Dated 11-24-97
Jean M. Saylor

TRACT 164
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Esther Saylor
Esther Saylor

TRACT 165
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$
Timothy D. Saylor
Timothy D. Saylor

TRACT 166
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW $\frac{1}{4}$ SE $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy

TRACT 167
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
Delbert Saylor and Cletus Saylor
Delbert Saylor and Cletus Saylor

TRACT 168
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
Nevin E. Fisher and Lyla R. Fisher
Nevin E. Fisher and Lyla R. Fisher
Harold B. Saylor

TRACT 169
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$
Delbert Saylor and Cletus Saylor
Delbert Saylor and Cletus Saylor

TRACT 170
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$, less Outlot A
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
W. L. Braun Oil Properties Revocable Trust Dated 10-22-98
AgriBank, FCB
Laverne McKelvy
Estate of Donald D. Schafer
The Falkirk Mining Company

TRACT 171
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
Delbert Saylor and Cletus Saylor
United States of America - Bureau of Land Management

TRACT 172
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
Linda L. Saylor Living Trust Dated 11-24-97
Ralph E. Saylor Living Trust Dated 11-24-97
Linda L. Saylor Living Trust Dated 11-24-97
Ralph E. Saylor Living Trust Dated 11-24-97
Marilyn Vonderheide
Donald Kesselring
Judy Fiol
Marjorie Williams
Beverly Singleton
Douglas Kesselring
State of North Dakota - State Land Department

TRACT 173
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N $\frac{1}{4}$ SE $\frac{1}{4}$
Leslie Landenberger and Ruby Landenberger
Leslie Landenberger and Ruby Landenberger
State of North Dakota - State Land Department

TRACT 174
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S½SE¼
Donald D. Landenberger and Karen S. Landenberger
Donald D. Landenberger and Karen S. Landenberger
Velma Schacher
Leila Landenberger
Gary Landenberger
Kathy Landenberger Kesselring
Diane Nelson
State of North Dakota – State Land Department

TRACT 175
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW¼
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota – State Land Department

TRACT 175-A
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW¼
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota – State Land Department

TRACT 176
T145N-R82W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3 & 4
The Falkirk Mining Company
Laurance L. Heger and Nancy L. Heger

TRACT 177
T145N-R83W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

The East 1/3 of the SE¼
The Falkirk Mining Company
Bradley A. Landenberger
Beverly J. Sauter and Edwin R. Sauter

TRACT 178
T145N-R83W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

The East 1/3 of the West 2/3 of the SE¼
The Falkirk Mining Company
Bradley A. Landenberger
Betty L. Brumfield and Richard S. Brumfield

TRACT 179
T145N-R83W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

The West 1/3 of the SE¼
The Falkirk Mining Company
Bradley A. Landenberger
Phyllis Schauer

TRACT 180
T145N-R83W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW¼
The Falkirk Mining Company
Kenneth Stadick
Laurel Miller

Operations within 100 feet of the outside rights-of-way of the following section lines will be necessary during the planned mining for this permit area and 4th Addition area. Prior to operations being conducted in this 100-foot area, Falkirk will obtain the approval of the Board of McLean County Commissioners, the road authority, subject to public notice and hearing. A copy of the documents from the Board of Commissioners approving the operation within 100 feet and road closures will be forwarded to the ND Public Service Commission.

1. The east-west section line between Sections 25 and 36, T146N, R84W.
2. The east-west section line between Sections 30 and 31, T146N, R83W.
3. The east-west section line between Sections 29 and 32, T146N, R83W.
4. The east-west section line between Sections 7 and 18, T145N, R83W.
5. The east-west section line between Sections 8 and 17, T145N, R83W.
6. The east-west section line between Sections 9 and 16, T145N, R83W.
7. The east-west section line between the SE¼ of Section 19 and the NE¼ of Section 33, T145N, R83W.
8. The east-west section line between Sections 20 and 29, T145N, R83W.
9. The east-west section line between Sections 23 and 26, T145N, R83W.
10. The east-west section line between Section 31, T145N, R83W and the NE¼ of Section 3, T144N, R84W.
11. The east-west section line between Section 31, T145N, R83W and the NW¼ of Section 2, T144N, R84W.
12. The east-west section line between Sections 11 and 14, T144N, R84W.
13. The east-west section line between Sections 12 and 13, T144N, R84W.
14. The east-west section line between Sections 7 and 18, T144N, R83W.
15. The east-west section line between Sections 10 and 15, T145N, R83W.
16. The east-west section line between Sections 11 and 14, T145N, R83W.
17. The east-west section line between Sections 12 and 13, T145N, R83W.
18. The east-west section line between Sections 7 and 18, T145N, R82W.
19. The north-south section line between Sections 35 and 36, T146N, R84W.
20. The north-south section line between Sections 2 and 1, T145N, R84W.
21. The north-south section line between Sections 11 and 12, T145N, R84W.
22. The north-south section line between Sections 14 and 13, T145N, R84W.
23. The north-south section line between the SWE¼ of Section 29 and the SEW¼ of Section 30, T145N, R83W.
24. The north-south section line between Sections 31 and 32, T145N, R83W.
25. The north-south section line between Sections 7 and 8, T144N, R83W.

26. The north-south section line between Sections 32 and 33, T146N, R83W.
27. The north-south section line between the NE¼ of Section 9 and the NW¼ of Section 10, T145N, R83W.
28. The east-west section line between Section 13 and 24, T145N, R84W, and the township road in Section 13.
29. The east-west section line between the SW¼ of Section 18 and the NW¼ of Section 19, T145N, R83W.
30. The north-south township road in Section 19, T145N, R83W.
31. The township roads in Section 11, T144N, R84W.

The area added as the 4th Addition will further require the temporary closure of several section lines to permit mining to proceed. These section line closures will be obtained from the McLean County Board of Commissioners similar to those listed above:

1. The east-west section line between the SW¼ of Section 29 and the NW¼ of Section 32, T146N, R83W.
2. The east-west section line between the SE¼ of Section 30 and the NE¼ of Section 31, T146N, R83W.
3. The east-west section line between Section 36, T146N, R84W and Section 1, T145N, R84W.
4. The east-west section line between Section 31, T146N, R83W and Section 6, T145N, R83W.
5. The east-west section line between Section 32, T146N R83W and Section 5, T145N, R83W.
6. The east-west section line between Section 1 and Section 12, T145N, R84W.
7. The east-west section line between Section 6 and Section 7, T145N, R83W.
8. The east-west section line between Section 5 and Section 8, T145N, R83W.
9. The east-west section line between the SW¼ of Section 4 and the NW¼ of Section 9, T145N, R83W.
10. The east-west section line between Section 12 and Section 13, T145N, R84W.
11. The east-west section line between Section 7 and Section 18, T145N, R83W.
12. The east-west section line between Section 8 and Section 17, T145N, R83W.
13. The east-west section line between Section 9 and Section 16, T145N, R83W.
14. The east-west section line between the SE¼ of Section 18 and the NE¼ of Section 19, T145N, R83W.
15. The east-west section line between Section 17 and Section 20, T145N, R83W.
16. The east-west section line between Section 16 and Section 21, T145N, R83W.
17. The east-west section line between the SE¼ of Section 20 and the NE¼ of Section 29, T145N, R83W.
18. The east-west section line between Section 29 and Section 32, T145N, R83W.
19. The east-west section line between Section 32, T145N, R83W and the NE¼ of Section 2, and the NW¼ of Section 1, T144N, R84W.
20. The east-west section line between Section 33, T145N, R83W and the NE¼ of Section 1, T144N, R84W and the NW¼ of Section 6, T144N, R83W.
21. The east-west section line between Section 34, T145N, R83W and the NE¼ of Section 6, T144N, R83W.
22. The east-west section line between the SE¼ of Section 3 and the NE¼ of Section 10, 144N, R84W.
23. The east-west section line between Section 2 and Section 11, T144N, R84W.
24. The east-west section line between Section 1 and Section 12, T144N, R84W.
25. The east-west section line between Section 6 and Section 7, T144N, R83W.
26. The north-south section line between the SE¼ of Section 30 and the SW¼ of Section 29, T146N, R83W.
27. The north-south section line between Section 36, T146N, R84W and Section 31, T146N, R83W.
28. The north-south section line between Section 31 and Section 32, T146N, R83W.
29. The north-south section line between Section 1, T145N, R84W and Section 6, T145N, R83W.
30. The north-south section line between Section 6 and Section 5, T145N, R83W.
31. The north-south section line between Section 5 and Section 4, T145N, R83W.
32. The north-south section line between Section 12, T145N, R84W and Section 7, T145N, R83W.
33. The north-south section line between Section 7 and Section 8, T145N, R83W.
34. The north-south section line between Section 8 and Section 9, T146N, R83W.
35. The north-south section line between the SE¼ of Section 9 and the SW¼ of Section 10, T145N, R83W.
36. The north-south section line between Section 13, T145N, R84W and Section 18, T145N, R83W.
37. The north-south section line between Section 18 and Section 17, T145N, R83W.
38. The north-south section line between Section 17 and Section 16, T145N, R83W.
39. The north-south section line between Section 16 and Section 15, T145N, R83W.
40. The north-south section line between Section 19 and Section 20, T145N, R83W.
41. The north-south section line between Section 20 and Section 21, T145N, R83W.
42. The north-south section line between Section 21 and Section 22, T145N, R83W.
43. The north-south section line between Section 29 and Section 28, T145N, R83W.
44. The north-south section line between Section 32 and Section 33, T145N, R83W.
45. The north-south section line between Section 3 and Section 2, T144N, R84W.
46. The north-south section line between Section 2 and Section 1, T144N, R84W.
47. The north-south section line between Section 1, T144N, R84W and Section 6, T144N, R83W.
48. The north-south section line between Section 6 and Section 5, T144N, R83W.
49. The north-south section line between the NE¼ of Section 10 and the NW¼ of Section 11, T144N, R84W.
50. The north-south section line between Section 11 and Section 12, T144N, R84W.
51. The north-south section line between Section 12, T144N, R84W, and Section 7, T144N, R83W.
52. The north-south township road located in Section 1, T144N, R84W.
53. The north-south township road located in the Section 12, T144N, R84W.

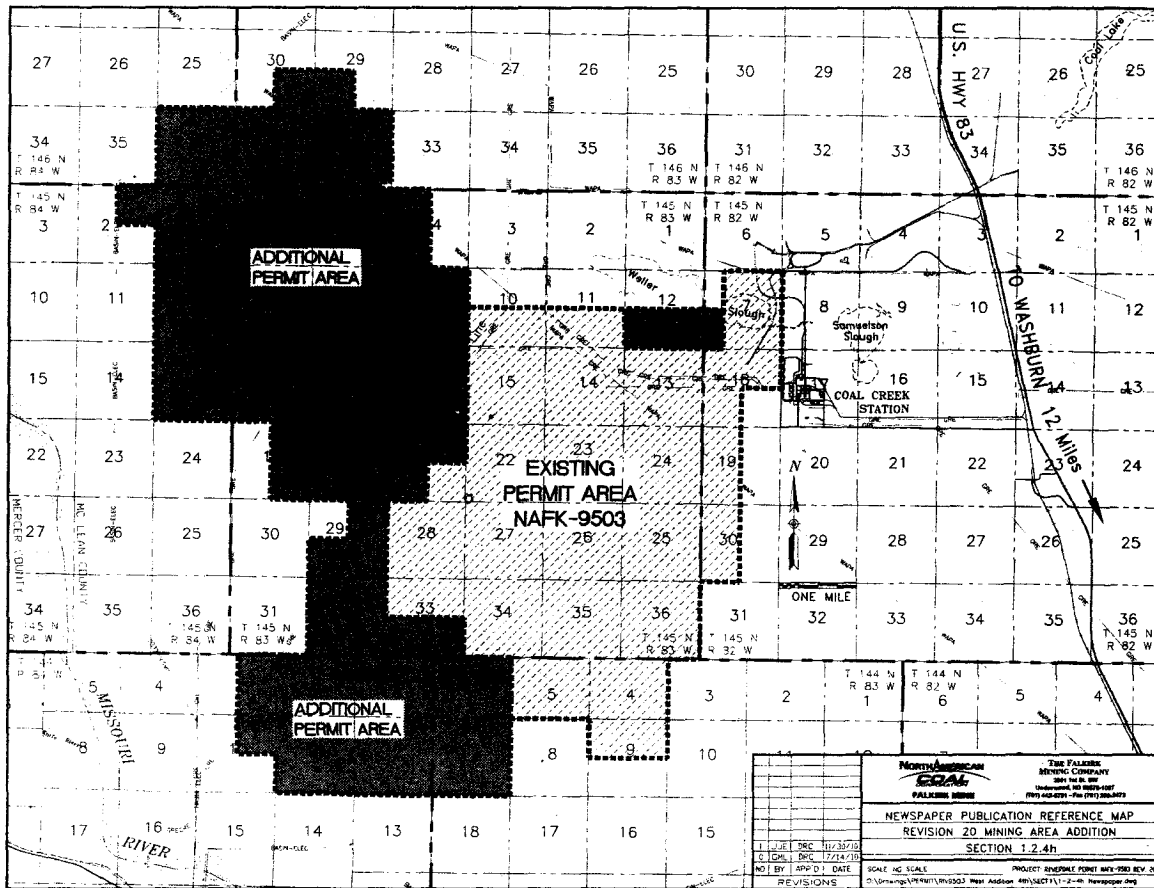
No surface coal mining operations will be located within 100 feet of the outside rights-of-way of any of these county and section line roads until they are closed by the McLean Co. Board of Commissioners. Before the rights-of-way and associated setback corridors are disturbed, approval from the McLean Board of County Commissioners will be obtained. Notice and opportunity for a hearing will be provided as required in several sections of ND Century Code.

The County Road located on the east-west section line between Sections 4 and 9, 5 and 8, 6 and 5 7, T145N, R83W, and Sections 1 and 12, T145N, R84W is proposed to be relocated south approximately ½ to 1 mile in 2012 to accommodate the inception of mining in this permit area. The proposed relocation will be the subject of a petition and hearing process conducted by the McLean County Board of Commissioners prior to being approved or finalized. The relocation will need to be in place approximately 30 years according to currently proposed mine plans. No other road relocations are being currently requested.

A copy of the application for a surface coal mining permit is available for public inspection at the offices of the North Dakota Public Service Commission, Capitol Building, Bismarck, North Dakota, and at the offices of the County Auditor, McLean County Courthouse, Washburn, North Dakota.

Written comments, objections, or requests for informal conferences on Revision 20 or a petition to designate an area within the described area being added to the permit as unsuitable for surface coal mining operations may be submitted by any person with an interest which is or may be adversely affected to the North Dakota Public Service Commission, Capitol Building, Bismarck, North Dakota, within 30 days after the last publication of this notice. The written request should state the issues or objections regarding Revision 20.

The Falkirk Mining Company
Diana Edinger, executive assistant



Notice of filing of a revision to add additional area to an existing coal mining permit

The Falkirk Mining Company, P.O. Box No. 1087, Underwood, North Dakota 58576-1087, as applicant, has filed an application to revise Surface Coal Mining Permit No. NAFK-9503 to add 16,924.1 acres to the Permit. Sections added include all or portions of Sections 29, 30, 31, and 32, T146N, R83W; Section 36, T146N, R84W; Section 7, T145N, R82W; Sections 1, 2, 12, and 13, T145N, R84W; Sections 4, 5, 6, 7, 8, 9, 12, 16, 17, 18, 19, 20, 21, 29, 32, and 33, T145N, R83W; Sections 1, 2, 3, 10, 11, and 12, T144N, R84W; and Sections 6 and 7, T144N, R83W. This revision includes plans to facilitate continuation of mining in the western portion of the Permit Area and incorporates land to be mined over the remaining life of Falkirk Mine. All introductory, legal, financial, compliance information, environmental, operations, and reclamation sections have been revised. The Stand-Alone Reclamation Bond/Cost Section has also been updated with this revision.

The permit area is located southwest of Underwood, North Dakota. The map shows the location of the City of Underwood, North Dakota, and the boundaries of the permit area. The names of The United States Geological Survey Quadrangle Map, which contains the area described and shown on the map, is "Washburn".

The owners of the surface and coal in the permit area are as follows:

TRACT 88

T144N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, N½SE¼
Dean A. Swanson and Sandra Lynn Swanson
The Estate of Iona Jean Vujovich

TRACT 89

T144N-R83W-Section 6:
SURFACE OWNERSHIP:

Gov't Lots 3, 4, 5, NE¼SW¼
Roy B. Leidholm and Eva Leidholm, Life Estate

Remaindermen:

- Brian Leidholm
- Cordell Leidholm
- Glynda Janz
- Karen Perkerewicz
- Dean Leidholm
- Tammy Novak
- Sharon Rivers
- Dwayne Leidholm

Mildred Jahner and Valentine Jahner, Life Estate

Remaindermen:

- Curtis Jahner
- Brent Jahner

Mildred Leidholm, as Trustee of the Lloyd Leidholm Testamentary Trust

COAL OWNERSHIP:

Roy B. Leidholm and Eva Leidholm, Life Estate
Remaindermen:

- Brian Leidholm
- Cordell Leidholm
- Glynda Janz
- Karen Perkerewicz
- Dean Leidholm
- Tammy Novak
- Sharon Rivers
- Dwayne Leidholm

Mildred Jahner and Valentine Jahner, Life Estate
Remaindermen:

- Curtis Jahner
- Brent Jahner

Mildred Leidholm, as Trustee of the Lloyd Leidholm
Testamentary Trust

TRACT 90
T144N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 6, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
Stephen P. Swanson
United States of America – Bureau of Land Management

TRACT 91
T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
Milton L. Holznagel Revocable Trust Dated 1-9-95
Karilyn Kuehn
W. L. Braun Oil Properties Revocable Trust Dated 10-22-98
Donna Bartsch, Life Estate
Remaindermen:
-Barbara Lee Jones
-Bruce Allen Gradin

TRACT 92
T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 1, E $\frac{1}{2}$ NW $\frac{1}{4}$
Steven P. Scholl and Glenda G. Scholl
Steven P. Scholl and Glenda G. Scholl
Jenene M. Kittleson
Marian Gullickson

TRACT 93
T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 2
Steven P. Scholl and Glenda G. Scholl
Steven P. Scholl and Glenda G. Scholl
Jenene M. Kittleson and Michael A. Kittleson
Marian Gullickson and Dwaine Gullickson

TRACT 94
T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
Dean A. Swanson and Sandra Lynn Swanson
The Estate of Iona Jean Vujovich

TRACT 95
T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$
Steven P. Scholl and Glenda G. Scholl
Steven P. Scholl and Glenda G. Scholl

TRACT 96
T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, 3, and 4
Michael M. Thyberg
Amanda Thyberg

TRACT 97
T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
Carol Sauer
Carol Sauer
Lavern L. Johnson
State of North Dakota – State Land Department

TRACT 98
T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
Dean A. Swanson
Dean A. Swanson
Stephen P. Swanson

TRACT 99
T144N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, less 5.51 ac. in Lot 2
Mark Swanson and Pamela L. Hopkins
Stephen P. Swanson
United States of America – Bureau of Land Management

TRACT 100 T144N-R84W-Section 2:	5.51 ac. in Gov't Lot 2, described as follows: Beginning at the NE corner of said Lot 2, thence S 400', thence W 600', thence N 400'; thence E 600' to the point of beginning Stephen P. Swanson United States of America – Bureau of Land Management
SURFACE OWNERSHIP: COAL OWNERSHIP:	
TRACT 101 T144N-R84W-Section 2:	Gov't Lots 3 and 4
SURFACE OWNERSHIP: COAL OWNERSHIP:	Stephen P. Swanson United States of America – Bureau of Land Management
TRACT 102 T144N-R84W-Section 2:	SE $\frac{1}{4}$, SW $\frac{1}{4}$
SURFACE OWNERSHIP: COAL OWNERSHIP:	Forrest W. Ecklund and Alyce F. Ecklund Forrest W. Ecklund and Alyce F. Ecklund
TRACT 103 T144N-R84W-Section 3:	Gov't Lots 1, 2, SE $\frac{1}{4}$
SURFACE OWNERSHIP: COAL OWNERSHIP:	Forrest W. Ecklund and Alyce F. Ecklund Forrest W. Ecklund and Alyce F. Ecklund
TRACT 104 T144N-R84W-Section 10:	NE $\frac{1}{4}$
SURFACE OWNERSHIP: COAL OWNERSHIP:	Miller Brothers Ranch, LLLP Doretta Dene Clark Margo Jean Vranna Shirley Seher Roger Clements Clark Velma Cleveland Scott Lang and Kay Lang Lamoure Besse and Patricia Besse Scott Schmidt and Casey Schmidt
TRACT 105 T144N-R84W-Section 11:	NE $\frac{1}{4}$, SE $\frac{1}{4}$
SURFACE OWNERSHIP: COAL OWNERSHIP:	Miller Brothers Ranch, LLLP Doretta Dene Clark Margo Jean Vranna Shirley Seher Roger Clements Clark Velma Cleveland Scott Lang and Kay Lang Lamoure Besse and Patricia Besse Scott Schmidt and Casey Schmidt
TRACT 106 T144N-R84W-Section 11:	NW $\frac{1}{4}$
SURFACE OWNERSHIP: COAL OWNERSHIP:	Miller Brothers Ranch, LLLP Doretta Dene Clark Margo Jean Vranna Shirley Seher Roger Clements Clark Velma Cleveland Scott Lang and Kay Lang Lamoure Besse and Patricia Besse Scott Schmidt and Casey Schmidt
TRACT 107 T144N-R84W-Section 11:	SW $\frac{1}{4}$
SURFACE OWNERSHIP: COAL OWNERSHIP:	Miller Brothers Ranch, LLLP Doretta Dene Clark Margo Jean Vranna Shirley Seher Roger Clements Clark Velma Cleveland Scott Lang and Kay Lang Lamoure Besse and Patricia Besse Scott Schmidt and Casey Schmidt
TRACT 108 T144N-R84W-Section 12:	N $\frac{1}{2}$ NE $\frac{1}{4}$
SURFACE OWNERSHIP: COAL OWNERSHIP:	Steven P. Scholl Jenene M. Kittleson and Michael A. Kittleson
TRACT 109 T144N-R84W-Section 12:	S $\frac{1}{2}$ NE $\frac{1}{4}$
SURFACE OWNERSHIP: COAL OWNERSHIP:	Kay M. Hegvik Marian Gullickson and Dwaine Gullickson George L. Swanson and Val Rae Swanson Dean A. Swanson and Sandy L. Swanson

TRACT 110 T144N-R84W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	NW¼ Harley J. Scholl United States of America – Bureau of Land Management
TRACT 111 T144N-R84W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	SE¼ Steven P. Scholl and Glenda G. Scholl Steven P. Scholl and Glenda G. Scholl George Scholl Marian Gullickson Jenene Kittleson
TRACT 112 T144N-R84W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	SW¼ Roger Peterson Roger Peterson
TRACT 113 T145N-R83W-Section 4: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 3, 4, S½NW¼ The Falkirk Mining Company David J. LeRoy and Dorothy M. LeRoy W. L. Braun Oil Properties Revocable Trust Laverna McKelvy Estate of Donald D. Schafer AgriBank, FCB The Falkirk Mining Company
TRACT 114 T145N-R83W-Section 4: SURFACE OWNERSHIP: COAL OWNERSHIP:	SW¼ The Falkirk Mining Company David J. LeRoy and Dorothy M. LeRoy AgriBank, FCB
TRACT 115 T145N-R83W-Section 5: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lot 1, SE¼NE¼ Leroy's Circle W Inc. Leroy's Circle W Inc.
TRACT 116 T145N-R83W-Section 5: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 2, 3, and 4, SW¼NE¼, S½NW¼ David J. LeRoy and Dorothy M. LeRoy David J. LeRoy and Dorothy M. LeRoy
TRACT 117 T145N-R83W-Section 5: SURFACE OWNERSHIP: COAL OWNERSHIP:	S½ The Falkirk Mining Company David J. LeRoy and Dorothy M. LeRoy
TRACT 118 T145N-R83W-Section 6: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 1, 2, S½NE¼, N½SE¼ The Falkirk Mining Company Pennington Living Trust Dated 4-28-99 AgriBank, FCB
TRACT 119 T145N-R83W-Section 6: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 3, 4, 5, 6, SE¼NW¼, NE¼SW¼ Delbert Saylor and Cletus Saylor Delbert Saylor and Cletus Saylor
TRACT 120 T145N-R83W-Section 6: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lot 7, SE¼SW¼, S½SE¼ The Falkirk Mining Company James B. LeRoy and Debra D. Leroy David J. LeRoy and Dorothy M. LeRoy
TRACT 121 T145N-R83W-Section 7: SURFACE OWNERSHIP: COAL OWNERSHIP:	E½ The Falkirk Mining Company David J. LeRoy The Estate of Maynard Westley Leidholm
TRACT 122 T145N-R83W-Section 7: SURFACE OWNERSHIP: COAL OWNERSHIP:	North 1/3 of Gov't Lots 1, 2, 3, 4, and E½W½ Milton Saylor and Kathy Saylor Milton Saylor and Kathy Saylor The Reserve Petroleum Company
TRACT 123 T145N-R83W-Section 7: SURFACE OWNERSHIP: COAL OWNERSHIP:	Middle 1/3 of Gov't Lots 1, 2, 3, 4, and E½W½ Irene K. Grosz Irene K. Grosz The Reserve Petroleum Company

TRACT 124 T145N-R83W-Section 7: SURFACE OWNERSHIP: COAL OWNERSHIP:	South 1/3 of Gov't Lots 1, 2, 3, 4, and E½W½ Marvin Saylor Marvin Saylor The Reserve Petroleum Company
TRACT 125 T145N-R83W-Section 8: SURFACE OWNERSHIP: COAL OWNERSHIP:	N½ Lynn H. Stewart Revocable Trust Lynn H. Stewart Revocable Trust Harlan P. Feuk Cleome Hennessy, Trustee of the Hennessy Trust Dated 3-9-99
TRACT 126 T145N-R83W-Section 8: SURFACE OWNERSHIP: COAL OWNERSHIP:	SE¼ Richard E. Ott Richard E. Ott
TRACT 127 T145N-R83W-Section 8: SURFACE OWNERSHIP: COAL OWNERSHIP:	SW¼ Sylvia Ann Ott Sylvia Ann Ott
TRACT 128 T145N-R83W-Section 9: SURFACE OWNERSHIP: COAL OWNERSHIP:	NE¼, less 1.02 ac. hwy. Elaine G. Rodgers Elaine G. Rodgers
TRACT 129 T145N-R83W-Section 9: SURFACE OWNERSHIP:	NW¼ John Meyer Patricia Syvertsen Barbara J. Bambenek The Charles A. Jenson and Sharon Kennedy Jenson Revocable Living Trust Dated 6-23-06 J & S J Living Trust Dated 1-22-02 Ronald H. Johnson Sally Sue Meyer Terry D. Johnson Roxette A. Denne John Meyer Patricia Syvertsen Barbara J. Bambenek The Charles A. Jenson and Sharon Kennedy Jenson Revocable Living Trust Dated 6-23-06 J & S J Living Trust Dated 1-22-02 Ronald H. Johnson Sally Sue Meyer Terry D. Johnson Roxette A. Denne
COAL OWNERSHIP:	
TRACT 130 T145N-R83W-Section 9: SURFACE OWNERSHIP:	SE¼ Lillian L. Saylor Denver Saylor and Irene Saylor, Life Estate Remaindermen -Steven Saylor -Bryan Saylor -Greg Saylor
COAL OWNERSHIP:	Lillian L. Saylor Denver Saylor and Irene Saylor, Life Estate Remaindermen -Steven Saylor -Bryan Saylor -Greg Saylor The Reserve Petroleum Company AgriBank, FCB
TRACT 131 T145N-R83W-Section 9: SURFACE OWNERSHIP: COAL OWNERSHIP:	SW¼ The Falkirk Mining Company David J. LeRoy and Dorothy M. LeRoy
TRACT 132 T145N-R83W-Section 16: SURFACE OWNERSHIP: COAL OWNERSHIP:	NE¼ The Falkirk Mining Company Dolores M. Rosberg The Denver G. Rosberg Credit Trust State of North Dakota – State Land Department

TRACT 133 T145N-R83W-Section 16: SURFACE OWNERSHIP: COAL OWNERSHIP:	NW¼, SW¼ The Denver G. Rosberg Credit Trust The Denver G. Rosberg Credit Trust Robert C. Mann Audrey M. Crum Margaret E. Tollerud
TRACT 134 T145N-R83W-Section 16: SURFACE OWNERSHIP: COAL OWNERSHIP:	N½SE¼ The Falkirk Mining Company Pennington Living Trust Dated 4-28-99 State of North Dakota – State Land Department
TRACT 135 T145N-R83W-Section 16: SURFACE OWNERSHIP: COAL OWNERSHIP:	S½SE¼ The Falkirk Mining Company Dolores M. Rosberg The Denver G. Rosberg Credit Trust State of North Dakota – State Land Department
TRACT 136 T145N-R83W-Section 17: SURFACE OWNERSHIP: COAL OWNERSHIP:	N½, SE¼, E½SW¼, W½SW¼ Dolores M. Rosberg The Denver G. Rosberg Credit Trust Dolores M. Rosberg The Denver G. Rosberg Credit Trust Lorine Potter Darralu S. Lindholm Martha Specht Donald Specht Deloris Potter Linda Anderson Nancy Watkins Larry Woodall Phyllis Ann Hermanson
TRACT 137 T145N-R83W-Section 18: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 1, 2, 3, 4, E½W½, NE¼ The Falkirk Mining Company Andrew W. Jensen and Kimberly A. Jensen
TRACT 138 T145N-R83W-Section 18: SURFACE OWNERSHIP: COAL OWNERSHIP:	SE¼ The Falkirk Mining Company United States of America – Bureau of Land Management
TRACT 139 T145N-R83W-Section 19: SURFACE OWNERSHIP: COAL OWNERSHIP:	NE¼ Eileen C. Zander Eileen C. Zander Barbara J. Hoffer
TRACT 140 T145N-R83W-Section 19: SURFACE OWNERSHIP: COAL OWNERSHIP:	SE¼ The Falkirk Mining Company Frieda Akan Laurance L. Heger and Nancy L. Heger
TRACT 141 T145N-R83W-Section 20: SURFACE OWNERSHIP: COAL OWNERSHIP:	N½, SE¼ less 2 ac. in the SW corner of the SE¼ The Falkirk Mining Company Beth Bruestle Kent Swanson Timothy Bruestle Ryan Bruestle Erika Bruestle The Denver G. Rosberg Credit Trust Robert C. Mann Audrey M. Crum Margaret E. Tollerud The James Ward Marvin and Winnifred Adell Marvin 1996 Revocable Trust U/A Dated 9-25-96 Leslie Peterson Barbara Peterson

TRACT 142
T145N-R83W-Section 20:
SURFACE OWNERSHIP:

SW¼
Sylvia Thompson
Carol J. Reinhiller
Joy M. Ochsner
Judith K. Simpfenderfer
Sylvia Thompson
Carol J. Reinhiller
Joy M. Ochsner
Judith K. Simpfenderfer

COAL OWNERSHIP:

TRACT 143
T145N-R83W-Section 21:
SURFACE OWNERSHIP:

N½, SW¼, less 0.49 ac. in the NW¼
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

COAL OWNERSHIP:

TRACT 144
T145N-R83W-Section 21:

0.49 ac. in the NW¼, beginning at a point on the east line of said NW¼, Section 21, said point being 33 feet south of the northeast corner thereof; thence south 140 feet; thence west 150 feet; thence north 140 feet; thence east 150 feet to the point of beginning
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 145
T145N-R83W-Section 29:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE¼
Mary Jane Miller
Mary Jane Miller
Nancy J. Bridges

TRACT 146
T145N-R83W-Section 29:
SURFACE OWNERSHIP:

S½
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Leslie Peterson
Barbara Peterson

COAL OWNERSHIP:

TRACT 147
T145N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE¼
Barbara J. Hoffer
Barbara J. Hoffer
Eileen C. Zander

TRACT 148
T145N-R83W-Section 32:
SURFACE OWNERSHIP:

NW¼
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Stewart E. Bowers and Joyce W. Bowers, as The Stewart E. Bowers and Joyce W. Bowers 1989 Inter Vivos Trust Dated 6-23-89
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Mueller Industries
Mary C. Henderson

COAL OWNERSHIP:

TRACT 149
T145N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE¼
Michael M. Thyberg
Amanda Thyberg

TRACT 150
T145N-R83W-Section 32:
SURFACE OWNERSHIP:

SW $\frac{1}{4}$
Michael M. Thyberg
Subject to Contract for Deed from:
Amanda Thyberg
United States of America – Bureau of Land Management

COAL OWNERSHIP:

TRACT 151
T145N-R83W-Section 33:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$, SW $\frac{1}{4}$
Dwight D. Gradin and Denise Gradin
Dwight D. Gradin and Denise Gradin
Miles W. Gradin
Wallyn K. Lee
Mark E. Gradin
Kyle E. Gradin
The Irene V. Johannes Revocable Living Trust Dated 5-15-96

TRACT 152
T145N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, 3, 4, S $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$
William Frederick Lindell
William Frederick Lindell
Rita McCreary

TRACT 153
T145N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 154
T145N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota – State Land Department

TRACT 155
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle
United States of America – Bureau of Land Management

TRACT 156
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 157
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

W $\frac{1}{2}$ W $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
The Falkirk Mining Company
United States of America – Bureau of Land Management

TRACT 158
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW $\frac{1}{4}$ SE $\frac{1}{4}$
The Falkirk Mining Company
United States of America – Bureau of Land Management

TRACT 159
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
The Falkirk Mining Company
The Kesselring Family Trust Dated 10-31-02,
Douglas Kesselring, Trustee

TRACT 160
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

W $\frac{1}{2}$
The Falkirk Mining Company
Douglas Kesselring

TRACT 161
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 162
T146N-R83W-Section 29:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
Paul Hardy and Lori Hardy
Paul Hardy and Lori Hardy

TRACT 163
T146N-R83W-Section 30:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
Ralph E. Sayler Living Trust Dated 11-24-97
Jean M. Sayler

TRACT 164
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Esther Sayler
Esther Sayler

TRACT 165
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$
Timothy D. Sayler
Timothy D. Sayler

TRACT 166
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW $\frac{1}{4}$ SE $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy

TRACT 167
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
Delbert Sayler and Cletus Sayler
Delbert Sayler and Cletus Sayler

TRACT 168
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
Nevin E. Fisher and Lyla R. Fisher
Nevin E. Fisher and Lyla R. Fisher
Harold B. Sayler

TRACT 169
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$
Delbert Sayler and Cletus Sayler
Delbert Sayler and Cletus Sayler

TRACT 170
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$, less Outlot A
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
W. L. Braun Oil Properties Revocable Trust Dated 10-22-98
AgriBank, FCB
Laverna McKelvy
Estate of Donald D. Schafer
The Falkirk Mining Company

TRACT 171
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
Delbert Sayler and Cletus Sayler
United States of America – Bureau of Land Management

TRACT 172
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
Linda L. Sayler Living Trust Dated 11-24-97
Ralph E. Sayler Living Trust Dated 11-24-97
Linda L. Sayler Living Trust Dated 11-24-97
Ralph E. Sayler Living Trust Dated 11-24-97
Marilyn Vonderheide
Donald Kesselring
Judy Fiol
Marjorie Williams
Beverly Singleton
Douglas Kesselring
State of North Dakota – State Land Department

TRACT 173 T146N-R84W-Section 36: SURFACE OWNERSHIP: COAL OWNERSHIP:	N½SE4 Leslie Landenberger and Ruby Landenberger Leslie Landenberger and Ruby Landenberger State of North Dakota – State Land Department
TRACT 174 T146N-R84W-Section 36: SURFACE OWNERSHIP: COAL OWNERSHIP:	S½SE¼ Donald D. Landenberger and Karen S. Landenberger Donald D. Landenberger and Karen S. Landenberger Velma Schacher Leila Landenberger Gary Landenberger Kathy Landenberger Kesselring Diane Nelson State of North Dakota – State Land Department
TRACT 175 T146N-R84W-Section 36: SURFACE OWNERSHIP: COAL OWNERSHIP:	NW¼ The Falkirk Mining Company David J. LeRoy and Dorothy M. LeRoy State of North Dakota – State Land Department
TRACT 175-A T146N-R84W-Section 36: SURFACE OWNERSHIP: COAL OWNERSHIP:	SW¼ The Falkirk Mining Company David J. LeRoy and Dorothy M. LeRoy State of North Dakota – State Land Department
TRACT 176 T145N-R82W-Section 7: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 3 & 4 The Falkirk Mining Company Laurance L. Heger and Nancy L. Heger
TRACT 177 T145N-R83W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	The East 1/3 of the SE¼ The Falkirk Mining Company Bradley A. Landenberger Beverly J. Sauter and Edwin R. Sauter
TRACT 178 T145N-R83W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	The East 1/3 of the West 2/3 of the SE¼ The Falkirk Mining Company Bradley A. Landenberger Betty L. Brumfield and Richard S. Brumfield
TRACT 179 T145N-R83W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	The West 1/3 of the SE¼ The Falkirk Mining Company Bradley A. Landenberger Phyllis Schauer
TRACT 180 T145N-R83W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	SW¼ The Falkirk Mining Company Kenneth Stadick Laurel Miller

Operations within 100 feet of the outside rights-of-way of the following section lines will be necessary during the planned mining for this permit area and 4th Addition area. Prior to operations being conducted in this 100-foot area, Falkirk will obtain the approval of the Board of McLean County Commissioners, the road authority, subject to public notice and hearing. A copy of the documents from the Board of Commissioners approving the operation within 100 feet and road closures will be forwarded to the ND Public Service Commission.

1. The east-west section line between Sections 25 and 36, T146N, R84W.
2. The east-west section line between Sections 30 and 31, T146N, R83W.
3. The east-west section line between Sections 29 and 32, T146N, R83W.
4. The east-west section line between Sections 7 and 18, T145N, R83W.
5. The east-west section line between Sections 8 and 17, T145N, R83W.
6. The east-west section line between Sections 9 and 16, T145N, R83W.
7. The east-west section line between the SE¼ of Section 19 and the NE¼ of Section 33 30, T145N, R83W.
8. The east-west section line between Sections 20 and 29, T145N, R83W.
9. The east-west section line between Sections 23 and 26, T145N, R83W.
10. The east-west section line between Section 31, T145N, R83W and the NE¼ of Section 3, T144N, R84W.
11. The east-west section line between Section 31, T145N, R83W and the NW¼ of Section 2, T144N, R84W.
12. The east-west section line between Sections 11 and 14, T144N, R84W.
13. The east-west section line between Sections 12 and 13, T144N, R84W.
14. The east-west section line between Sections 7 and 18, T144N, R83W.
15. The east-west section line between Sections 10 and 15, T145N, R83W.
16. The east-west section line between Sections 11 and 14, T145N, R83W.
17. The east-west section line between Sections 12 and 13, T145N, R83W.
18. The east-west section line between Sections 7 and 18, T145N, R82W.
19. The north-south section line between Sections 35 and 36, T146N, R84W.
20. The north-south section line between Sections 2 and 1, T145N, R84W.

21. The north-south section line between Sections 11 and 12, T145N, R84W.
22. The north-south section line between Sections 14 and 13, T145N, R84W.
23. The north-south section line between the SWE $\frac{1}{4}$ of Section 29 and the SEW $\frac{1}{4}$ of Section 30, T145N, R83W.
24. The north-south section line between Sections 31 and 32, T145N, R83W.
25. The north-south section line between Sections 7 and 8, T144N, R83W.
26. The north-south section line between Sections 32 and 33, T146N, R83W.
27. The north-south section line between the NE $\frac{1}{4}$ of Section 9 and the NW $\frac{1}{4}$ of Section 10, T145N, R83W.
28. The east-west section line between Section 13 and 24, T145N, R84W, and the township road in Section 13.
29. The east-west section line between the SW $\frac{1}{4}$ of Section 18 and the NW $\frac{1}{4}$ of Section 19, T145N, R83W.
30. The north-south township road in Section 19, T145N, R83W.
31. The township roads in Section 11, T144N, R84W.

The area added as the 4th Addition will further require the temporary closure of several section lines to permit mining to proceed. These section line closures will be obtained from the McLean County Board of Commissioners similarly to those listed above:

1. The east-west section line between the SW $\frac{1}{4}$ of Section 29 and the NW $\frac{1}{4}$ of Section 32, T146N, R83W.
2. The east-west section line between the SE $\frac{1}{4}$ of Section 30 and the NE $\frac{1}{4}$ of Section 31, T146N, R83W.
3. The east-west section line between Section 36, T146N, R84W and Section 1, T145N, R84W.
4. The east-west section line between Section 31, T146N, R83W and Section 6, T145N, R83W.
5. The east-west section line between Section 32, T146N, R83W and Section 5, T145N, R83W.
6. The east-west section line between Section 1 and Section 12, T145N, R84W.
7. The east-west section line between Section 6 and Section 7, T145N, R83W.
8. The east-west section line between Section 5 and Section 8, T145N, R83W.
9. The east-west section line between the SW $\frac{1}{4}$ of Section 4 and the NW $\frac{1}{4}$ of Section 9, T145N, R83W.
10. The east-west section line between Section 12 and Section 13, T145N, R84W.
11. The east-west section line between Section 7 and Section 18, T145N, R83W.
12. The east-west section line between Section 8 and Section 17, T145N, R83W.
13. The east-west section line between Section 9 and Section 16, T145N, R83W.
14. The east-west section line between the SE $\frac{1}{4}$ of Section 18 and the NE $\frac{1}{4}$ of Section 19, T145N, R83W.
15. The east-west section line between Section 17 and Section 20, T145N, R83W.
16. The east-west section line between Section 16 and Section 21, T145N, R83W.
17. The east-west section line between the SE $\frac{1}{4}$ of Section 20 and the NE $\frac{1}{4}$ of Section 29, T145N, R83W.
18. The east-west section line between Section 29 and Section 32, T145N, R83W.
19. The east-west section line between Section 32, T145N, R83W and the NE $\frac{1}{4}$ of Section 2, and the NW $\frac{1}{4}$ of Section 1, T144N, R84W.
20. The east-west section line between Section 33, T145N, R83W and the NE $\frac{1}{4}$ of Section 1, T144N, R84W and the NW $\frac{1}{4}$ of Section 6, T144N, R83W.
21. The east-west section line between Section 34, T145N, R83W and the NE $\frac{1}{4}$ of Section 6, T144N, R83W.
22. The east-west section line between the SE $\frac{1}{4}$ of Section 3 and the NE $\frac{1}{4}$ of Section 10, T144N, R84W.
23. The east-west section line between Section 2 and Section 11, T144N, R84W.
24. The east-west section line between Section 1 and Section 12, T144N, R84W.
25. The east-west section line between Section 6 and Section 7, T144N, R83W.
26. The north-south section line between the SE $\frac{1}{4}$ of Section 30 and the SW $\frac{1}{4}$ of Section 29, T146N, R83W.
27. The north-south section line between Section 36, T146N, R84W and Section 31, T146N, R83W.
28. The north-south section line between Section 31 and Section 32, T146N, R83W.
29. The north-south section line between Section 1, T145N, R84W and Section 6, T145N, R83W.
30. The north-south section line between Section 6 and Section 5, T145N, R83W.
31. The north-south section line between Section 5 and Section 4, T145N, R83W.
32. The north-south section line between Section 12, T145N, R84W and Section 7, T145N, R83W.
33. The north-south section line between Section 7 and Section 8, T145N, R83W.
34. The north-south section line between Section 8 and Section 9, T146N, R83W.
35. The north-south section line between the SE $\frac{1}{4}$ of Section 9 and the SW $\frac{1}{4}$ of Section 10, T145N, R83W.
36. The north-south section line between Section 13, T145N, R84W and Section 18, T145N, R83W.
37. The north-south section line between Section 18 and Section 17, T145N, R83W.
38. The north-south section line between Section 17 and Section 16, T145N, R83W.
39. The north-south section line between Section 16 and Section 15, T145N, R83W.
40. The north-south section line between Section 19 and Section 20, T145N, R83W.
41. The north-south section line between Section 20 and Section 21, T145N, R83W.
42. The north-south section line between Section 21 and Section 22, T145N, R83W.
43. The north-south section line between Section 29 and Section 28, T145N, R83W.
44. The north-south section line between Section 32 and Section 33, T145N, R83W.
45. The north-south section line between Section 3 and Section 2, T144N, R84W.
46. The north-south section line between Section 2 and Section 1, T144N, R84W.
47. The north-south section line between Section 1, T144N, R84W and Section 6, T144N, R83W.
48. The north-south section line between Section 6 and Section 5, T144N, R83W.
49. The north-south section line between the NE $\frac{1}{4}$ of Section 10 and the NW $\frac{1}{4}$ of Section 11, T144N, R84W.
50. The north-south section line between Section 11 and Section 12, T144N, R84W.
51. The north-south section line between Section 12, T144N, R84W, and Section 7, T144N, R83W.
52. The north-south township road located in Section 1, T144N, R84W.
53. The north-south township road located in the Section 12, T144N, R84W.

No surface coal mining operations will be located within 100 feet of the outside rights-of-way of any of these county and section line roads until they are closed by the McLean Co. Board of Commissioners. Before the rights-of-way and associated setback corridors are disturbed, approval from the McLean Board of County Commissioners will be obtained. Notice and opportunity for a hearing will be provided as required in several sections of ND Century Code.

The County Road located on the east-west section line between Sections 4 and 9, 5 and 8, 6 and 5, 7, T145N, R83W, and Sections 1 and 12, T145N, R84W is proposed to be relocated south approximately $\frac{1}{2}$ to 1 mile in 2012 to accommodate the inception of mining in this permit area. The proposed relocation will be the subject of a petition and hearing process conducted by the McLean County Board of Commissioners prior to being approved or finalized. The relocation will need to be in place approximately 30 years according to currently proposed mine plans. No other road relocations are being currently requested.

A copy of the application for a surface coal mining permit is available for public inspection at the offices of the North Dakota Public Service Commission, Capitol Building, Bismarck, North Dakota, and at the offices of the County Auditor, McLean

County Courthouse, Washburn,
North Dakota.

Written comments, objections, or requests for informal conferences on Revision 20 or a petition to designate an area within the described area being added to the permit as unsuitable for surface coal mining operations may be submitted by any person with an interest

which is or may be adversely affected to the North Dakota Public Service Commission, Capitol Building, Bismarck, North Dakota, within 30 days after the last publication of this notice. The written request should state the issues or objections regarding Revision 20.

The Falkirk Mining Company
Diana Edinger, executive assistant
LN Dec. 16, 23, 30, 2010, Jan. 8, 2011

FILED 01-13-2011

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA)
)
COUNTY OF McLean)

I SHELLEY CHASE, being first duly sworn, on my own oath, say, that I am the bookkeeper of the Leader News, a weekly newspaper of general circulation, published in the city of Washburn, that the advertisement headed:

FALKIRK MINING CO LN-NOTICE OF FILING A REVISION TO PERMIT/LEGAL

a printed copy of which is here annexed, was published in the regular and entire issue of said newspaper during the period and time of publication, and that the notice was published in the newspaper proper, and not in a supplement,

for 4 consecutive week 12/30/2010 to wit:

Column Inches 328.5	\$5.57	\$1,829.75	01/06/2011
Column Inches 328.5	\$5.57	\$1,829.75	12/16/2010
Column Inches 328.5	\$5.57	\$1,829.75	12/23/2010
Column Inches 328.5	\$5.57	\$1,829.75	12/30/2010

Notary Fee \$1.00 Total Cost of Legal \$7,320.00

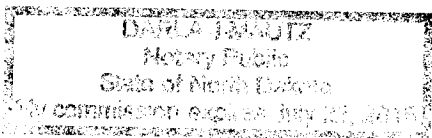
Shelley Chase

Subscribed and sworn to before me this 13th day of January A.D. 2011.

Seal) David J. Mautz

Notary Public, State of North Dakota

My Commission Expires



COAL OWNERSHIP:

Roy B. Leidholm and Eva Leidholm, Life Estate

Remaindermen:

- Brian Leidholm
- Cordell Leidholm
- Glynda Janz
- Karen Perkerewicz
- Dean Leidholm
- Tammy Novak
- Sharon Rivers
- Dwayne Leidholm

Mildred Jahner and Valentine Jahner, Life Estate

Remaindermen:

- Curtis Jahner
- Brent Jahner

Mildred Leidholm, as Trustee of the Lloyd Leidholm
Testamentary Trust

TRACT 90

T144N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 6, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

Stephen P. Swanson
United States of America – Bureau of Land Management

TRACT 91

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$

Milton L. Holznagel Revocable Trust Dated 1-9-95

Karilyn Kuehn

W. L. Braun Oil Properties Revocable Trust Dated 10-22-98

Donna Bartsch, Life Estate

Remaindermen:

- Barbara Lee Jones
- Bruce Allen Gradin

TRACT 92

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 1, E $\frac{1}{2}$ NW $\frac{1}{4}$

Steven P. Scholl and Glenda G. Scholl

Steven P. Scholl and Glenda G. Scholl

Jenene M. Kittleson

Marian Gullickson

TRACT 93

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lot 2

Steven P. Scholl and Glenda G. Scholl

Steven P. Scholl and Glenda G. Scholl

Jenene M. Kittleson and Michael A. Kittleson

Marian Gullickson and Dwaine Gullickson

TRACT 94

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$

Dean A. Swanson and Sandra Lynn Swanson

The Estate of Iona Jean Vujovich

TRACT 95

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$

Steven P. Scholl and Glenda G. Scholl

Steven P. Scholl and Glenda G. Scholl

TRACT 96

T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, 3, and 4

Michael M. Thyberg

Amanda Thyberg

TRACT 97

T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$

Carol Sauer

Carol Sauer

Lavern L. Johnson

State of North Dakota – State Land Department

TRACT 98

T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$

Dean A. Swanson

Dean A. Swanson

Stephen P. Swanson

TRACT 99

T144N-R84W-Section 2:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

Gov't Lots 1, 2, less 5.51 ac. in Lot 2

Mark Swanson and Pamela L. Hopkins

Stephen P. Swanson

United States of America – Bureau of Land Management

TRACT 100
T144N-R84W-Section 2:

SURFACE OWNERSHIP:
COAL OWNERSHIP:

5.51 ac. in Gov't Lot 2, described as follows:
Beginning at the NE corner of said Lot 2, thence S 400',
thence W 600', thence N 400'; thence E 600' to the point of beginning
Stephen P. Swanson
United States of America - Bureau of Land Management

TRACT 101
T144N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3 and 4
Stephen P. Swanson
United States of America - Bureau of Land Management

TRACT 102
T144N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$, SW $\frac{1}{4}$
Forrest W. Ecklund and Alyce F. Ecklund
Forrest W. Ecklund and Alyce F. Ecklund

TRACT 103
T144N-R84W-Section 3:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, SE $\frac{1}{4}$
Forrest W. Ecklund and Alyce F. Ecklund
Forrest W. Ecklund and Alyce F. Ecklund

TRACT 104
T144N-R84W-Section 10:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
Miller Brothers Ranch, LLLP
Doretta Dene Clark
Margo Jean Vranna
Shirley Seher
Roger Clements Clark
Velma Cleveland
Scott Lang and Kay Lang
Lamoure Besse and Patricia Besse
Scott Schmidt and Casey Schmidt

TRACT 105
T144N-R84W-Section 11:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$, SE $\frac{1}{4}$
Miller Brothers Ranch, LLLP
Doretta Dene Clark
Margo Jean Vranna
Shirley Seher
Roger Clements Clark
Velma Cleveland
Scott Lang and Kay Lang
Lamoure Besse and Patricia Besse
Scott Schmidt and Casey Schmidt

TRACT 106
T144N-R84W-Section 11:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW $\frac{1}{4}$
Miller Brothers Ranch, LLLP
Doretta Dene Clark
Margo Jean Vranna
Shirley Seher
Roger Clements Clark
Velma Cleveland
Scott Lang and Kay Lang
Lamoure Besse and Patricia Besse
Scott Schmidt and Casey Schmidt

TRACT 107
T144N-R84W-Section 11:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
Miller Brothers Ranch, LLLP
Doretta Dene Clark
Margo Jean Vranna
Shirley Seher
Roger Clements Clark
Velma Cleveland
Scott Lang and Kay Lang
Lamoure Besse and Patricia Besse
Scott Schmidt and Casey Schmidt

TRACT 108
T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N $\frac{1}{2}$ NE $\frac{1}{4}$
Steven P. Scholl
Jenene M. Kittleson and Michael A. Kittleson

TRACT 109
T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S $\frac{1}{2}$ NE $\frac{1}{4}$
Kay M. Hegvik
Marian Gullickson and Dwaine Gullickson
George L. Swanson and Val Rae Swanson
Dean A. Swanson and Sandy L. Swanson

TRACT 110 T144N-R84W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	NW¼ Harley J. Scholl United States of America – Bureau of Land Management
TRACT 111 T144N-R84W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	SE¼ Steven P. Scholl and Glenda G. Scholl Steven P. Scholl and Glenda G. Scholl George Scholl Marian Gullickson Jenene Kittleson
TRACT 112 T144N-R84W-Section 12: SURFACE OWNERSHIP: COAL OWNERSHIP:	SW¼ Roger Peterson Roger Peterson
TRACT 113 T145N-R83W-Section 4: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 3, 4, S½NW¼ The Falkirk Mining Company David J. LeRoy and Dorothy M. LeRoy W. L. Braun Oil Properties Revocable Trust Laverna McKelvy Estate of Donald D. Schafer AgriBank, FCB The Falkirk Mining Company
TRACT 114 T145N-R83W-Section 4: SURFACE OWNERSHIP: COAL OWNERSHIP:	SW¼ The Falkirk Mining Company David J. LeRoy and Dorothy M. LeRoy AgriBank, FCB
TRACT 115 T145N-R83W-Section 5: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lot 1, SE¼NE¼ Leroy's Circle W Inc. Leroy's Circle W Inc.
TRACT 116 T145N-R83W-Section 5: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 2, 3, and 4, SW¼NE¼, S½NW¼ David J. LeRoy and Dorothy M. LeRoy David J. LeRoy and Dorothy M. LeRoy
TRACT 117 T145N-R83W-Section 5: SURFACE OWNERSHIP: COAL OWNERSHIP:	S½ The Falkirk Mining Company David J. LeRoy and Dorothy M. LeRoy
TRACT 118 T145N-R83W-Section 6: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 1, 2, S½NE¼, N½SE¼ The Falkirk Mining Company Pennington Living Trust Dated 4-28-99 AgriBank, FCB
TRACT 119 T145N-R83W-Section 6: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lots 3, 4, 5, 6, SE¼NW¼, NE¼SW¼ Delbert Saylor and Cletus Saylor Delbert Saylor and Cletus Saylor
TRACT 120 T145N-R83W-Section 6: SURFACE OWNERSHIP: COAL OWNERSHIP:	Gov't Lot 7, SE¼SW¼, S½SE¼ The Falkirk Mining Company James B. LeRoy and Debra D. Leroy David J. LeRoy and Dorothy M. LeRoy
TRACT 121 T145N-R83W-Section 7: SURFACE OWNERSHIP: COAL OWNERSHIP:	E½ The Falkirk Mining Company David J. LeRoy The Estate of Maynard Westley Leidholm
TRACT 122 T145N-R83W-Section 7: SURFACE OWNERSHIP: COAL OWNERSHIP:	North 1/3 of Gov't Lots 1, 2, 3, 4, and E½W½ Milton Saylor and Kathy Saylor Milton Saylor and Kathy Saylor The Reserve Petroleum Company
TRACT 123 T145N-R83W-Section 7: SURFACE OWNERSHIP: COAL OWNERSHIP:	Middle 1/3 of Gov't Lots 1, 2, 3, 4, and E½W½ Irene K. Grosz Irene K. Grosz The Reserve Petroleum Company

TRACT 124
T145N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

South 1/3 of Gov't Lots 1, 2, 3, 4, and E½W½
Marvin Saylor
Marvin Saylor
The Reserve Petroleum Company

TRACT 125
T145N-R83W-Section 8:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N½
Lynn H. Stewart Revocable Trust
Lynn H. Stewart Revocable Trust
Harlan P. Feuk
Cleome Hennessy, Trustee of the Hennessy Trust Dated 3-9-99

TRACT 126
T145N-R83W-Section 8:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE¼
Richard E. Ott
Richard E. Ott

TRACT 127
T145N-R83W-Section 8:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW¼
Sylvia Ann Ott
Sylvia Ann Ott

TRACT 128
T145N-R83W-Section 9:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE¼, less 1.02 ac. hwy.
Elaine G. Rodgers
Elaine G. Rodgers

TRACT 129
T145N-R83W-Section 9:
SURFACE OWNERSHIP:

NW¼
John Meyer
Patricia Syvertsen
Barbara J. Bambenek
The Charles A. Jenson and Sharon Kennedy Jenson
Revocable Living Trust Dated 6-23-06
J & S J Living Trust Dated 1-22-02
Ronald H. Johnson
Sally Sue Meyer
Terry D. Johnson
Roxette A. Denne

COAL OWNERSHIP:

John Meyer
Patricia Syvertsen
Barbara J. Bambenek
The Charles A. Jenson and Sharon Kennedy Jenson
Revocable Living Trust Dated 6-23-06
J & S J Living Trust Dated 1-22-02
Ronald H. Johnson
Sally Sue Meyer
Terry D. Johnson
Roxette A. Denne

TRACT 130
T145N-R83W-Section 9:
SURFACE OWNERSHIP:

SE¼
Lillian L. Saylor
Denver Saylor and Irene Saylor, Life Estate
Remaindermen
-Steven Saylor
-Bryan Saylor
-Greg Saylor

COAL OWNERSHIP:

Lillian L. Saylor
Denver Saylor and Irene Saylor, Life Estate
Remaindermen
-Steven Saylor
-Bryan Saylor
-Greg Saylor
The Reserve Petroleum Company
AgriBank, FCB

TRACT 131
T145N-R83W-Section 9:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW¼
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy

TRACT 132
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE¼
The Falkirk Mining Company
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
State of North Dakota – State Land Department

TRACT 133
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW¼, SW¼
The Denver G. Rosberg Credit Trust
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

TRACT 134
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N½SE¼
The Falkirk Mining Company
Pennington Living Trust Dated 4-28-99
State of North Dakota – State Land Department

TRACT 135
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S½SE¼
The Falkirk Mining Company
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
State of North Dakota – State Land Department

TRACT 136
T145N-R83W-Section 17:
SURFACE OWNERSHIP:

N½, SE¼, E½SW¼, W½SW¼
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
Lorine Potter
Darralu S. Lindholm
Martha Specht
Donald Specht
Deloris Potter
Linda Anderson
Nancy Watkins
Larry Woodall
Phyllis Ann Hermanson

COAL OWNERSHIP:

TRACT 137
T145N-R83W-Section 18:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, 3, 4, E½W½, NE¼
The Falkirk Mining Company
Andrew W. Jensen and Kimberly A. Jensen

TRACT 138
T145N-R83W-Section 18:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE¼
The Falkirk Mining Company
United States of America – Bureau of Land Management

TRACT 139
T145N-R83W-Section 19:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE¼
Eileen C. Zander
Eileen C. Zander
Barbara J. Hoffer

TRACT 140
T145N-R83W-Section 19:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE¼
The Falkirk Mining Company
Frieda Akan
Laurance L. Heger and Nancy L. Heger

TRACT 141
T145N-R83W-Section 20:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N½, SE¼ less 2 ac. in the SW corner of the SE¼
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
The James Ward Marvin and Winnifred Adell Marvin
1996 Revocable Trust U/A Dated 9-25-96
Leslie Peterson
Barbara Peterson

TRACT 142
T145N-R83W-Section 20:
SURFACE OWNERSHIP:

SW $\frac{1}{4}$
Sylvia Thompson
Carol J. Reinhiller

COAL OWNERSHIP:

Joy M. Ochsner
Judith K. Simpfenderfer
Sylvia Thompson
Carol J. Reinhiller
Joy M. Ochsner
Judith K. Simpfenderfer

TRACT 143
T145N-R83W-Section 21:
SURFACE OWNERSHIP:

N $\frac{1}{2}$, SW $\frac{1}{4}$, less 0.49 ac. in the NW $\frac{1}{4}$
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

COAL OWNERSHIP:

TRACT 144
T145N-R83W-Section 21:

0.49 ac. in the NW $\frac{1}{4}$, beginning at a point on the east line of said NW $\frac{1}{4}$, Section 21, said point being 33 feet south of the northeast corner thereof; thence south 140 feet; thence west 150 feet; thence north 140 feet; thence east 150 feet to the point of beginning
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 145
T145N-R83W-Section 29:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
Mary Jane Miller
Mary Jane Miller
Nancy J. Bridges

TRACT 146
T145N-R83W-Section 29:
SURFACE OWNERSHIP:

S $\frac{1}{2}$
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Leslie Peterson
Barbara Peterson

COAL OWNERSHIP:

TRACT 147
T145N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
Barbara J. Hoffer
Barbara J. Hoffer
Eileen C. Zander

TRACT 148
T145N-R83W-Section 32:
SURFACE OWNERSHIP:

NW $\frac{1}{4}$
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Stewart E. Bowers and Joyce W. Bowers, as The Stewart E. Bowers and Joyce W. Bowers 1989 Inter Vivos Trust Dated 6-23-89
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Mueller Industries
Mary C. Henderson

COAL OWNERSHIP:

TRACT 149
T145N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
Michael M. Thyberg
Amanda Thyberg

TRACT 150
T145N-R83W-Section 32:
SURFACE OWNERSHIP:

SW $\frac{1}{4}$
Michael M. Thyberg
Subject to Contract for Deed from:
Amanda Thyberg
United States of America – Bureau of Land Management

COAL OWNERSHIP:

TRACT 151
T145N-R83W-Section 33:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$, SW $\frac{1}{4}$
Dwight D. Gradin and Denise Gradin
Dwight D. Gradin and Denise Gradin
Miles W. Gradin
Wallyn K. Lee
Mark E. Gradin
Kyle E. Gradin
The Irene V. Johannes Revocable Living Trust Dated 5-15-96

TRACT 152
T145N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, 3, 4, S $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$
William Frederick Lindell
William Frederick Lindell
Rita McCreary

TRACT 153
T145N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 154
T145N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota – State Land Department

TRACT 155
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle
United States of America – Bureau of Land Management

TRACT 156
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 157
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

W $\frac{1}{2}$ W $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
The Falkirk Mining Company
United States of America – Bureau of Land Management

TRACT 158
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW $\frac{1}{4}$ SE $\frac{1}{4}$
The Falkirk Mining Company
United States of America – Bureau of Land Management

TRACT 159
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
The Falkirk Mining Company
The Kesselring Family Trust Dated 10-31-02,
Douglas Kesselring, Trustee

TRACT 160
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

W $\frac{1}{2}$
The Falkirk Mining Company
Douglas Kesselring

TRACT 161
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 162
T146N-R83W-Section 29:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
Paul Hardy and Lori Hardy
Paul Hardy and Lori Hardy

TRACT 163
T146N-R83W-Section 30:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$
Ralph E. Saylor Living Trust Dated 11-24-97
Jean M. Saylor

TRACT 164
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Esther Saylor
Esther Saylor

TRACT 165
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$
Timothy D. Saylor
Timothy D. Saylor

TRACT 166
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW $\frac{1}{4}$ SE $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy

TRACT 167
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
Delbert Saylor and Cletus Saylor
Delbert Saylor and Cletus Saylor

TRACT 168
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
Nevin E. Fisher and Lyla R. Fisher
Nevin E. Fisher and Lyla R. Fisher
Harold B. Saylor

TRACT 169
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$
Delbert Saylor and Cletus Saylor
Delbert Saylor and Cletus Saylor

TRACT 170
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE $\frac{1}{4}$, less Outlot A
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
W. L. Braun Oil Properties Revocable Trust Dated 10-22-98
AgriBank, FCB
Laverna McKelvy
Estate of Donald D. Schafer
The Falkirk Mining Company

TRACT 171
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
Delbert Saylor and Cletus Saylor
United States of America – Bureau of Land Management

TRACT 172
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NE $\frac{1}{4}$
Linda L. Saylor Living Trust Dated 11-24-97
Ralph E. Saylor Living Trust Dated 11-24-97
Linda L. Saylor Living Trust Dated 11-24-97
Ralph E. Saylor Living Trust Dated 11-24-97
Marilyn Vonderheide
Donald Kesselring
Judy Fiol
Marjorie Williams
Beverly Singleton
Douglas Kesselring
State of North Dakota – State Land Department

TRACT 173
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

N $\frac{1}{2}$ SE $\frac{1}{4}$
Leslie Landenberger and Ruby Landenberger
Leslie Landenberger and Ruby Landenberger
State of North Dakota – State Land Department

TRACT 174
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

S $\frac{1}{2}$ SE $\frac{1}{4}$
Donald D. Landenberger and Karen S. Landenberger
Donald D. Landenberger and Karen S. Landenberger
Velma Schacher
Leila Landenberger
Gary Landenberger
Kathy Landenberger Kesselring

Diane Nelson
State of North Dakota – State Land Department

TRACT 175
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

NW $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota – State Land Department

TRACT 175-A
T146N-R84W-Section 36:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota – State Land Department

TRACT 176
T145N-R82W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 3 & 4
The Falkirk Mining Company
Laurance L. Heger and Nancy L. Heger

TRACT 177
T145N-R83W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

The East 1/3 of the SE $\frac{1}{4}$
The Falkirk Mining Company
Bradley A. Landenberger
Beverly J. Sauter and Edwin R. Sauter

TRACT 178
T145N-R83W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

The East 1/3 of the West 2/3 of the SE $\frac{1}{4}$
The Falkirk Mining Company
Bradley A. Landenberger
Betty L. Brumfield and Richard S. Brumfield

TRACT 179
T145N-R83W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

The West 1/3 of the SE $\frac{1}{4}$
The Falkirk Mining Company
Bradley A. Landenberger
Phyllis Schauer

TRACT 180
T145N-R83W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW $\frac{1}{4}$
The Falkirk Mining Company
Kenneth Stadick
Laurel Miller

Operations within 100 feet of the outside rights-of-way of the following section lines will be necessary during the planned mining for this permit area and 4th Addition area. Prior to operations being conducted in this 100-foot area, Falkirk will obtain the approval of the Board of McLean County Commissioners, the road authority, subject to public notice and hearing. A copy of the documents from the Board of Commissioners approving the operation within 100 feet and road closures will be forwarded to the ND Public Service Commission.

1. The east-west section line between Sections 25 and 36, T146N, R84W.
2. The east-west section line between Sections 30 and 31, T146N, R83W.
3. The east-west section line between Sections 29 and 32, T146N, R83W.
4. The east-west section line between Sections 7 and 18, T145N, R83W.
5. The east-west section line between Sections 8 and 17, T145N, R83W.
6. The east-west section line between Sections 9 and 16, T145N, R83W.
7. The east-west section line between the SE $\frac{1}{4}$ of Section 19 and the NE $\frac{1}{4}$ of Section 33, T145N, R83W.
8. The east-west section line between Sections 20 and 29, T145N, R83W.
9. The east-west section line between Sections 23 and 26, T145N, R83W.
10. The east-west section line between Section 31, T145N, R83W and the NE $\frac{1}{4}$ of Section 3, T144N, R84W.
11. The east-west section line between Section 31, T145N, R83W and the NW $\frac{1}{4}$ of Section 2, T144N, R84W.
12. The east-west section line between Sections 11 and 14, T144N, R84W.
13. The east-west section line between Sections 12 and 13, T144N, R84W.
14. The east-west section line between Sections 7 and 18, T144N, R83W.
15. The east-west section line between Sections 10 and 15, T145N, R83W.
16. The east-west section line between Sections 11 and 14, T145N, R83W.

17. The east-west section line between Sections 12 and 13, T145N, R83W
18. The east-west section line between Sections 7 and 18, T145N, R82W.
19. The north-south section line between Sections 35 and 36, T146N, R84W.
20. The north-south section line between Sections 2 and 1, T145N, R84W.
21. The north-south section line between Sections 11 and 12, T145N, R84W.
22. The north-south section line between Sections 14 and 13, T145N, R84W.
23. The north-south section line between the SWE $\frac{1}{4}$ of Section 29 and the SEW $\frac{1}{4}$ of Section 30, T145N, R83W.
24. The north-south section line between Sections 31 and 32, T145N, R83W.
25. The north-south section line between Sections 7 and 8, T144N, R83W.
26. The north-south section line between Sections 32 and 33, T146N, R83W.
27. The north-south section line between the NE $\frac{1}{4}$ of Section 9 and the NW $\frac{1}{4}$ of Section 10, T145N, R83W.
28. The east-west section line between Section 13 and 24, T145N, R84W, and the township road in Section 13.
29. The east-west section line between the SW $\frac{1}{4}$ of Section 18 and the NW $\frac{1}{4}$ of Section 19, T145N, R83W.
30. The north-south township road in Section 19, T145N, R83W.
31. The township roads in Section 11, T144N, R84W.

The area added as the 4th Addition will further require the temporary closure of several section lines to permit mining to proceed. These section line closures will be obtained from the McLean County Board of Commissioners similarly to those listed above:

1. The east-west section line between the SW $\frac{1}{4}$ of Section 29 and the NW $\frac{1}{4}$ of Section 32, T146N, R83W.
2. The east-west section line between the SE $\frac{1}{4}$ of Section 30 and the NE $\frac{1}{4}$ of Section 31, T146N, R83W.
3. The east-west section line between Section 36, T146N, R84W and Section 1, T145N, R84W.
4. The east-west section line between Section 31, T146N, R83W and Section 6, T145N, R83W.
5. The east-west section line between Section 32, T146N R83W and Section 5, T145N, R83W.
6. The east-west section line between Section 1 and Section 12, T145N, R84W.
7. The east-west section line between Section 6 and Section 7, T145N, R83W.
8. The east-west section line between Section 5 and Section 8, T145N, R83W.
9. The east-west section line between the SW $\frac{1}{4}$ of Section 4 and the NW $\frac{1}{4}$ of Section 9, T145N, R83W.
10. The east-west section line between Section 12 and Section 13, T145N, R84W.
11. The east-west section line between Section 7 and Section 18, T145N, R83W.
12. The east-west section line between Section 8 and Section 17, T145N, R83W.
13. The east-west section line between Section 9 and Section 16, T145N, R83W.
14. The east-west section line between the SE $\frac{1}{4}$ of Section 18 and the NE $\frac{1}{4}$ of Section 19, T145N, R83W.
15. The east-west section line between Section 17 and Section 20, T145N, R83W.
16. The east-west section line between Section 16 and Section 21, T145N, R83W.
17. The east-west section line between the SE $\frac{1}{4}$ of Section 20 and the NE $\frac{1}{4}$ of Section 29, T145N, R83W.
18. The east-west section line between Section 29 and Section 32, T145N, R83W.
19. The east-west section line between Section 32, T145N, R83W and the NE $\frac{1}{4}$ of Section 2, and the NW $\frac{1}{4}$ of Section 1, T144N, R84W.
20. The east-west section line between Section 33, T145N, R83W and the NE $\frac{1}{4}$ of Section 1, T144N, R84W and the NW $\frac{1}{4}$ of Section 6, T144N, R83W.
21. The east-west section line between Section 34, T145N, R83W and the NE $\frac{1}{4}$ of Section 6, T144N, R83W.
22. The east-west section line between the SE $\frac{1}{4}$ of Section 3 and the NE $\frac{1}{4}$ of Section 10, 144N, R84W.
23. The east-west section line between Section 2 and Section 11, T144N, R84W.
24. The east-west section line between Section 1 and Section 12, T144N, R84W.
25. The east-west section line between Section 6 and Section 7, T144N, R83W.
26. The north-south section line between the SE $\frac{1}{4}$ of Section 30 and the SW $\frac{1}{4}$ of Section 29, T146N, R83W.
27. The north-south section line between Section 36, T146N, R84W and Section 31, T146N, R83W.
28. The north-south section line between Section 31 and Section 32, T146N, R83W.
29. The north-south section line between Section 1, T145N, R84W and Section 6, T145N, R83W.
30. The north-south section line between Section 6 and Section 5, T145N, R83W.
31. The north-south section line between Section 5 and Section 4, T145N, R83W.
32. The north-south section line between Section 12, T145N, R84W and Section 7, T145N, R83W.
33. The north-south section line between Section 7 and Section 8, T145N, R83W.
34. The north-south section line between Section 8 and Section 9, T146N, R83W.
35. The north-south section line between the SE $\frac{1}{4}$ of Section 9 and the SW $\frac{1}{4}$ of Section 10, T145N, R83W.
36. The north-south section line between Section 13, T145N, R84W and Section 18, T145N, R83W.
37. The north-south section line between Section 18 and Section 17, T145N, R83W.
38. The north-south section line between Section 17 and Section 16, T145N, R83W.
39. The north-south section line between Section 16 and Section 15, T145N, R83W.
40. The north-south section line between Section 19 and Section 20, T145N, R83W.
41. The north-south section line between Section 20 and Section 21, T145N, R83W.
42. The north-south section line between Section 21 and Section 22, T145N, R83W.
43. The north-south section line between Section 29 and Section 28, T145N, R83W.
44. The north-south section line between Section 32 and Section 33, T145N, R83W.
45. The north-south section line between Section 3 and Section 2, T144N, R84W.
46. The north-south section line between Section 2 and Section 1, T144N, R84W.
47. The north-south section line between Section 1, T144N, R84W and Section 6, T144N, R83W.
48. The north-south section line between Section 6 and Section 5, T144N, R83W.
49. The north-south section line between the NE $\frac{1}{4}$ of Section 10 and the NW $\frac{1}{4}$ of Section 11, T144N, R84W.
50. The north-south section line between Section 11 and Section 12, T144N, R84W.
51. The north-south section line between Section 12, T144N, R84W, and Section 7, T144N, R83W.
52. The north-south township road located in Section 1, T144N, R84W.
53. The north-south township road located in the Section 12, T144N, R84W.

No surface coal mining operations will be located within 100 feet of the outside rights-of-way of any of these county and section line roads until they are closed by the McLean Co. Board of Commissioners. Before the rights-of-way and associated setback corridors are disturbed, approval from the McLean Board of County Commissioners will be obtained. Notice and opportunity for a hearing will be provided as required in several sections of ND Century Code.

The County Road located on the east-west section line between Sections 4 and 9, 5 and 8, 6 and 5 7, T145N, R83W, and Sections 1 and 12, T145N, R84W is proposed to be relocated south approximately ½ to 1 mile in 2012 to accommodate the inception of mining in this permit area. The proposed relocation will be the subject of a petition and hearing process conducted by the McLean County Board of Commissioners prior to being approved or finalized. The relocation will need to be in place approximately 30 years according to currently proposed mine plans. No other road relocations are being currently requested.

A copy of the application for a surface coal mining permit is available for public inspection at the offices of the North Dakota Public Service Commission, Capitol Building, Bismarck, North Dakota, and at the offices of the County Auditor, McLean County Courthouse, Washburn, North Dakota.

Written comments, objections, or requests for informal conferences on Revision 20 or a petition to designate an area within the described area being added to the permit as unsuitable for surface coal mining operations may be submitted by any person with an interest which is or may be adversely affected to the North Dakota Public Service Commission, Capitol Building, Bismarck, North Dakota, within 30 days after the last publication of this notice. The written request should state the issues or objections regarding Revision 20.

The Falkirk Mining Company
Diana Edinger, executive assistant

LN Dec. 16, 23, 30, 2010, Jan. 8, 2011

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THE FALKIRK MINING COMPANY

2801 1ST ST SW
PO BOX 1087
UNDERWOOD ND 58576

Customer: 60018525
Phone: (701) 250-2472
Date: 01/06/2011

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Amount Paid: _____ CK #: _____

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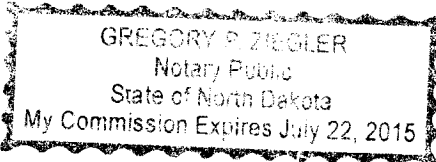
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State of North Dakota) SS County of Burleigh
Before me, a Notary Public for the State of North Dakota
personally appeared [Signature] who being duly sworn, deposes
and says that he (she) is the Clerk of Bismarck Tribune Co.,
and that the publication(s) were made through the
Bismarck Tribune on the following dates:
12/16, 23, 30 & 1/6 Signed [Signature]
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day of JANUARY 2011
Notary Public in and for the State of North Dakota



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**NOTICE OF FILING OF A REVISION
TO ADD ADDITIONAL AREA TO AN EXISTING
COAL MINING PERMIT**

The Falkirk Mining Company, P.O. Box No. 1087, Underwood, North Dakota 58576-1087, as applicant, has filed an application to revise Surface Coal Mining Permit No. NAFK-9503 to add 16,924.1 acres to the Permit. Sections added include all or portions of Sections 29, 30, 31, and 32, T146N, R83W; Section 36, T146N, R84W; Section 7, T145N, R82W; Sections 1, 2, 12, and 13, T145N, R84W; Sections 4, 5, 6, 7, 8, 9, 12, 16, 17, 18, 19, 20, 21, 29, 32, and 33, T145N, R83W; Sections 1, 2, 3, 10, 11, and 12, T144N, R84W; and Sections 6 and 7, T144N, R83W. This revision includes plans to facilitate continuation of mining in the western portion of the Permit Area and incorporates land to be mined over the remaining life of Falkirk Mine. All introductory, legal, financial, compliance information, environmental, operations, and reclamation sections have been revised. The Stand-Alone Reclamation Bond/Cost Section has also been updated with this revision. The permit area is located southwest of Underwood, North Dakota. The map shows the location of the City of Underwood, North Dakota, and the boundaries of the permit area. The names of The United States Geological Survey Quadrangle Map, which contains the area described and shown on the map, is "Washburn".

The owners of the surface and coal in the permit area are as follows:

TRACT 88

T144N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 89

T144N-R83W-Section 6:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 90

T144N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 91

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 92

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 93

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 94

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 95

T144N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 96

T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 97

T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, N1/2SE1/4

Dean A. Swanson and Sandra Lynn Swanson
The Estate of Iona Jean Vujovich

Gov't Lots 3, 4, 5, NE1/4SW1/4

Roy B. Leidholm and Eva Leidholm, Life Estate

Remaindermen:

- Brian Leidholm
- Cordell Leidholm
- Glynda Janz
- Karen Perkerewicz
- Dean Leidholm
- Tammy Novak
- Sharon Rivers
- Dwayne Leidholm

Mildred Jahner and Valentine Jahner, Life Estate

Remaindermen:

- Curtis Jahner
- Brent Jahner

Mildred Leidholm, as Trustee of the Lloyd Leidholm
Testamentary Trust

Roy B. Leidholm and Eva Leidholm, Life Estate

Remaindermen:

- Brian Leidholm
- Cordell Leidholm
- Glynda Janz
- Karen Perkerewicz
- Dean Leidholm
- Tammy Novak
- Sharon Rivers
- Dwayne Leidholm

Mildred Jahner and Valentine Jahner, Life Estate

Remaindermen:

- Curtis Jahner
- Brent Jahner

Mildred Leidholm, as Trustee of the Lloyd Leidholm
Testamentary Trust

Gov't Lot 6, SE1/4SW1/4, S1/2SE1/4

Stephen P. Swanson
United States of America - Bureau of Land Management

NE1/4

Milton L. Holznagel Revocable Trust Dated 1-9-95
Karilyn Kuehn
W. L. Braun Oil Properties Revocable Trust Dated
10-22-98

Donna Bartsch, Life Estate

Remaindermen:

- Barbara Lee Jones
- Bruce Allen Gradin

Gov't Lot 1, E1/2NW1/4

Steven P. Scholl and Glenda G. Scholl
Steven P. Scholl and Glenda G. Scholl,
Jenene M. Kittleson
Marian Gullickson

Gov't Lot 2

Steven P. Scholl and Glenda G. Scholl
Steven P. Scholl and Glenda G. Scholl
Jenene M. Kittleson and Michael A. Kittleson
Marian Gullickson and Dwaine Gullickson

SE1/4

Dean A. Swanson and Sandra Lynn Swanson
The Estate of Iona Jean Vujovich

Gov't Lots 3, 4, E1/2SW1/4

Steven P. Scholl and Glenda G. Scholl
Steven P. Scholl and Glenda G. Scholl

Gov't Lots 1, 2, 3, and 4

Michael M. Thyberg
Amanda Thyberg

SE1/4

Carol Sauer
Carol Sauer
Lavern L. Johnson
State of North Dakota - State Land Department

TRACT 98

T144N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 99

T144N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 100

T144N-R84W-Section 2:

SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 101

T144N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 102

T144N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 103

T144N-R84W-Section 3:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 104

T144N-R84W-Section 10:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 105

T144N-R84W-Section 11:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 106

T144N-R84W-Section 11:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 107

T144N-R84W-Section 11:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 108

T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 109

T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 110

T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 111

T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 112

T144N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW1/4

Dean A. Swanson
Dean A. Swanson
Stephen P. Swanson

Gov't Lots 1, 2, less 5.51 ac. in Lot 2

Mark Swanson and Pamela L. Hopkins
Stephen P. Swanson
United States of America - Bureau of Land Management

5.51 ac. in Gov't Lot 2, described as follows:

Beginning at the NE corner of said Lot 2, thence S 400', thence W 600', thence N 400'; thence E 600' to the point of beginning
Stephen P. Swanson
United States of America - Bureau of Land Management

Gov't Lots 3 and 4

Stephen P. Swanson
United States of America - Bureau of Land Management

SE1/4, SW1/4

Forrest W. Ecklund and Alyce F. Ecklund
Forrest W. Ecklund and Alyce F. Ecklund

Gov't Lots 1, 2, SE1/4

Forrest W. Ecklund and Alyce F. Ecklund
Forrest W. Ecklund and Alyce F. Ecklund

NE1/4

Miller Brothers Ranch, LLLP
Doretta Dene Clark
Margo Jean Vrana
Shirley Seher
Roger Clements Clark
Velma Cleveland
Scott Lang and Kay Lang
Lamoure Besse and Patricia Besse
Scott Schmidt and Casey Schmidt

NE1/4, SE1/4

Miller Brothers Ranch, LLLP
Doretta Dene Clark
Margo Jean Vrana
Shirley Seher
Roger Clements Clark
Velma Cleveland
Scott Lang and Kay Lang
Lamoure Besse and Patricia Besse
Scott Schmidt and Casey Schmidt

NW1/4

Miller Brothers Ranch, LLLP
Doretta Dene Clark
Margo Jean Vrana
Shirley Seher
Roger Clements Clark
Velma Cleveland
Scott Lang and Kay Lang
Lamoure Besse and Patricia Besse
Scott Schmidt and Casey Schmidt

SW1/4

Miller Brothers Ranch, LLLP
Doretta Dene Clark
Margo Jean Vrana
Shirley Seher
Roger Clements Clark
Velma Cleveland
Scott Lang and Kay Lang
Lamoure Besse and Patricia Besse
Scott Schmidt and Casey Schmidt

N1/2NE1/4

Steven P. Scholl
Jenene M. Kittleson and Michael A. Kittleson

S1/2NE1/4

Kay M. Hegvik
Marian Gullickson and Dwaine Gullickson
George L. Swanson and Val Rae Swanson
Dean A. Swanson and Sandy L. Swanson

NW1/4

Harley J. Scholl
United States of America - Bureau of Land Management

SE1/4

Steven P. Scholl and Glenda G. Scholl
Steven P. Scholl and Glenda G. Scholl
George Scholl
Marian Gullickson
Jenene Kittleson

SW1/4

Roger Peterson
Roger Peterson

TRACT 113
T145N-R83W-Section 4:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 114
T145N-R83W-Section 4:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 115
T145N-R83W-Section 5:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 116
T145N-R83W-Section 5:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 117
T145N-R83W-Section 5:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 118
T145N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 119
T145N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 120
T145N-R83W-Section 6:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 121
T145N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 122
T145N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 123
T145N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 124
T145N-R83W-Section 7:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 125
T145N-R83W-Section 8:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 126
T145N-R83W-Section 8:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 127
T145N-R83W-Section 8:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 128
T145N-R83W-Section 9:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 129
T145N-R83W-Section 9:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

Gov't Lots 3, 4, S1/2NW1/4
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
W. L. Braun Oil Properties Revocable Trust
Laverna McKelvy
Estate of Donald D. Schafer
AgriBank, FCB
The Falkirk Mining Company

SW1/4
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
AgriBank, FCB

Gov't Lot 1, SE1/4NE1/4
Leroy's Circle W Inc.
Leroy's Circle W Inc.

Gov't Lots 2, 3, and 4, SW1/4NE1/4, S1/2NW1/4
David J. LeRoy and Dorothy M. LeRoy
David J. LeRoy and Dorothy M. LeRoy

S1/2
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy

Gov't Lots 1, 2, S1/2NE1/4, N1/2SE1/4
The Falkirk Mining Company
Pennington Living Trust Dated 4-28-99
AgriBank, FCB

Gov't Lots 3, 4, 5, 6, SE1/4NW1/4, NE1/4SW1/4
Delbert Saylor and Cletus Saylor
Delbert Saylor and Cletus Saylor

Gov't Lot 7, SE1/4SW1/4, S1/2SE1/4
The Falkirk Mining Company
James B. LeRoy and Debra D. Leroy
David J. LeRoy and Dorothy M. LeRoy

E1/2
The Falkirk Mining Company
David J. LeRoy
The Estate of Maynard Westley Leidholm

North 1/3 of Gov't Lots 1, 2, 3, 4, and E1/2W1/2
Milton Saylor and Kathy Saylor
Milton Saylor and Kathy Saylor
The Reserve Petroleum Company

Middle 1/3 of Gov't Lots 1, 2, 3, 4, and E1/2W1/2
Irene K. Grosz
Irene K. Grosz
The Reserve Petroleum Company

South 1/3 of Gov't Lots 1, 2, 3, 4, and E1/2W1/2
Marvin Saylor
Marvin Saylor
The Reserve Petroleum Company

N1/2
Lynn H. Stewart Revocable Trust
Lynn H. Stewart Revocable Trust
Harlan P. Feuk
Cleome Hennessy, Trustee of the Hennessy Trust Dated
3-9-99

SE1/4
Richard E. Ott
Richard E. Ott

SW1/4
Sylvia Ann Ott
Sylvia Ann Ott

NE1/4, less 1.02 ac. hwy.
Elaine G. Rodgers
Elaine G. Rodgers

NW1/4
John Meyer
Patricia Syvertsen
Barbara J. Bambenek
The Charles A. Jensen and Sharon Kennedy Jensen
Revocable Living Trust Dated 6-23-06
J & S J Living Trust Dated 1-22-02
Ronald H. Johnson
Sally Sue Meyer
Terry D. Johnson
Roxette A. Denne
John Meyer
Patricia Syvertsen
Barbara J. Bambenek
The Charles A. Jensen and Sharon Kennedy Jensen
Revocable Living Trust Dated 6-23-06
J & S J Living Trust Dated 1-22-02
Ronald H. Johnson
Sally Sue Meyer
Terry D. Johnson
Roxette A. Denne

TRACT 130
T145N-R83W-Section 9:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 131
T145N-R83W-Section 9:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 132
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 133
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 134
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 135
T145N-R83W-Section 16:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 136
T145N-R83W-Section 17:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 137
T145N-R83W-Section 18:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 138
T145N-R83W-Section 18:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 139
T145N-R83W-Section 19:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 140
T145N-R83W-Section 19:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 141
T145N-R83W-Section 20:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SE1/4
Lillian L. Saylor
Denver Saylor and Irene Saylor, Life Estate
Remaindermen
- Steven Saylor
- Bryan Saylor
- Greg Saylor
Lillian L. Saylor
Denver Saylor and Irene Saylor, Life Estate
Remaindermen
- Steven Saylor
- Bryan Saylor
- Greg Saylor
The Reserve Petroleum Company
AgriBank, FCB

SW1/4
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy

NE1/4
The Falkirk Mining Company
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
State of North Dakota - State Land Department

NW1/4, SW1/4
The Denver G. Rosberg Credit Trust
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

N1/2SE1/4
The Falkirk Mining Company
Pennington Living Trust Dated 4-28-99
State of North Dakota - State Land Department

S1/2SE1/4
The Falkirk Mining Company
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
State of North Dakota - State Land Department

N1/2, SE1/4, E1/2SW1/4, W1/2SW1/4
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
Dolores M. Rosberg
The Denver G. Rosberg Credit Trust
Lorine Potter
Darralu S. Lindholm
Martha Specht
Donald Specht
Deloris Potter
Linda Anderson
Nancy Watkins
Larry Woodall
Phyllis Ann Hermanson

Gov't Lots 1, 2, 3, 4, E1/2W1/2, NE1/4
The Falkirk Mining Company
Andrew W. Jensen and Kimberly A. Jensen

SE1/4
The Falkirk Mining Company
United States of America - Bureau of Land Management

NE1/4
Eileen C. Zander
Eileen C. Zander
Barbara J. Hoffer

SE1/4
The Falkirk Mining Company
Frieda Akan
Laurance L. Heger and Nancy L. Heger

N1/2, SE1/4 less 2 ac. in the SW corner of the SE1/4
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
The James Ward Marvin and Winnifred Adell Marvin
1996 Revocable Trust U/A Dated 9-25-96
Leslie Peterson
Barbara Peterson

TRACT 142
T145N-R83W-Section 20:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 143
T145N-R83W-Section 21:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 144
T145N-R83W-Section 21:

SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 145
T145N-R83W-Section 29:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 146
T145N-R83W-Section 29:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 147
T145N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 148
T145N-R83W-Section 32:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 149
T145N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 150
T145N-R83W-Section 32:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 151
T145N-R83W-Section 33:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 152
T145N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 153
T145N-R84W-Section 1:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

SW1/4
Sylvia Thompson
Carol J. Reinhillier
Joy M. Ochsner
Judith K. Simpferfer
Sylvia Thompson
Carol J. Reinhillier
Joy M. Ochsner
Judith K. Simpferfer

N1/2, SW1/4, less 0.49 ac. in the NW1/4
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

0.49 ac. in the NW1/2, beginning at a point on the east line of said NW1/4, Section 21, said point being 33 feet south of the northeast corner thereof; thence south 140 feet; thence west 150 feet; thence north 140 feet; thence east 150 feet to the point of beginning
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Delores M. Rosberg
The Denver G. Rosberg Credit Trust
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud

NE1/4
Mary Jane Miller
Mary Jane Miller
Nancy J. Bridges

S1/2
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Leslie Peterson
Barbara Peterson

NE1/4
Barbara J. Hoffer
Barbara J. Hoffer
Eileen C. Zander

NW1/4
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Stewart E. Bowers and Joyce W. Bowers, as The
Stewart E. Bowers and Joyce W. Bowers 1989 Inter
Vivos Trust Dated 6-23-89
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Mueller Industries
Mary C. Henderson

SE1/4
Michael M. Thyberg
Amanda Thyberg

SW1/4
Michael M. Thyberg
Subject to Contract for Deed from:
Amanda Thyberg
United States of America – Bureau of Land Management

SE1/4, SW1/4
Dwight D. Gradin and Denise Gradin
Dwight D. Gradin and Denise Gradin
Miles W. Gradin
Wallyn K. Lee
Mark E. Gradin
Kyle E. Gradin
The Irene V. Johannes Revocable Living Trust Dated
5-15-96

Gov't Lots 1, 2, 3, 4, S1/2N1/2, SE1/4
William Frederick Lindell
William Frederick Lindell
Rita McCreary

SW1/4
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

TRACT 154
T145N-R84W-Section 2:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 155
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 156
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 157
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 158
T145N-R84W-Section 12:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 159
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 160
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 161
T145N-R84W-Section 13:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 162
T146N-R83W-Section 29:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 163
T146N-R83W-Section 30:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 164
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 165
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 166
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 167
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 168
T146N-R83W-Section 31:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 169
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 170
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 171
T146N-R83W-Section 32:
SURFACE OWNERSHIP:
COAL OWNERSHIP:

Gov't Lots 1, 2, SE1/4NE1/4, SW1/4NE1/4
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota - State Land Department

E1/2NE1/4, SW1/4NE1/4, NE1/4SE1/4
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle
United States of America - Bureau of Land Management

E1/2NW1/4, NE1/4SW1/4, NW1/4NE1/4
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

W1/2W1/2, SE1/4SW1/4, S1/2SE1/4
The Falkirk Mining Company
United States of America - Bureau of Land Management

NW1/4SE1/4
The Falkirk Mining Company
United States of America - Bureau of Land Management

NE1/4
The Falkirk Mining Company
The Kesselring Family Trust Dated 10-31-02,
Douglas Kesselring, Trustee

W1/2
The Falkirk Mining Company
Douglas Kesselring

SE1/4
The Falkirk Mining Company
Beth Bruestle
Kent Swanson
Timothy Bruestle
Ryan Bruestle
Erika Bruestle

SW1/4
Paul Hardy and Lori Hardy
Paul Hardy and Lori Hardy

SE1/4
Ralph E. Saylor Living Trust Dated 11-24-97
Jean M. Saylor

NE1/4, NE1/4SE1/4
Esther Saylor
Esther Saylor

Gov't Lots 1, 2, E1/2NW1/4
Timothy D. Saylor
Timothy D. Saylor

NW1/4SE1/4
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy

SE1/4SE1/4, E1/2SW1/4SE1/4
Delbert Saylor and Cletus Saylor
Delbert Saylor and Cletus Saylor

Gov't Lots 3, 4, E1/2SW1/4, W1/2SW1/4SE1/4
Nevin E. Fisher and Lyla R. Fisher
Nevin E. Fisher and Lyla R. Fisher
Harold B. Saylor

N1/2, NW1/4SW1/4
Delbert Saylor and Cletus Saylor
Delbert Saylor and Cletus Saylor

SE1/4, less Outlot A
The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
W. L. Braun Oil Properties Revocable Trust Dated
10-22-98
AgriBank, FCB
Laverna McKelvy
Estate of Donald D. Schafer
The Falkirk Mining Company

S1/2SW1/4, NE1/4SW1/4
Delbert Saylor and Cletus Saylor
United States of America - Bureau of Land Management

TRACT 172

T146N-R84W-Section 36:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 173

T146N-R84W-Section 36:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 174

T146N-R84W-Section 36:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 175

T146N-R84W-Section 36:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 175-A

T146N-R84W-Section 36:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 176

T145N-R82W-Section 7:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 177

T145N-R83W-Section 12:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 178

T145N-R83W-Section 12:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 179

T145N-R83W-Section 12:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

TRACT 180

T145N-R83W-Section 12:
SURFACE OWNERSHIP:

COAL OWNERSHIP:

NE1/4

Linda L. Saylor Living Trust Dated 11-24-97
Ralph E. Saylor Living Trust Dated 11-24-97
Linda L. Saylor Living Trust Dated 11-24-97
Ralph E. Saylor Living Trust Dated 11-24-97
Marilyn Vonderheide
Donald Kesselring
Judy Fiol
Marjorie Williams
Beverly Singleton
Douglas Kesselring
State of North Dakota - State Land Department

NI/2SE4

Leslie Landenberger and Ruby Landenberger
Leslie Landenberger and Ruby Landenberger
State of North Dakota - State Land Department

S1/2SE1/4

Donald D. Landenberger and Karen S. Landenberger
Donald D. Landenberger and Karen S. Landenberger
Velma Schacher
Leila Landenberger
Gary Landenberger
Kathy Landenberger Kesselring
Diane Nelson
State of North Dakota - State Land Department

NW1/4

The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota - State Land Department

SW1/4

The Falkirk Mining Company
David J. LeRoy and Dorothy M. LeRoy
State of North Dakota - State Land Department

Gov't Lots 3 & 4

The Falkirk Mining Company
Laurance L. Heger and Nancy L. Heger

The East 1/3 of the SE1/4

The Falkirk Mining Company
Bradley A. Landenberger
Beverly J. Sauter and Edwin R. Sauter

The East 1/3 of the West 2/3 of the SE1/4

The Falkirk Mining Company
Bradley A. Landenberger
Betty L. Brumfield and Richard S. Brumfield

The West 1/3 of the SE1/4

The Falkirk Mining Company
Bradley A. Landenberger
Phyllis Schauer

SW1/4

The Falkirk Mining Company
Kenneth Stadick
Laurel Miller

Operations within 100 feet of the outside rights-of-way of the following section lines will be necessary during the planned mining for this permit area and 4th Addition area. Prior to operations being conducted in this 100-foot area, Falkirk will obtain the approval of the Board of McLean County Commissioners, the road authority, subject to public notice and hearing. A copy of the documents from the Board of Commissioners approving the operation within 100 feet and road closures will be forwarded to the ND Public Service Commission.

1. The east-west section line between Sections 25 and 36, T146N, R84W.
2. The east-west section line between Sections 30 and 31, T146N, R83W.
3. The east-west section line between Sections 29 and 32, T146N, R83W.
4. The east-west section line between Sections 7 and 18, T145N, R83W.
5. The east-west section line between Sections 8 and 17, T145N, R83W.
6. The east-west section line between Sections 9 and 16, T145N, R83W.
7. The east-west section line between the SE1/4 of Section 19 and the NE1/4 of Section 33, T145N, R83W.
8. The east-west section line between Sections 20 and 29, T145N, R83W.
9. The east-west section line between Sections 23 and 26, T145N, R83W.
10. The east-west section line between Section 31, T145N, R83W and the NE1/4 of Section 3, T144N, R84W.
11. The east-west section line between Section 31, T145N, R83W and the NW1/4 of Section 2, T144N, R84W.
12. The east-west section line between Sections 11 and 14, T144N, R84W.
13. The east-west section line between Sections 12 and 13, T144N, R84W.
14. The east-west section line between Sections 7 and 18, T144N, R83W.
15. The east-west section line between Sections 10 and 15, T145N, R83W.
16. The east-west section line between Sections 11 and 14, T145N, R83W.

17. The east-west section line between Sections 12 and 13, T145N, R83W.
18. The east-west section line between Sections 7 and 18, T145N, R82W.
19. The north-south section line between Sections 35 and 36, T146N, R84W.
20. The north-south section line between Sections 2 and 1, T145N, R84W.
21. The north-south section line between Sections 11 and 12, T145N, R84W.
22. The north-south section line between Sections 14 and 13, T145N, R84W.
23. The north-south section line between the SW1/4 of Section 29 and the SEW1/4 of Section 30, T145N, R83W.
24. The north-south section line between Sections 31 and 32, T145N, R83W.
25. The north-south section line between Sections 7 and 8, T144N, R83W.
26. The north-south section line between Sections 32 and 33, T146N, R83W.
27. The north-south section line between the NE1/4 of Section 9 and the NW1/4 of Section 10, T145N, R83W.
28. The east-west section line between Section 13 and 24, T145N, R84W, and the township road in Section 13.
29. The east-west section line between the SW1/4 of Section 18 and the NW1/4 of Section 19, T145N, R83W.
30. The north-south township road in Section 19, T145N, R83W.
31. The township roads in Section 11, T144N, R84W.

The area added as the 4th Addition will further require the temporary closure of several section lines to permit mining to proceed. These section line closures will be obtained from the McLean County Board of Commissioners similarly to those listed above:

1. The east-west section line between the SW1/4 of Section 29 and the NW1/4 of Section 32, T146N, R83W.
2. The east-west section line between the SE1/4 of Section 30 and the NE1/4 of Section 31, T146N, R83W.
3. The east-west section line between Section 36, T146N, R84W and Section 1, T145N, R84W.
4. The east-west section line between Section 31, T146N, R83W and Section 6, T145N, R83W.
5. The east-west section line between Section 32, T146N, R83W and Section 5, T145N, R83W.
6. The east-west section line between Section 1 and Section 12, T145N, R84W.
7. The east-west section line between Section 6 and Section 7, T145N, R83W.
8. The east-west section line between Section 5 and Section 8, T145N, R83W.
9. The east-west section line between the SW1/4 of Section 4 and the NW1/4 of Section 9, T145N, R83W.
10. The east-west section line between Section 12 and Section 13, T145N, R84W.
11. The east-west section line between Section 7 and Section 18, T145N, R83W.
12. The east-west section line between Section 8 and Section 17, T145N, R83W.
13. The east-west section line between Section 9 and Section 16, T145N, R83W.
14. The east-west section line between the SE1/4 of Section 18 and the NE1/4 of Section 19, T145N, R83W.
15. The east-west section line between Section 17 and Section 20, T145N, R83W.
16. The east-west section line between Section 16 and Section 21, T145N, R83W.
17. The east-west section line between the SE1/4 of Section 20 and the NE1/4 of Section 29, T145N, R83W.
18. The east-west section line between Section 29 and Section 32, T145N, R83W.
19. The east-west section line between Section 32, T145N, R83W and the NE1/4 of Section 2, and the NW1/4 of Section 1, T144N, R84W.
20. The east-west section line between Section 33, T145N, R83W and the NE1/4 of Section 1, T144N, R84W and the NW1/4 of Section 6, T144N, R83W.
21. The east-west section line between Section 34, T145N, R83W and the NE1/4 of Section 6, T144N, R83W.
22. The east-west section line between the SE1/4 of Section 3 and the NE1/4 of Section 10, T144N, R84W.
23. The east-west section line between Section 2 and Section 11, T144N, R84W.
24. The east-west section line between Section 1 and Section 12, T144N, R84W.
25. The east-west section line between Section 6 and Section 7, T144N, R83W.
26. The north-south section line between the SE1/4 of Section 30 and the SW1/4 of Section 29, T146N, R83W.
27. The north-south section line between Section 36, T146N, R84W and Section 31, T146N, R83W.
28. The north-south section line between Section 31 and Section 32, T146N, R83W.
29. The north-south section line between Section 1, T145N, R84W and Section 6, T145N, R83W.
30. The north-south section line between Section 6 and Section 5, T145N, R83W.
31. The north-south section line between Section 5 and Section 4, T145N, R83W.

32. The north-south section line between Section 12, T145N, R84W and Section 7, T145N, R83W.
33. The north-south section line between Section 7 and Section 8, T145N, R83W.
34. The north-south section line between Section 8 and Section 9, T146N, R83W.
35. The north-south section line between the SE1/4 of Section 9 and the SW1/4 of Section 10, T145N, R83W.
36. The north-south section line between Section 13, T145N, R84W and Section 18, T145N, R83W.
37. The north-south section line between Section 18 and Section 17, T145N, R83W.
38. The north-south section line between Section 17 and Section 16, T145N, R83W.
39. The north-south section line between Section 16 and Section 15, T145N, R83W.
40. The north-south section line between Section 19 and Section 20, T145N, R83W.
41. The north-south section line between Section 20 and Section 21, T145N, R83W.
42. The north-south section line between Section 21 and Section 22, T145N, R83W.
43. The north-south section line between Section 29 and Section 28, T145N, R83W.
44. The north-south section line between Section 32 and Section 33, T145N, R83W.
45. The north-south section line between Section 3 and Section 2, T144N, R84W.
46. The north-south section line between Section 2 and Section 1, T144N, R84W.
47. The north-south section line between Section 1, T144N, R84W and Section 6, T144N, R83W.
48. The north-south section line between Section 6 and Section 5, T144N, R83W.
49. The north-south section line between the NE1/4 of Section 10 and the NW1/4 of Section 11, T144N, R84W.
50. The north-south section line between Section 11 and Section 12, T144N, R84W.
51. The north-south section line between Section 12, T144N, R84W, and Section 7, T144N, R83W.
52. The north-south township road located in Section 1, T144N, R84W.
53. The north-south township road located in the Section 12, T144N, R84W.

No surface coal mining operations will be located within 100 feet of the outside rights-of-way of any of these county and section line roads until they are closed by the McLean Co. Board of Commissioners. Before the rights-of-way and associated setback corridors are disturbed, approval from the McLean Board of County Commissioners will be obtained. Notice and opportunity for a hearing will be provided as required in several sections of ND Century Code.

The County Road located on the east-west section line between Sections 4 and 9, 5 and 8, 6 and 5, 7, T145N, R83W, and Sections 1 and 12, T145N, R84W is proposed to be relocated south approximately 1/2 to 1 mile in 2012 to accommodate the inception of mining in this permit area. The proposed relocation will be the subject of a petition and hearing process conducted by the McLean County Board of Commissioners prior to being approved or finalized. The relocation will need to be in place approximately 30 years according to currently proposed mine plans. No other road relocations are being currently requested.

A copy of the application for a surface coal mining permit is available for public inspection at the offices of the North Dakota Public Service Commission, Capitol Building, Bismarck, North Dakota, and at the offices of the County Auditor, McLean County Courthouse, Washburn, North Dakota.

Written comments, objections, or requests for informal conferences on Revision 20 or a petition to designate an area within the described area being added to the permit as unsuitable for surface coal mining operations may be submitted by any person with an interest which is or may be adversely affected to the North Dakota Public Service Commission, Capitol Building, Bismarck, North Dakota, within 30 days after the last publication of this notice. The written request should state the issues or objections regarding Revision 20.

