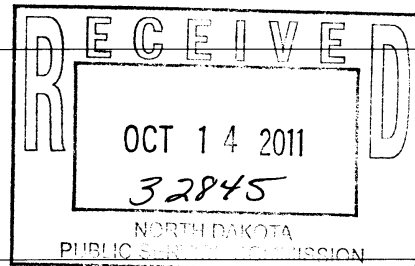


**BASIN COOPERATIVE SERVICES**

A BASIN ELECTRIC SUBSIDIARY

GLENHAROLD MINE  
1717 EAST INTERSTATE AVENUE  
BISMARCK, NORTH DAKOTA 58501-0564  
PHONE: 701/223-0441  
FAX: 701/224-5322



October 11, 2011

Mr. James R. Deutsch  
Reclamation Director  
Public Service Commission  
600 East Boulevard  
Bismarck, ND 58505-0480

Re: Affidavits of Publication for Bond Releases 7 & 8 – Permit BCGH-8204

Dear Mr. Deutsch:

Enclosed are the original Affidavits of Publication for bond releases 7 and 8. The Public Notice for Bond Release No. 7 was published in both the Hazen Star and the Center Republican. The Public Notice for Bond Release No. 8 was only published in the Hazen Star

If you have questions, please contact me at the following address.

Leland Olds Power Station  
3901 Hwy 200 A  
Stanton, North Dakota 58571-9417

Phone no: 701-745-7242  
Cell no: 701-880-1146  
Email: [dnilson@bepc.com](mailto:dnilson@bepc.com)

Sincerely,

A handwritten signature in black ink that reads "David J. Nilson".

David J. Nilson  
Reclamation Consultant

Attachment

cc: Permit BCGH-8204  
Mike Murray w/o Attachment

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA )  
 )  
 ) SS  
COUNTY OF Mercer )

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

BASIN COOPERATIVE SERVICE HZ-BOND RELEASE #7 TO PERMIT BCGH-8204/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 09/22/2011 to wit:

Column Inches 45	\$5.65	\$254.25	09/01/2011
Column Inches 45	\$5.65	\$254.25	09/08/2011
Column Inches 45	\$5.65	\$254.25	09/15/2011
Column Inches 45	\$5.65	\$254.25	09/22/2011

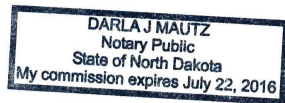
Notary Fee \$1.00 Total Cost of Legal \$1,018.00

Shelley Chase

Subscribed and sworn to before me this 29<sup>th</sup> day of September A.D. 2011.

(Seal) Darla J Mautz  
Notary Public, State of North Dakota

My Commission Expires



# Public Notices

**SUMMONS**  
**STATE OF NORTH DAKOTA**  
**COUNTY OF MERCER**  
**IN DISTRICT COURT**  
**SOUTH CENTRAL JUDICIAL**  
**DISTRICT**

**CIVIL NO. 29-2011-CV-01169**  
**Igor Zlutka, Plaintiff, vs. Anthony H. Grove, Melissa J. Grove, and all other persons unknown claiming any estate or interest in, or lien or encumbrance upon, the property described in the complaint, Defendants.**

THE STATE OF NORTH DAKOTA TO THE ABOVE NAMED DEFENDANTS: You and each of you are hereby summoned and required to appear and defend against the Complaint in this action, which is herewith served upon you, by serving upon the undersigned an answer or other proper response within twenty-one (21) days after service of this Summons upon you, exclusive of the day of service.

IF YOU FAIL TO DO SO Judgment by Default will be taken against you for the relief demanded in the Complaint.

The Complaint in this action has been filed in the office of the Mercer County Clerk of Court.

Dated this 25th day of August, 2011.  
**MAHONEY & MAHONEY**  
 Attorneys at Law  
 P.O. Box 355  
 Center, ND 58530-0355  
 (701) 794-8769  
 By: Ann Mahoney (NDID #03497)  
 Attorney for Plaintiff

**NOTICE OF DESCRIPTION OF THE LAND TO WHICH THE WITHIN ACTION RELATES:**

The above-described action relates to quieting title in the Plaintiff to the lands described as follows: Lot Four (4) of Rathjen Addition to the City of Zap, Mercer County, North Dakota.

The Plaintiff's Complaint is on file in the office of the Mercer County Clerk of Court.

Dated this 25th day of August, 2011.

**MAHONEY & MAHONEY**  
 Attorneys at Law  
 P.O. Box 355  
 Center, ND 58530-0355  
 (701) 794-8769  
 By: Ann Mahoney (NDID #03497)  
 Attorney for Plaintiff  
 (9-8-11-9-15-11-9-22-11)

**IN THE DISTRICT COURT OF MERCER COUNTY, STATE OF NORTH DAKOTA**

**IN THE INTERESTS OF M.W.G., A MINOR CHILD, BY PATRICK M. BRECHT.**

**NOTICE OF INTENT TO CHANGE NAME**

**TO ALL PERSONS UNKNOWN:**  
 NOTICE IS HEREBY GIVEN, pursuant to NDCC 32-28-02, that Patrick M. Brecht, on behalf of his minor child, Maxton William Gabel, has filed his Petition for Change of Name to Maxton William Brecht with the Mercer County District Court.

Dated this 12th of August, 2011.  
 /s/ Patrick M. Brecht, Petitioner  
 Lange & Donovan, PLLP  
 P.O. Box 488  
 Hazen, North Dakota 58545  
 (701) 748-2206  
 Jeffrey T. Landon, #06902  
 Attorneys for the Petitioner  
 (9-11-9-8-11-9-15-11-9-22-11-9-29-11)

**IN THE DISTRICT COURT OF MERCER COUNTY, STATE OF NORTH DAKOTA.**

**IN THE MATTER OF THE ESTATE OF DAVID A. SAYLER, DECEASED.**  
**NOTICE TO CREDITORS**

NOTICE IS HEREBY GIVEN that the undersigned has been appointed personal representative of the above estate. All persons having claims against the said deceased are required to present their claims within three months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be presented to Estella Mehloff or filed with the Court.

Dated this 12th day of September, 2011.  
 Estella Mehloff  
 1121 Carvell Lane  
 Washburn, ND 58577  
 David A. Lindell  
 ID #05219  
 Attorney at Law  
 PO Box 427  
 Washburn, ND 58577  
 (701) 462-8566  
 Attorney for Personal Representative  
 First publication on the 15th day of September, 2011.  
 (9-15-11-9-22-11-9-29-11)

**NOTICE OF LEASING STATE SCHOOL LANDS**  
 The Board of University and School Lands will offer the following lands for lease in Mercer Co.

Ac	Term	Rent
<b>UNORGANIZED (141-89)</b>		
16 SE4 160	5	1163 N
36 W2 E of Rd		
	163	5 1211
36 SE4 157	5	1371
36 W2 W of Rd		
	137	5 1333
<b>UNORGANIZED (142-90)</b>		
8 NW4 156	5	875
<b>UNORGANIZED (143-88)</b>		
8 NE4 160	5	1991
8 NW4 160	5	1826
8 SE4 160	5	1792
8 SW4 160	5	1826
<b>UNORGANIZED (143-89)</b>		
14 SE4 153	5	1842
14 SW4 160	5	1859
36 NE4 160	5	1594
36 NW4 157	5	1601
36 SW4 157	5	1373
<b>UNORGANIZED (143-90)</b>		
16 NE4 160	5	1660
16 SW4 160	5	1627
<b>UNORGANIZED (144-85)</b>		
16 NE4 155	5	1691 ON
16 NW4 157	5	1732 N
16 SE4 160	5	1826 N
16 SW4 160	5	1759
<b>UNORGANIZED (144-88)</b>		
16 NE4 148	5	1418 N
16 NW4 160	5	1461 N
16 S2	298	5 3712 G

**UNORGANIZED (144-89)**  
 16 NE4 160 5 1991  
 16 NW4 160 5 1759  
 16 SE4 157 5 1239  
 16 SW4 158 5 1379

**UNORGANIZED (145-88)**  
 5 SW4 160 5 1553 MN

**UNORGANIZED (145-89)**  
 36 SW4 160 5 1560

**UNORGANIZED (146-85)**  
 36 NE4 160 5 1432

**UNORGANIZED (146-89)**  
 16 NE4 160 5 1759 N  
 16 NW4 160 5 1792 N  
 16 SE4 160 5 1660 N  
 16 SW4 160 5 1660 N

G = Grazing amendment for range management.  
 M = Multiple management amendments.  
 N = Known noxious weed infestation. Control requirements apply to all lessees.  
 O = State owns fence.

The Auctioneer will read specific requirements at the auction. The public lease auction will be held in the Law Enforcement Center, Basement at Stanton, ND, on Tuesday, October 04, 2011 at 11:30 AM CT.

Bidding will begin at minimum rent. 1st year's rent must be paid in full immediately after the sale. The Board reserves the right to reject any and all bids.

For more information, visit [www.land.nd.gov](http://www.land.nd.gov) or call (701) 328-2800. For auxiliary aids and services, please call by 09/27/2011.

/s/ Lance D. Gaebbe  
 Land Commissioner  
 (9-8-11-9-15-11-9-22-11)

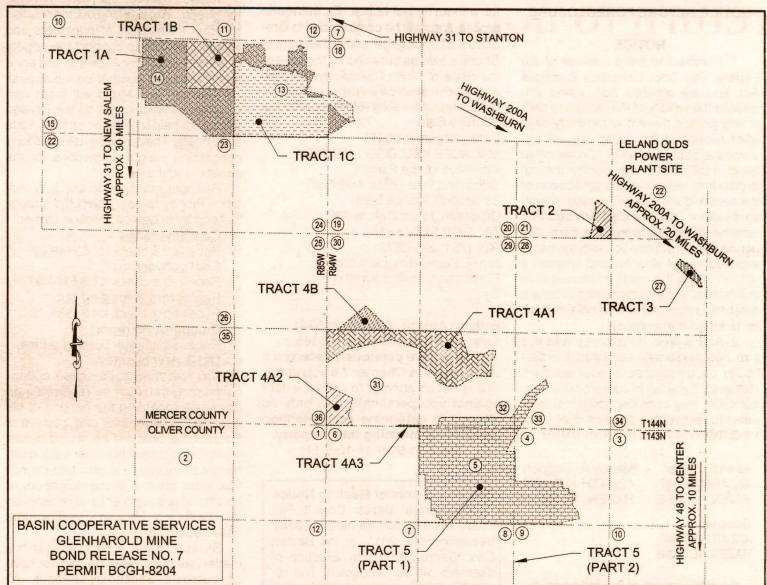
**ABBREVIATED NOTICE OF INTENT TO AMEND ADMINISTRATIVE RULES**

relating to Social Work Licensure  
**ND Board of Social Work Examiners**

will hold a public hearing to address proposed changes to the N.D. Admin. Code.

State Capitol  
 Sakakawea Room  
 600 East Boulevard Ave.  
 Bismarck, ND  
 Thurs., Oct. 27, 2011  
 9:00 a.m. CST

A copy of the proposed rules may be obtained by writing the ND Board of Social Work Examiners, PO Box 914, Bismarck, ND 58502-0914. Also, written comments may be submitted to the above address until Nov. 6, 2011. If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the ND Board of Social Work Examiners at the above telephone number or address at least ten (10) days prior to the public hearing.  
 Dated this 13th day of Sept. 2011.  
 Nikki Owings  
 Board Administrator



**ATTACHMENT III - PUBLIC NOTICE ADVERTISEMENT NOTICE OF FILING FOR FINAL BOND RELEASE OF RECLAMATION BOND:**

**BOND RELEASE NO. 7 TO PERMIT BCGH-8204 SURFACE COAL MINING OPERATIONS**

**BASIN COOPERATIVE SERVICES - GLENHAROLD MINE**

Basin Cooperative Services (BCS), 1717 East Interstate Avenue, Bismarck, ND 58501 has filed an application with the North Dakota Public Service Commission for Bond Release No. 7 to Permit BCGH-8204. This application includes 5 tracts within Mercer and Oliver Counties. Tracts in Mercer County are located in sections 13 and 14 of T144N, R85W and sections 18, 21, 27, 30, 31, 32 and 33 of T144N, R84W. The only tract in Oliver County is located sections 4, 5 and 9 of T143N, R84W. Tract locations are shown on the accompanying map. The total area is 2378.8 acres. BCS is requesting a combination of bond release stages for backfilling and grading, soil reseed, vegetation establishment and final release.

Some of these tracts are subject to mining and reclamation law requirements that were passed by the North Dakota Legislature in 1969, 1971, 1973 and 1975. The Federal Surface Mining and Reclamation Control Act (SMRCA), passed by Congress in 1977, required re-permitting of previously disturbed areas when these areas would be used to facilitate future mining activities. Subsequently, acreage within these old law areas was incorporated into Permit BCGH-8204. The North Dakota Public Service Commission approved Permit BCGH-8204 on December 13, 1983.

All areas were reclaimed according to reclamation requirements effective at the time of disturbance. Reclamation plans included in the permit were approved by the Public Service Commission. Reclamation work was conducted over a period of several years and completed in the spring of 2000. Reclamation operations included the reestablishment of native grassland, native woodlands, shelterbelts, hayland and cropland.

**TRACT 1 - SUBTRACTS 1A, 1B AND 1C SECTIONS 13 & 14, T144N, R85W SECTION 18, T144N, R84W MERCER COUNTY**

These tracts are located on the west end of the mine south of highway 200A and east of highway 31 in Mercer County. Mine development activities began in 1984 and continued through 1990. Grading, soil replacement and seeding were completed by the summer of 2000.

Subtract 1A is owned by BCS. It consists of land located in section 14 of T144N, R85W, the northern portion of section 13 - T144N, R85W and the haulroad and sediment pond (Pond 18-7B) located in section 18 of T144N, R84W. Mining began in November of 1984 and continued through December of 1988. Reclamation operations were conducted over a period of several years with grading and soil spreading operations occurring prior to seeding in 1989, 1990, 1993, 1994, 1995 and 2000.

Woodlands were planted in 1992, 1995 and 1997. The postmine land use is native rangeland and cropland/hayland.

Subtract 1B is owned by LeRoy Boeckel. It is located in the NE1/4 of section 14 - T144N, R85W. Mining operations began in December of 1984 and were completed in March of 1985. Grading and soil spreading operations were conducted after mining was completed and prior to seeding in 1994, 1995 and 1998. Woodlands were installed in 1994, 1996 and 1997. The postmine land use is rangeland.

Subtract 1C includes all areas in sections 13 and 18 subject to 1975 reclamation law. The entire disturbance area in sections 13 and 18 occurred on land owned by BCS. The portion of section 18 that is owned by V. Olsen is in the bond release area but was not disturbed. The main east-west haulroad was constructed through section 18 in 1974 and 1975. This haulroad was necessary to support mining in the west mine area. No mining occurred in this portion of Subtract 1C. Mining began in section 13 in September of 1976 and continued through March of 1978. Mining resumed in April of 1986 and was completed in March of 1987. Grading and soil spreading operations occurred as mining progressed. Woodlands were installed in 1992, 1995, 1996 and 1997. Seeding was conducted in 1981, 1987, 1994, 1995, 1996 and 1997. The postmine land use is native rangeland and cropland/hayland.

**TRACT 2 SE1/4 SECTION 21, T144N, R84W MERCER COUNTY**

This tract is owned by BCS. It is located in an area that was disturbed in the late 1960's during initial mine development work. Fill was placed to a height necessary to develop coal unloading facility. Coal was moved across Hwy 200 to the Leland Olds Power Station.

This tract is subject to reclamation standards of the 1969 and 1971 North Dakota reclamation law. Since it was used in support of mining operations and consequently subject to a 10 year responsibility period and revegetation regulations pertaining to erosion control. It was reclaimed by removing the fill material, gravel and contaminated soil and grading the area to a nearly flat topography. This area was graded and seeded in 1999. The post mining land use is rangeland.

**TRACT 3 NE1/4 SECTION 27, OF 144N, R84W MERCER COUNTY**

This tract is owned by BCS. It was initially disturbed in the late 1960's and includes 13.76 acres of disturbance. Gravel was uncovered and processed at the site by contractors then hauled to the mine for use on haulroads. Grading and soil replacement was completed in 1995. Seeding was conducted in 1995 and again in 2000 following removal of a small gravel stockpile. The post mining land use is hayland.

**TRACT 4 - SUBTRACTS 4A AND 4B SECTIONS 30, 31 & 32, T144N, R84W MERCER COUNTY**

Tract 4 includes reclaimed native grassland, cropland, woodland, old law

spoil and undisturbed areas in sections 30, 31 and 32. It contains 2 subtracts identified as Tract 4A and 4B. Tract 4A is owned by BCS. Initial mining disturbance occurred in the 3<sup>rd</sup> Qtr of 1972 beginning in the northern portion and continued southward until operations ceased in 1973. Mining resumed in the 1<sup>st</sup> Qtr of 1979 and was completed in November of 1982. Reclamation operations including grading and soil replacement were implemented as mining progressed. Soil replacement began in 1984. Except for diversions and ponds that were reclaimed last, all grading and soil spreading operations were completed in 1996. Woodlands were installed in 1986 and 1987. Seeding was conducted between 1984 and 1996. Tract 4A was reclaimed to native rangeland.

Tract 4B is owned by John Slinde and includes 5.76 acres of disturbance. It is located in the south central portion of section 30 - T144N, R84W. This tract was initially disturbed in 1979 to construct a collection pond and diversion that would move undisturbed water around sediment pond G144-84-31-3H and the mine disturbance area. Grading and soil spreading operations occurred in conjunction with the reclamation of other areas in sections 31 and 32. Seeding was conducted in 1996, 1999 and 2000. This tract is native rangeland.

**TRACT 5 SECTIONS 32 & 33 T144N, R84W - MERCER COUNTY SECTIONS 4, 5 & 9, T143N, R84W - OLIVER COUNTY**

Tract 5 includes the remaining permitted land located in Oliver County. It includes mined land in sections 4 and 5 of T143N, R84W as well as redistributed old spoil in sections 32 and 33 of T144N, R84W. Mining began in the late 1960's and continued southward until April of 1972 when operations ceased. Mining resumed in May of 1980 and was completed in March of 1985. Mining occurred in section 4 from March of 1990 through June of 1991. A small parcel located in section 9 was not disturbed. Grading operations occurred over a period of several years. Topsoil and subsoil were spread in section 5 in 1988 and 1989 and in section 4 in 1992 and 1993. Reclaimed woodlands were planted in 1990, 1992 and 1993. Seeding operations were conducted over a period of several years including 1990, 1991, 1992, 1995 and 1998. This tract consists of native rangeland and cropland/hayland.

Permit BCGH-8204 is currently bonded for the amount of \$5,418,749.15. Basin Cooperative Services requests a bond reduction of \$4,617,060.92 for completion of all surface coal mining and reclamation requirements.

Written comments, objections, or requests for an informal conference or formal hearing on any of these bond release tracts may be submitted by any person with an interest which is or may be adversely affected to the Reclamation Division, North Dakota Public Service Commission, Capitol Building, 600 East Boulevard, Bismarck, ND, 58505-0480, within 30 days after the last publication of this notice.

(9-11-9-8-11-9-15-11-9-22-11)

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA )  
 )  
 ) SS  
COUNTY OF Mercer )

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

BASIN COOPERATIVE SERVICE HZ-BOND RELEASE #8 TO PERMIT BCGH-8204/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 09/22/2011 to wit:

Column Inches 28.75	\$5.65	\$162.44	09/01/2011
Column Inches 28.75	\$5.65	\$162.44	09/08/2011
Column Inches 28.75	\$5.65	\$162.44	09/15/2011
Column Inches 28.75	\$5.65	\$162.44	09/22/2011

Notary Fee \$1.00 Total Cost of Legal \$650.76

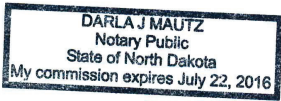
Shelley Chase

Subscribed and sworn to before me this 29th day of September A.D. 2011.

(Seal) Darla J. Mautz

Notary Public, State of North Dakota

My Commission Expires



# Public Notices

## NOTICE BEFORE FORECLOSURE

### NOTICE

1. Pursuant to the provisions of the Federal Fair Debt Collection Practices Act, you are advised that unless you dispute the validity of the foregoing debt or any portion thereof within thirty days after receipt of this letter, we will assume the debt to be valid. On the other hand, if the debt or any portion thereof is disputed, we will obtain verification of the debt and will mail you a copy of such verification. You are also advised that upon your request within the thirty day period, we will provide you with the name and address of your original creditor, if different from the creditor referred to in this Notice. We are attempting to collect a debt and any information obtained will be used for that purpose.

2. At this time, no attorney with this firm has personally reviewed the particular circumstances of your account. However, if you fail to contact our office, our client may consider additional remedies to recover the balance due.

3. TO:

Aaron D. Thigpen Mandy A. Thigpen  
422 4TH AVE NW 422 4TH AVE NW  
HAZEN, ND 58545 HAZEN, ND 58545

Occupant  
422 4TH AVE NW  
HAZEN, ND 58545

the title owners of the following described real property:

The West 100 Feet of Lot 7, According to the Revised Plat of Keeley Acre Lot Assiton to the City of Hazen, Mercer County, North Dakota aka 422 4TH AVE NW, HAZEN, ND 58545.

4. Notice is hereby given that certain mortgage upon the above-described property, Aaron D. Thigpen and Mandy A. Thigpen, Mortgagors, executed and delivered to Mortgage Electronic Registration Systems, Inc. as nominee for lender First Franklin a Division of National City Bank, Mortgagee, dated September 20, 2006, and filed for record in the office of the Register of Deeds of the County of Mercer and State of North Dakota, on the 25th day of September, 2006, as Document No. 183233, in Book 168 of Mts., Page 417, which mortgage will be assigned to Wells Fargo Bank, National Association, as trustee for the holders of the First Franklin Mortgage Loan Trust 2006-FF17 Mortgage Pass-Through Certificates, Series 2006-FF17 by an Assignment of Mortgage, and which mortgage is being serviced by Select Portfolio, and given to secure the payment of \$47,800.00, and interest according to the conditions of a certain promissory note, is in default.

5. The following is a statement of the sum due for principal, interest, taxes, insurance, maintenance, etc., as of July 24, 2011:

Principal..... \$46,571.30  
Escrow..... 488.94  
Accrued interest to July 24, 2011 ..... 4,139.43  
Late Charges..... 110.00  
Unapplied Funds..... -35.00  
TOTAL..... \$51,534.67

6. That as of August 10, 2011, the amount due to cure any default, or to be due under the terms of the mortgage, exists in the following respects:

Accumulated Payments Owing..... 5,395.50  
Principal & Interest:  
11 months @ \$417.71=\$4,594.81  
Escrow:

11 months @ \$72.79=\$800.69  
Late Charges..... 110.00  
BPO..... 250.40  
Unapplied Funds..... -35.00  
TOTAL..... \$5,720.90

all of which must be paid BY CERTIFIED FUNDS, MADE PAYABLE TO SELECT PORTFOLIO and mailed to the undersigned attorney to cure the default, plus any accrued interest, subsequent payments or late charges which become due and any further expenses for preservation of the property which may be advanced. PLEASE CONTACT THE UNDERSIGNED FOR THE EXACT AMOUNT DUE THROUGH A CERTAIN DATE.

7. You have the right, in accordance with the terms of the mortgage, to cure the default specified above. You also have the right to assert in the foreclosure action that no default exists or any other defense you may have to said action.

8. Notice is further given that if the total sums in default, together with interest accrued thereon at the time of such payment, accrued payments then due and expenses advanced, are not paid within thirty (30) days from the date of mailing or service of this Notice, the Mortgagee will deem the whole sum secured by the mortgage to be due and payable in full without further notice. Furthermore, proceedings will be commenced to fore-close such mortgage, and in the event of Sheriff's sale as provided by the laws of the State of North Dakota, the time for redemption shall be as provided by law, but not less than sixty (60) days after the Sheriff's Sale.

Dated August 8, 2011.  
MACKOFF KELLOGG LAW FIRM  
Attorneys for the Plaintiff  
Office and Post Office Address:  
38 Second Avenue East  
Dickinson, North Dakota 58601  
Tel: (701) 227-1841  
Fax: (701) 225-6878  
Email: skuntz@mackoff.com  
Email: babrams@mackoff.com  
By:

Bethany Abrams, Attorney #06344  
Sandra K. Kuntz, Attorney #05186  
If you have previously received a discharge in a Chapter 7 bankruptcy, this is not an attempt to collect a debt against you personally, but only an attempt to determine your intention concerning retaining this property.  
(9-22-11-9-29-11-10-6-11)

**Fair Board Annual Meeting Notice**  
The annual Mercer County Fair Board Meeting will be held Tuesday, September 27, 2011, at the Beulah Civic Center, 7:00 p.m. Election of directors will be conducted. The re-organizational meeting will follow the annual meeting.  
(9-15-11-9-22-11)

**PICK CITY NEWS-MINUTES SEPTEMBER 6, 2011 REGULAR MEETING**  
Meeting was called to order September 6, 2011 at 7:30 p.m. CT.  
Present: Wilbert Harsch, Arvid Anderson, Rosie Pflieger, Rita Skraba and Lloyd Eellinger.  
Also present: Tyrone Kittelson, Ervin Mund and Cal Westman.  
Anderson motioned to approve the minutes of the regular meeting held August 1, 2011 and the special meeting held on August 10th. Second by Skraba. All in favor.  
Pflieger made a motion to pay the following bills. Second by Skraba. Motion carried.  
**General Fund**  
City employees-wages 2506.26; Patricia drown-reimb. for insurance 559.00; Wade Scheidt-reimb. for insurance 348.00; Roughrider Elect.-Elect. 435.30; West River Telephone-phone bill 120.86; City of Pick City-W/S/G 72.00; Circle sanitation-pick up 1667.92; ND Pers-Retirement 180.00; IRS-monthly deposit 640.00; Scott's Bait & Tackle-gas 318.88; BHG Inc.-Minutes 79.39; Darrell Pflieger-dump ground 75.48; ND One Call concepts-locate fees 7.80; Bette Boeshans- reissued for mileage & supplies 86.24; Interstate Engineering-legal fees 231.30; Menards-supplies 224.14; Dakota Fire Extinguishers-annual service 83.15; Hazen Hardware Hank-supplies 22.78  
**Water Fund**  
Roughrider Electric Coop-electric bill 83.80; WRT-phone bill 33.01; NCRWC-monthly water usage 2417.70; ND Dept. of Health-lab fees for consort. 16.00; ND Dept. of Health-city lab fees 16.00; ND Dept. of Health-wolf creek lab fees 16.00; Wade Scheidt-wages 390.32; City of Pick city-reserve for loader 650.00  
**Sewer Fund**  
City of Pick City-reserve for new loader 330.00; Wade Scheidt-wages 498.18  
**S.W. Addition**  
Interstate engineering-legal fees 231.30  
**Water Report**  
Water analysis for August is satisfactory.  
Union state bank gave approval for a loan of \$20,000.00 At 4% for water meter purchases. Auditor will get meters and have loan paper work completed.  
ND Water and Pollution Control Conference will be held Oct. 11 - Oct. 13Th and water expo on Feb. 14-16, 2012 At Fargo.  
Auditor discussed late water bills with council. Anyone who is in arrears after 60 days will be sent a shut-off notice and have a week to pay or water will be shut off without further notice.  
**Sewer report**  
Mayor and Auditor met with Lyle Hogue regarding our grant. If we can't rip the lagoon cell this fall, Mr. Hogue will ask for an extension. He also said there would be a possibility of getting more money this spring to add a new cell. Martin construction will be made aware of city's plans.  
**Highway dept.**  
Received a check for \$401.96.

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City employees-wages 2506.26; Patricia drown-reimb. for insurance 559.00; Wade Scheidt-reimb. for insurance 348.00; Roughrider Elect.-Elect. 435.30; West River Telephone-phone bill 120.86; City of Pick City-W/S/G 72.00; Circle sanitation-pick up 1667.92; ND Pers-Retirement 180.00; IRS-monthly deposit 640.00; Scott's Bait & Tackle-gas 318.88; BHG Inc.-Minutes 79.39; Darrell Pflieger-dump ground 75.48; ND One Call concepts-locate fees 7.80; Bette Boeshans- reissued for mileage & supplies 86.24; Interstate Engineering-legal fees 231.30; Menards-supplies 224.14; Dakota Fire Extinguishers-annual service 83.15; Hazen Hardware Hank-supplies 22.78

**Water Fund**  
Roughrider Electric Coop-electric bill 83.80; WRT-phone bill 33.01; NCRWC-monthly water usage 2417.70; ND Dept. of Health-lab fees for consort. 16.00; ND Dept. of Health-city lab fees 16.00; ND Dept. of Health-wolf creek lab fees 16.00; Wade Scheidt-wages 390.32; City of Pick city-reserve for loader 650.00

**Sewer Fund**  
City of Pick City-reserve for new loader 330.00; Wade Scheidt-wages 498.18

**S.W. Addition**  
Interstate engineering-legal fees 231.30

**Water Report**  
Water analysis for August is satisfactory.  
Union state bank gave approval for a loan of \$20,000.00 At 4% for water meter purchases. Auditor will get meters and have loan paper work completed.

ND Water and Pollution Control Conference will be held Oct. 11 - Oct. 13Th and water expo on Feb. 14-16, 2012 At Fargo.

Auditor discussed late water bills with council. Anyone who is in arrears after 60 days will be sent a shut-off notice and have a week to pay or water will be shut off without further notice.

**Sewer report**  
Mayor and Auditor met with Lyle Hogue regarding our grant. If we can't rip the lagoon cell this fall, Mr. Hogue will ask for an extension. He also said there would be a possibility of getting more money this spring to add a new cell. Martin construction will be made aware of city's plans.

**Highway dept.**  
Received a check for \$401.96.

Kittelson gave a report on s.w. Addition streets. He is getting documentation together from corps of engineers and weather service to support the appeal of fema. Auditor, Mr. Kittelson and ervin mund will work together on the appeal.

Kittelson and Mund will meet with County Commissioners on the 7th and will ask for help to fix holes on S.W. Addition streets. They will also ask questions concerning weight restrictions for the streets in that area.

Sellinger motioned to use S.W. Addition money to help patch the streets. Second by Anderson. Motion carried.

**Coal severance**  
Received a check for \$2149.67.

**Coal conversion**  
Received a check for \$ 5794.91.

**Restaurant & lodging tax**  
Received a check for \$1336.26.

**Dumpground report**  
Received another burning permit.

**Old & new business**  
Cal Westman approached council concerning the letter he received from city judge regarding the parking of his boat on city sidewalks and boulevard. He said the boat will be stored before winter and some of his other equipment has been moved. He also told council that there are numerous neighbors of his that have equipment and vehicles on the streets too. He also stated pictures have been taken.

Skraba made a motion that the matter has been resolved and not have city pursue it. Second by sellinger. All in favor.  
City received a letter from attorney regarding a recent bar violation by Little's Bar & Grill. They were open after hours. Skraba made a motion to defer

any action against Little for first violation. Second by Sellinger. All in favor.

Pflieger made a motion not to allow Mr. Hardy to purchase any of the land the city owns next to his property because it is not feasible for the city to make the road narrower. Second by Anderson. Motion carried.

Council decided not to become members of the Oil & Gas Producing Counties Assoc.

A safety inspection was done by NDIRF in our city. They sent us a report of what needs to be fixed and our maintenance man is taking care of the matter.

It was decided that old city fire truck would be taken over by city personnel and old city truck would be fixed up.

Anderson motioned to adjourn to preliminary budget meeting. Pflieger seconded it. Motion carried.  
(9-22-11)

## 2011 Waterfowl Rest Area Proclamation Summary



The North Dakota Game and Fish Department declares certain areas as waterfowl rest areas from Sept. 24, 2011 through Dec. 31, 2011. Waterfowl rest areas are closed to goose or waterfowl hunting during this period, and they are closed to small game hunting and fishing from Sept. 24 through Nov. 30, unless posted otherwise. Beginning Dec. 1, waterfowl rest areas will open to hunting (except goose or waterfowl hunting) and fishing, and remain open through the end of the respective seasons.

### The number of Waterfowl Rest Areas in the following counties are:

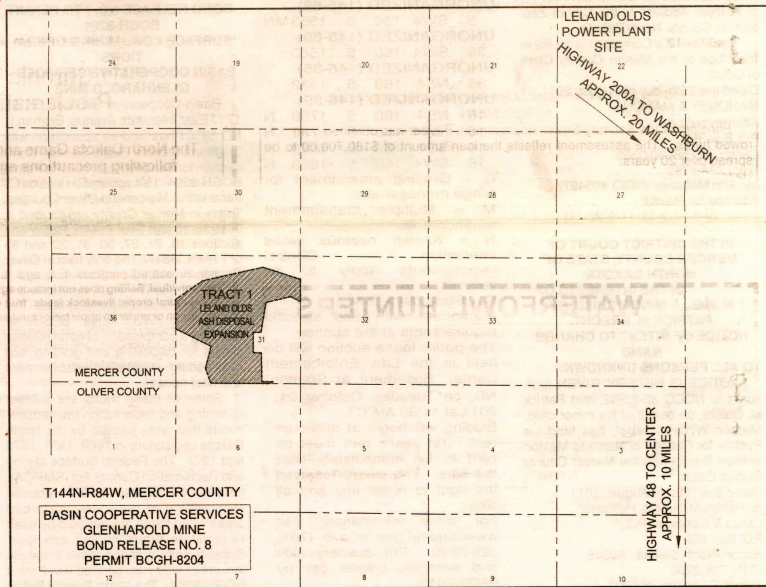
Barnes, 1	Nelson, 2
Burke, 1	Pembina/Walsh, 1
Cavalier, 1	Rolette, 1
Divide, 1	Sheridan, 1
Hettinger, 1	Steele, 1
LaMoure, 1	Stutsman, 1
McLean/Mercer/Oliver, 1	Towner, 1

## Summary of Changes from Last Year

Two WRA's have been eliminated (Pursian Lake in Kidder County and Lake Pickard in Nelson County).

A complete waterfowl rest area proclamation is available from the North Dakota Game and Fish Department, 100 North Bismarck Expressway, Bismarck ND 58501-5095. (701) 328-6300.

CLIP AND SAVE



## ATTACHMENT III - PUBLIC NOTICE ADVERTISEMENT NOTICE OF FILING FOR FINAL RELEASE OF RECLAMATION BOND: BOND RELEASE NO. 8 TO PERMIT BCGH-8204

### BASIN COOPERATIVE SERVICES - GLENHAROLD MINE

Basin Cooperative Services, 1717 East Interstate Avenue, Bismarck, ND 58501 has filed an application with the North Dakota Public Service Commission for Bond Release No. 8 to Permit BCGH 8204. This application includes one tract located in Section 31 of T144N, R84W of Mercer County (see the attached map). It is owned by Basin Cooperative Services. BCS is requesting a combination of bond release stages including backfilling and grading, soil respreading, vegetation establishment and final release.

### TRACT 1 T144N, R84W - MERCER COUNTY

This area was initially disturbed in the 3rd Qtr of 1972. Mining began in the 4th Qtr of 1972 and continued through January of 1973. At this time the mining operation was moved to another location. Mining resumed in the 1st Qtr of 1979 under Permit 50 that was approved by the Public Service Commission on November 10, 1978. Mining continued into the 2nd Quarter when Amendment 1 was approved by the North Dakota Public Service Commission on June 23, 1979. When mining resumed in 1979 the disturbance area became subject to a new State Regulatory Program that

was developed as a result of the Surface Mining Reclamation and Control Act (SMRCA) passed by Congress in 1977. This resulted in more stringent rules for mining as well as specific reclamation standards. Also, SMRCA required re-permitting of previously disturbed areas when these areas would be used to facilitate future mining activities. To accommodate these changes, the mine area was re-permitted under Permit BCGH-8204 which was approved by the Public Service Commission on December 13, 1983.

This tract was reclaimed according to reclamation requirements effective at the time of disturbance and reclamation plans were approved by the Public Service Commission. A request to change the post mining land use from agricultural to industrial was included in Revision 36 to BCGH-8204. This was approved by the Public Service Commission on November 24, 2010. The land use change was necessary to accommodate additional waste materials from the Leland Olds Power Station as a result of the installation of pollution control equipment. Consequently, the 325 acre tract described in this application will be incorporated into the existing LOS landfill permit (Permit SP-143) under the jurisdiction of the North Dakota State Health Department.

Prior to additional mining activities that began in the 1st Qtr of 1979, soil removal and sediment pond development was necessary. Following this work, mining began and continued for

four years through November of 1982. Grading operations began and continued as mining operations progressed. Soil replacement began in 1984. All grading and soil replacement activities were completed by 1996. Reclaimed woodlands were planted between 1986 and 1991. Seeding began in 1984 and was completed in the spring of 1996. Reclamation operations included the re-establishment of rangeland consisting of native grassland, native woodlands and permanent ponds. Permanent ponds left in the reclamation process will be reused as sedimentation ponds for the ash disposal site as well as containment structures to prevent undisturbed water from flowing into the ash disposal area.

Permit BCGH-8204 is currently bonded for the amount of \$5,418,749.15. Basin Cooperative Services requests a bond reduction of \$801,688.23 in this application for completion of all surface coal mining and reclamation requirements on 325 acres.

Written comments, objections, or requests for an informal conference or formal hearing on any of these bond release tracts may be submitted by an person with an interest which is or may be adversely affected to the Reclamation Division, North Dakota Public Service Commission, Capitol Building, 600 East Boulevard, Bismarck, ND 58505-048C within 30 days after the last publication of this notice.

(9-11-9-8-11-9-15-11-9-22-11)

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA )  
 ) SS  
 COUNTY OF Oliver )

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

BASIN COOPERATIVE SERVICE

a printed copy of which is here at the regular and entire issue of said period and time of publication, and published in the newspaper prop-

for 4 consecutive week 09/

Column Inches 45  
 Column Inches 45  
 Column Inches 45  
 Column Inches 45

Notary Fee \$1.00 Total Co

*Shelley Chase*

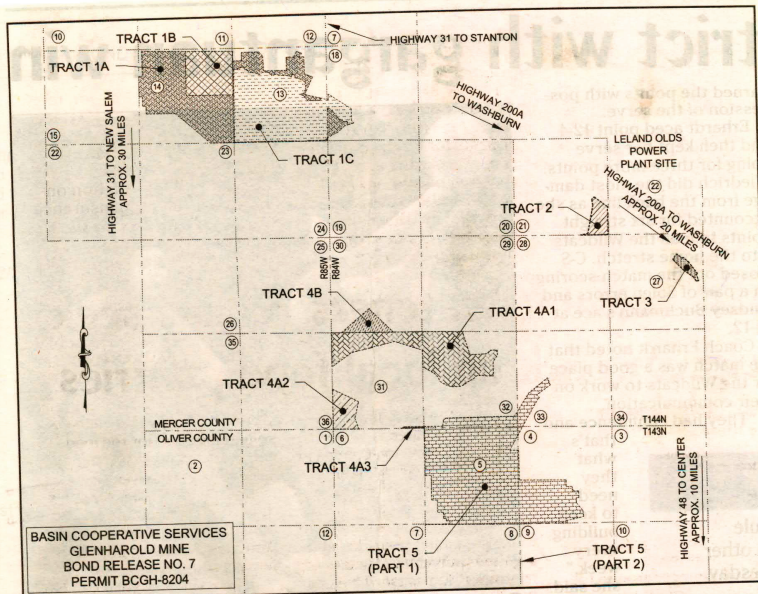
Subscribed and sworn to before  
September A.D. 2011.

(Seal) *Darla J. M...*

Notary Public, State of North D

My Commission Expires

**DARLA J. MA...**  
 Notary Public  
 State of North D  
 My commission expires



**ATTACHMENT III - PUBLIC NOTICE ADVERTISEMENT**

**NOTICE OF FILING FOR FINAL BOND RELEASE OF RECLAMATION BOND:**  
**BOND RELEASE NO. 7 TO PERMIT BCGH-8204**  
**SURFACE COAL MINING OPERATIONS**  
**BASIN COOPERATIVE SERVICES - GLENHAROLD MINE**

Basin Cooperative Services (BCS), 1717 East Interstate Avenue, Bismarck, ND 58501 has filed an application with the North Dakota Public Service Commission for Bond Release No. 7 to Permit BCGH-8204. This application includes 5 tracts within Mercer and Oliver Counties. Tracts in Mercer County are located in sections 13 and 14 of T144N, R85W and sections 18, 21, 27, 30, 31, 32 and 33 of T144N, R84W. The only tract in Oliver County is located sections 4, 5 and 9 of T143N, R84W. Tract locations are shown on the accompanying map. The total area is 2378.8 acres. BCS is requesting a combination of bond release stages for backfilling and grading, soil respreading, vegetation establishment and final release.

Some of these tracts are subject to mining and reclamation law requirements that were passed by the North Dakota Legislature in 1969, 1971, 1973 and 1975. The Federal Surface Mining and Reclamation Control Act (SMRCA), passed by Congress in 1977, required re-permitting of previously disturbed areas when these areas would be used to facilitate future mining activities. Subsequently, acreage within these old law areas was incorporated into Permit BCGH-8204. The North Dakota Public Service Commission approved Permit BCGH-8204 on December 13, 1983.

All areas were reclaimed according to reclamation requirements effective at the time of disturbance. Reclamation plans included in the permit were approved by the Public Service Commission. Reclamation work was conducted over a period of several years and completed in the spring of 2000. Reclamation operations included the reestablishment of native grassland, native woodlands, shelterbelts, hayland and cropland.

**TRACT 1 - SUBTRACTS 1A, 1B AND 1C SECTIONS 13 & 14, T144N, R85W SECTION 18, T144N, R84W MERCER COUNTY**

These tracts are located on the west end of the mine south of highway 200A and east of highway 31 in Mercer County. Mine development activities began in 1984 and continued through 1990. Grading, soil replacement and seeding were completed by the summer of 2000.

Subtract 1A is owned by BCS. It consists of land located in section 14 of T144N, R85W, the northern portion

Woodlands were planted in 1992, 1995 and 1997. The postmine land use is native rangeland and cropland/hayland.

Subtract 1B is owned by LeRoy Boeckel. It is located in the NE 1/4 of section 14 - T144N, R85W. Mining operations began in December of 1984 and were completed in March of 1985. Grading and soil spreading operations were conducted after mining was completed and prior to seeding in 1994, 1995 and 1998. Woodlands were installed in 1994, 1996 and 1997. The postmine land use is rangeland.

Subtract 1C includes all areas in sections 13 and 18 subject to 1975 reclamation law. The entire disturbance area in sections 13 and 18 occurred on land owned by BCS. The portion of section 18 that is owned by V. Olsen is in the bond release area but was not disturbed. The main east-west haulroad was constructed through section 18 in 1974 and 1975. This haulroad was necessary to support mining in the west mine area. No mining occurred in this portion of Subtract 1C. Mining began in section 13 in September of 1976 and continued through March of 1978. Mining resumed in April of 1987 and was completed in March of 1987. Grading and soil spreading operations occurred as mining progressed. Woodlands were installed in 1992, 1995, 1996 and 1997. Seeding was conducted in 1981, 1987, 1994, 1995, 1996 and 1997. The postmine land use is native rangeland and cropland/hayland.

**TRACT 2 SE 1/4 SECTION 21, T144N, R84W MERCER COUNTY**

This tract is owned by BCS. It is located in an area that was disturbed in the late 1960's during initial mine development work. Fill was placed to a height necessary to develop coal unloading facility. Coal was moved across Hwy 200 to the Leland Olds Power Station.

This tract is subject to reclamation standards of the 1969 and 1971 North Dakota reclamation law. Since it was used in support of mining operations after June 30<sup>th</sup> 1979, it was re-permitted and consequently subject to a 10 year responsibility period and revegetation regulations pertaining to erosion control. It was reclaimed by removing the fill material, gravel and contaminated soil and grading the area to a nearly flat topography. This area was graded and seeded in 1999. The post mining land use is rangeland.

**TRACT 3 NE 1/4 SECTION 27, OF 144N, R84W MERCER COUNTY**

This tract is owned by BCS. It was initially disturbed in the late 1960's and includes 13.76 acres of disturbance. Gravel was uncovered and processed at the site by contractors then hauled to the mine for use on haulroads. Grading and soil replacement was completed in 1995

and undisturbed areas in sections 30, 31 and 32. It contains 2 subtracts identified as Tract 4A and 4B. Tract 4A is owned by BCS. Initial mining disturbance occurred in the 3<sup>rd</sup> Qtr of 1972 beginning in the northern portion and continued southward until operations ceased in 1973. Mining resumed in the 1<sup>st</sup> Qtr of 1979 and was completed in November of 1982. Reclamation operations including grading and soil replacement were implemented as mining progressed. Soil replacement began in 1984. Except for diversions and ponds that were reclaimed last, all grading and soil spreading operations were completed in 1996. Woodlands were installed in 1986 and 1987. Seeding was conducted between 1984 and 1996. Tract 4A was reclaimed to native rangeland.

Tract 4B is owned by John Slinde and includes 5.76 acres of disturbance. It is located in the south central portion of section 30 - T144N, R84W. This tract was initially disturbed in 1979 to construct a collection pond and diversion that would move undisturbed water around sediment pond G144-84-31-3H and the mine disturbance area. Grading and soil spreading operations occurred in conjunction with the reclamation of other areas in sections 31 and 32. Seeding was conducted in 1996, 1999 and 2000. This tract is native rangeland.

**TRACT 5 SECTIONS 32 & 33 T144N, R84W - MERCER COUNTY SECTIONS 4, 5 & 9, T143N, R84W - OLIVER COUNTY**

Tract 5 includes the remaining permitted land located in Oliver County. It includes mined land in sections 4 and 5 of T143N, R84W as well as redisturbed old spoil in sections 32 and 33 of T144N, R84W. Mining began in the late 1960's and continued southward until April of 1972 when operations ceased. Mining resumed in May of 1980 and was completed in March of 1985. Mining occurred in section 4 from March of 1990 through June of 1991. A small parcel located in section 9 was not disturbed. Grading operations occurred over a period of several years. Topsoil and subsoil were spread in section 5 in 1988 and 1989 and in section 4 in 1992 and 1993. Reclaimed woodlands were planted in 1990, 1992 and 1993. Seeding operations were conducted over a period of several years including 1990, 1991, 1992, 1995 and 1998. This tract consists of native rangeland and cropland/hayland.

Permit BCGH-8204 is currently bonded for the amount of \$5,418,749.15. Basin Cooperative Services requests a bond reduction of \$4,617,060.92 for completion of all surface coal mining and reclamation requirements.

Written comments, objections, or requests for an informal conference or formal hearing on any of these bond