

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**The Coteau Properties Company  
Renewal No. 4, Permit NACT-9001  
Application**

**Case No. RC-10-651**

**AFFIDAVIT OF SERVICE BY  
FIRST CLASS MAIL**

**STATE OF NORTH DAKOTA**

**COUNTY OF BURLEIGH**

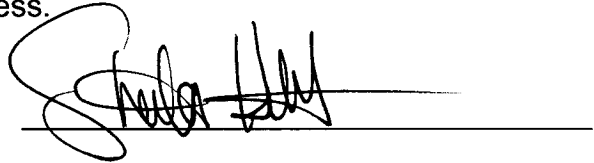
**Sheila Hibi** deposes and says that she is over the age of 18 years and not a party to this action and on, the 12<sup>th</sup> day of **January, 2011**, she deposited in the United States Mail, Bismarck, North Dakota, **22** envelopes by standard first-class mail, postage prepaid, **1** certified mail envelopes, postage prepaid, and **7** inside mail envelopes, all securely sealed and each containing:

**NOTICE OF RECEIPT OF RENEWAL APPLICATION  
FOR SURFACE COAL MINING AND RECLAMATION OPERATIONS**

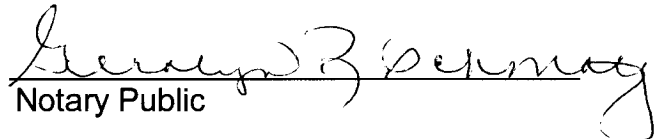
The envelopes were addressed as follows.

See Attached Lists

To the best of affiant's knowledge each address shown is the respective addressee's last reasonably ascertainable post office address.

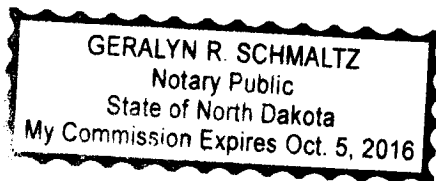


Subscribed and sworn to before me  
this 12<sup>th</sup> day of **January, 2011**



Notary Public

SEAL



**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Coteau Properties Company**  
**Renewal No. 4, Permit NACT-9001**  
**Application**

**Case No. RC-10-651**

**NOTICE OF RECEIPT OF RENEWAL APPLICATION**

**January 12, 2011**

The Coteau Properties Company has filed the application to renew Surface Coal Mining Permit No. NACT-9001 covering lands located in:

All or portions of Sections 1, 2, 3, and 11, T145N, R88W, and all or portions of Sections 5, 6, 9, and 10, T145N, R87W, Mercer County, totaling 2,818.651 acres.

This five-year permit renewal will allow the company to continue to operate under approved operations and reclamation plans until April 16, 2016. All coal has been removed from within the permit area but some areas of the permit are currently being used to support mining activities in other permits. The renewal application and surface coal mining and reclamation permit may be inspected at:

Public Service Commission  
State Capitol  
Bismarck, ND 58505-0480

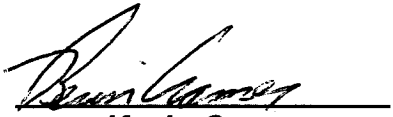
Mercer County Auditor  
County Courthouse  
Stanton, ND 58571

You may submit written comments or objections on the proposed permit renewal application and its effects on the environment and on surface owners of the land in the permit area. You may request an informal conference with the Commission and the applicant on the renewal application. The reasons for requesting an informal conference must be stated in the request. Written comments, objections, or requests for informal conference must be made by March 7, 2011.

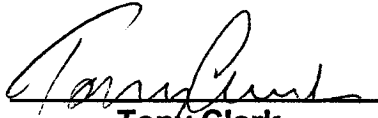
If there is an informal conference, you may request a formal administrative hearing on the Commission ruling on the application. Your request for a formal hearing must be made within thirty days of the Commission ruling on the application.

Written comments, objections, or requests for informal conferences should be addressed to the Public Service Commission, State Capitol, Bismarck, North Dakota 58505-0480. You may contact the Commission at the following telephone number: 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY.

### Public Service Commission



**Kevin Cramer**  
Commissioner



**Tony Clark**  
Chairman



**Brian P. Kalk**  
Commissioner

**Mailing lists for Notice of Renewal Application - local, state and federal agencies  
and Advisory Committee members**

**use standard lists  
regular First Class mail, mailing affidavit**

**Surface owners Renewal No. 4, Permit NACT-9001  
CERTIFIED MAIL**

E. Wayne & Margo L. Eisenbeis  
P.O. Box 1141  
Beulah, ND 58523  
7009 2820 0002 9236 6686

**COTEAU PROPERTIES**

**Freedom Mine - Mercer County  
Standard First Class Mail**

LEWIS & CLARK REGIONAL  
DEVELOPMENT COUNCIL  
200 1<sup>st</sup> AVE NW, STE B  
MANDAN ND 585554-3109

COUNTY COMMISSION  
COUNTY AUDITOR  
PO BOX 39  
STANTON ND 58571-0039

PLANNING AND ZONING COMMISSION  
COUNTY AUDITOR  
PO BOX 39  
STANTON ND 58571-0039

SOIL CONSERVATION DISTRICT  
DISTRICT CONSERVATIONIST  
1400 HWY 49 N #102  
BEULAH ND 58523-6066

WATER RESOURCE DISTRICT  
JOHN KLEIN  
PO BOX 488  
HAZEN ND 58545-0488

HONORABLE MAYOR TERRY BARDEN  
PO BOX 97  
ZAP ND 58580-0097

HONORABLE MAYOR DARRELL BJERKE  
PO BOX 1179  
BEULAH ND 58523-1179

TPNLIB 461  
P 7 (43-49)

**RECLAMATION ADVISORY COMMITTEE / STATE GOVERNMENT NOTICE**  
**Standard First Class Mail or Inside Mail**

LARRY KOTCHMAN  
ND FOREST SERVICE  
MOLBERG CENTER  
307 1<sup>ST</sup> STREET EAST  
BOTTINEAU ND 58318

MR ED MURPHY (INSIDE MAIL)  
ND GEOLOGICAL SURVEY  
600 EAST BOULEVARD  
BISMARCK ND 58505-0840  
(701) 224-2985

MR MERLAN PAAVERUD (INSIDE MAIL)  
STATE HISTORICAL SOCIETY OF ND  
612 EAST BOULEVARD AVE  
ND HERITAGE CENTER  
BISMARCK ND 58505-0830

MR TODD SANDO (INSIDE MAIL)  
ND WATER COMMISSION  
900 EAST BOULEVARD  
BISMARCK ND 58505  
(701) 224-2750  
FAX 328-9721  
(701) 328-9715

MR TERRY STEINWAND (INSIDE MAIL)  
ND GAME & FISH DEPT  
100 NORTH BISMARCK EXPRESSWAY  
BISMARCK ND 58505  
(701) 221-6300

MR DAVE GLATT (INSIDE MAIL)  
ND HEALTH DEPT  
ENVIRONMENTAL HEALTH SECTION  
GOLD SEAL CENTER  
918 E DIVIDE AVE  
BISMARCK ND 58501-1947  
(701) 224-2354

Scott Hochhalter  
ND Soil Conservation Committee  
2718 Gateway Ave., Unit #104  
Bismarck, ND 58503

**Standard First Class Mail or Inside Mail**

MS CAROL RUSSELL  
USEPA REGION 8  
1595 WYNKOOP ST  
DENVER CO 80202-1129

MR PAUL J. SWEENEY  
NTRL RESRC CONSERVE SVC  
PO BOX 1458  
BISMARCK ND 58502-1458

MINING HEALTH & SAFETY ADMN  
CMSHA - US DEPT OF LABOR  
PO BOX 25367  
DENVER CO 80225-5367

MR JEFF TOWNER  
US FISH & WILDLIFE SERVICE  
3425 MIRIAM AVENUE  
BISMARCK ND 58501-7926

MR DON PETERSON  
NATL FARMERS ORGN  
GASCOYNE ND 58629

MR JOHN MITTLEIDER  
NORTH DAKOTA FARM BUREAU  
PO BOX 2793  
BISMARCK ND 58502-2793

DAKOTA RESOURCE COUNCIL  
PO BOX 1095  
DICKINSON ND 58602-1095

MS GWEN THOMPSON  
CHAIRPERSON FOR DRC COAL COMM  
2010 E CAPITOL AVE #10  
BISMARCK ND 58501-2257

US ARMY CORP OF ENGINEERS  
ND REGULATORY FLD OFC  
1513 S 12 STREET  
BISMARCK ND 58504

MR MARK ZIMMERMAN  
ND PARKS & TOURISM  
INSIDE MAIL

BUREAU OF LAND MANAGEMENT  
TNT STATE OFFICE  
5001 SOUTHGATE DR  
BILLINGS, MT 59101-4669

91 CSG/JA  
MINOT AIR FORCE BASE  
MINOT ND 58705-5000

DAKOTA RESOURCE COUNCIL  
103½ SOUTH 3<sup>RD</sup> STREET  
BISMARCK ND 58501

Nick Chevance, Environmental Coordinator  
Planning & Compliance Office  
National Park Service, Midwest Region  
601 Riverfront Dr.  
Omaha, NE 68102-4226

MR ROBERT CARLSON  
ND FARMERS UNION  
PO BOX 2136  
JAMESTOWN ND 58402-2136