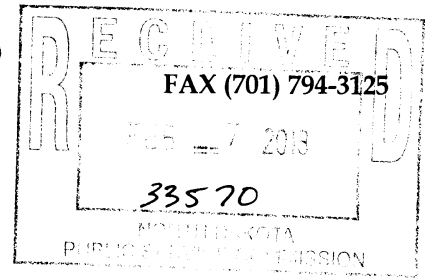


PHONE (701) 794-8734



AN ALLETE COMPANY

2360 35TH AVENUE SW CENTER, ND 58530-9499
MINING LIGNITE AT THE CENTER MINE SINCE 1970

February 6, 2013

Mr. Jim Deutsch, Director
Reclamation Division, NDPSC
Department 408
600 East Boulevard Avenue
Bismarck, ND 58505-0480

RE: Affidavits of Publication

Dear Mr. Deutsch,

Enclosed with this letter are copies of the "Affidavit of Publication" notices from the Bismarck Tribune and the Center Republican for Revision 12 to Permit BNCR-9401.

If you have any questions, please contact me at the Center office.

Sincerely,

A handwritten signature in cursive script that reads "Karene M. Hall".

Karene M. Hall
Permit Coordinator



Classified Advertising Invoice

Bismarck Tribune
 PO BOX 4001
 LaCrosse, WI 54602-4001
 In State 701-250-8218
 Toll free 800-472-2273

BNI COAL LTD
 2360 NW 35TH AV
 CENTER ND 58530

Customer: 60001119
 Phone: (701) 794-8734
 Date: 12/27/2012

CREDIT CARD PAYMENT (circle one)



Card #: _____
 Exp Date: _____
 Signature: _____
 Credit card users: Fax to 701-223-6584

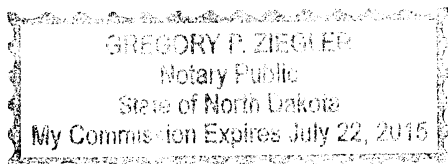
CashAmt

PLEASE DETACH AND RETURN TOP PORTION WITH YOUR PAYMENT

Date	Date	Times Run	Description	Lines	Class Code	Order Amt	Net Amt Due
12/06/12	12/27/12	4	PO124872/BNCR-9401/608807 Bismarck Tribune	198.00	Legals	1,836.00	1,836.00

ck

*Bismarck Tribune
 12/27/2012
 Gregory P. Ziegler
 Notary Public*



Please return invoice or put order number on check. Thank You.

Remarks	Total Due: 1,836.00
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Bismarck Tribune
www.bismarcktribune.com
 PO BOX 4001
 LaCrosse, WI 54602-4001

NOTICE OF APPLICATION FOR A PERMIT TO ENGAGE IN SURFACE COAL MINING AND RECLAMATION ACTIVITIES

The following is the BNL Lease Ltd., 2401 33rd Avenue SW, Coon Rapids, MN 55309, has filed an application with the North Dakota Public Service Commission for Permit No. 12-01-0010 to engage in surface coal mining and reclamation activities in Section 5, T141N, R83W and Section 8, T142N, R83W in Oliver County, North Dakota, hereinafter referred to as the "Project". The permit application was approved on August 12, 1995. The project area and a detailed map showing the actual mining and reclamation activities are on file with the Public Service Commission, 600 North Dakota Avenue, Dept. 408, Bismarck, ND 58105 within 30 days after the date of the notice. Copies of this application are available for inspection at the Public Service Commission office located at the Oliver County Courthouse, Courthouse Plaza, 100 North 1st Street, Bismarck, North Dakota 58105.

Interested parties are invited to submit written comments, objections or requests for information to the Public Service Commission, 600 North Dakota Avenue, Dept. 408, Bismarck, ND 58105 within 30 days after the date of the notice. Copies of this application are available for inspection at the Public Service Commission office located at the Oliver County Courthouse, Courthouse Plaza, 100 North 1st Street, Bismarck, North Dakota 58105.

The following names and addresses of the permittees are hereby listed for the public information:

- Section 5 T141N R83W NW 1/4: Minnesota Power Corporation, USA
- Section 8 T142N R83W NW 1/4: Minnesota Power Corporation, USA
- Section 9 T141N R83W NW 1/4: Minnesota Power Corporation, USA
- Section 10 T142N R83W NW 1/4: Minnesota Power Corporation, USA

- Section 5 T141N R83W NW 1/4: Minnesota Power Corporation, USA
- Section 8 T142N R83W NW 1/4: Minnesota Power Corporation, USA
- Section 9 T141N R83W NW 1/4: Minnesota Power Corporation, USA
- Section 10 T142N R83W NW 1/4: Minnesota Power Corporation, USA

The public hearing will be held on the 12th day of August, 1995, at 10:00 a.m. in the Oliver County Courthouse, Courthouse Plaza, 100 North 1st Street, Bismarck, North Dakota 58105.

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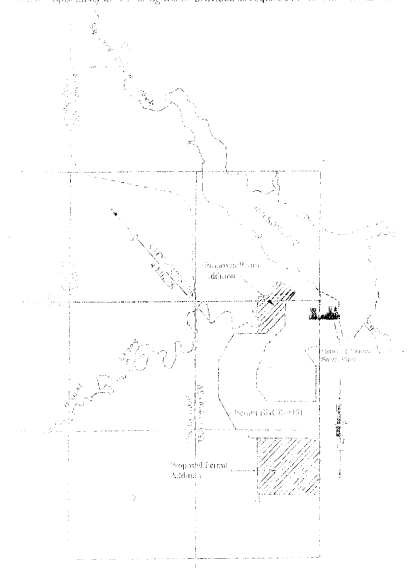
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1206, 13, 20 & 27 608A17

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:

BNI-CENTER MINE CR-APPLICATION PERMIT REVISION W/MAP/LEGA

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 12/27/2012 to wit:

Column Inches 45.75	\$5.77	\$263.98	12/06/2012
Column Inches 45.75	\$5.77	\$263.98	12/13/2012
Column Inches 45.75	\$5.77	\$263.98	12/20/2012
Column Inches 45.75	\$5.77	\$263.98	12/27/2012

Notary Fee \$1.00 Total Cost of Legal \$1,056.92

Shelley Chase

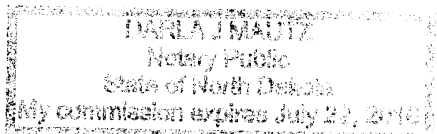
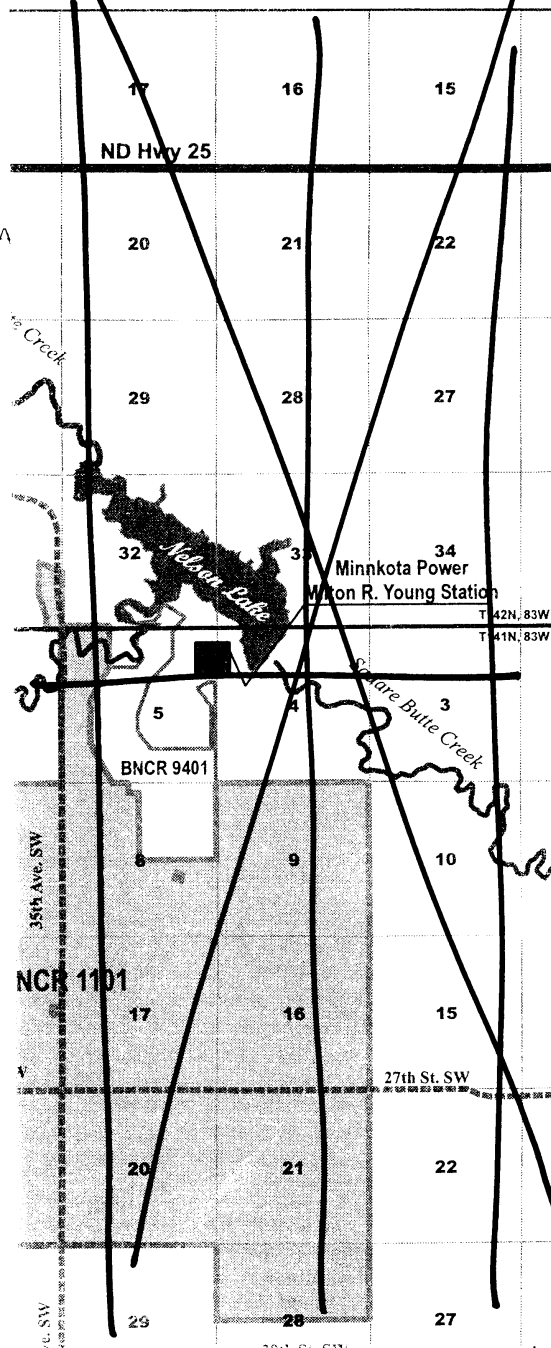
Subscribed and sworn to before me this 24th day of January A.D. 2012.

(Seal) *Darla J. Mautz*

Notary Public, State of North Dakota

My Commission Expires

PUBLIC NOTICE



OF Oliver

PUBLIC NOTICES

BY CHASE, being
in the bookkeeping
newspaper of general
interest of the city of Center

OF

by which is her
and entire issue of
time of publication
of the newspaper p

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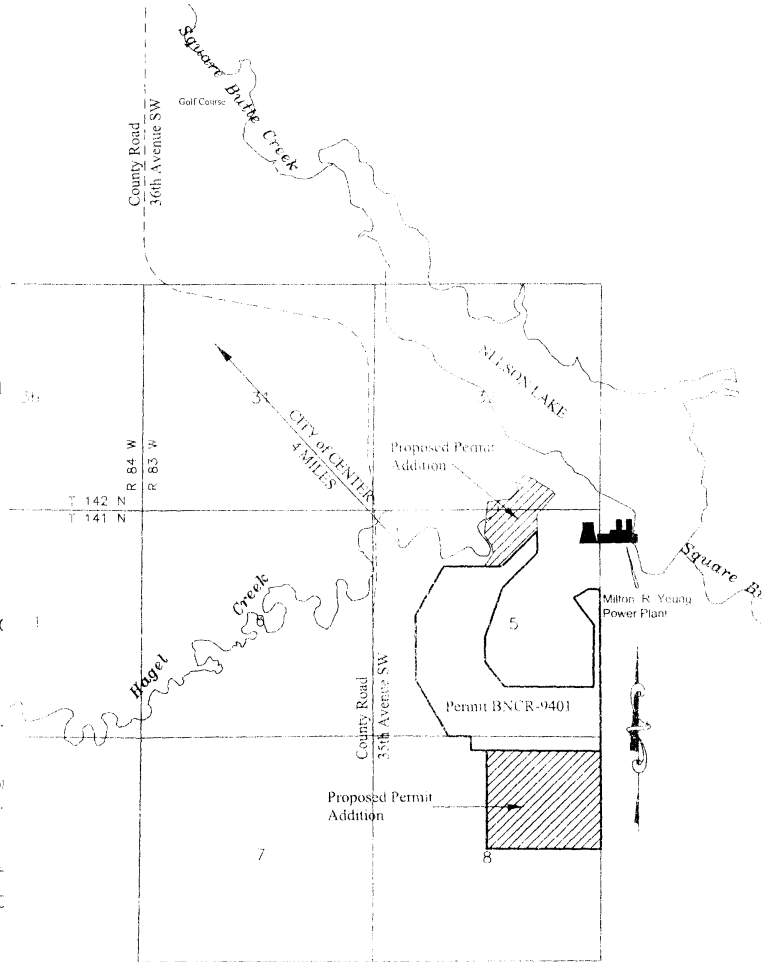
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\$1.00 Total C

and sworn to before
A.D. 20

County, State of North D

Commission Expires



NOTICE OF APPLICATION FOR A
PERMIT REVISION TO ENGAGE IN
SURFACE COAL
MINING AND RECLAMATION AC-
TIVITIES

Please take notice that BNI Coal Ltd., 2360 35th Avenue SW, Center, ND 58500-9499 has submitted an application to the North Dakota Public Service Commission for Permit Revision No. 12-18 Permit BNCR-9401 to engage in surface coal mining and reclamation operations. The area for which a permit revision is sought will add 181.54 acres in Sections 5 and 8, T141N, R83W and Section 32, T142N, R83W, in Oliver County, North Dakota to the existing permit. The current approved permit encompasses 254.72 acres in Sections 5 and 8, T141N, R83W and was approved on August 16, 1995. The approved area and the addition area are shown on the accompanying map and are described below. This permit revision will update the legal and financial section, reclamation and operational sections, environmental resource information sections, post mining land use and worst case bond to include the additional acreage.

Any person whose interests are or may be adversely affected by the proposed application has the right to file written comments, objections or request an informal conference or file a petition to designate an area as unsuitable for surface coal mining operations with the North Dakota Public Service Commission. Written comments, objections or requests for informal conferences or petitions should be sent to the ND Public Service Commission, 600 E. Boulevard Avenue, Dept. 408, Bismarck, ND 58505 within 30 days after the last date of publication of this notice. Copies of the applications are available for inspection at the Oliver County Auditor's office located in the Oliver County Courthouse, Center, North Dakota 58530 and the Director's office, Reclamation Division, North Dakota Public Service Commission, 12th Floor State Capitol Building, Bismarck, North Dakota 58505.

The legal description and names of the apparent surface and mineral (coal) owners of the land in the permit area are as follows:

SURFACE OWNER
Minnkota Power Cooperative
COAL OWNER
Great Northern Properties
LEGAL DESCRIPTION
SE 1/4
SURFACE OWNER
Minnkota Power Cooperative
COAL OWNER
Minnkota Power Cooperative
LEGAL DESCRIPTION
Section 8 T141N R83W
NW 1/4
SURFACE OWNER
Larry & Virginia Schardt
COAL OWNER
Larry & Virginia Schardt
Letellia Taber
Linda Bortaug
John Kautzman
Donna Barnhardt
Betty Lou Titeworth
Lucille Gardner
PFC Minerals, LP
BNI Coal, Ltd.
Clay Hedrick, Jr.
Charles Hamilton, Jr.
M. Ellen Emley
Barbara Endres
Richard Files
Robert Files
Erika Hilliard
Penelope Files
Carolyn Files
Blackstone Minerals
Walter Duncan, Inc.
Kurt Files
Georgianne Hedrick Mercer
John Hedrick
Barbara Hager
Donald Hager
Joyce Hager Gies
James Hager
Mary McGarity
Alexis Boelke
Dean Stucky
Jean Olt
Susan Kowalski
Julie & Donald Gregory
Patsy McGonier
Jack Horn
Donald H. Pross
LEGAL DESCRIPTION
Section 8 T141N R83W
NE 1/4 NE 1/4
SURFACE OWNER
Minnkota Power Cooperative
COAL OWNER
USA

LEGAL DESCRIPTION
NW 1/4 NE 1/4
S 1/2 NE 1/4
SURFACE OWNER
Minnkota Power Cooperative
COAL OWNER
Minnkota Power Cooperative
LEGAL DESCRIPTION
Section 32 T142N R83W
SE 1/4
SURFACE OWNER
Minnkota Power Cooperative
COAL OWNER
Minnkota Power Cooperative
Beginning in the first quarter of 2013 mining and reclamation activities will need to be located across some section lines. BNI will obtain approval from the Oliver County Board of Commissioners to temporarily close the following section lines during the term of mining and reclamation.

1. The east-west section line between Section 5 T141N R83W and Section 32 T142N R83W
2. The north-south section line between Sections 8 and 9 T141N R83W.

Minnkota Power Cooperative has approval from the Oliver County Board of Commissioners to temporarily close the following:

1. The north-south section line between Sections 4 and 5 T141N R83W
2. The east-west section line between Sections 5 and 8 T141N R83W.

Corresponding with a request in the application for BNCR-1161, BNI will obtain approval from the Oliver County Board of Commissioners to permanently close the following section line:

1. The east-west section line between Section 5 T141N R83W and Section 8 T141N R83W

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 Oliver County Board of Commissioners. Before the rights-of-way and associated setback corridors are disturbed, approval from the Oliver County Board of Commissioners will be obtained. Notice and opportunity for a hearing will be provided as required by the ND Century Code.

(12-06-12-12-13-12-12-20-12-12-27-12)