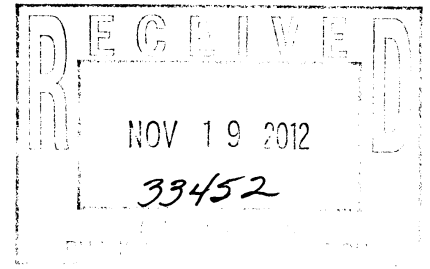


NORTH AMERICAN
COAL
CORPORATION
THE FALKIRK MINING COMPANY



November 15, 2012

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

RE: Affidavits of Publication for Revision 34 to NAFK-8705

Dear Mr. Deutsch:

Please find enclosed copies of the Affidavits of Publication for Revision 34 to Permit NAFK-8705. The Legal Ad was published on October 4th, 11th, 18th, and 25th, 2012 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 250-2424 or e-mail me at diana.edinger@falkirk.com.

Sincerely,

THE FALKIRK MINING COMPANY

A handwritten signature in cursive script that reads "Diana G. Edinger".

Diana G. Edinger
Executive Assistant

DGE
Attachments

8 RC-12-386 Filed 11/19/2012 Pages: 9
Copies of affidavits of newspaper publication filed by the applicant
Falkirk Mining Company
D. Edinger

The Bismarck Tribune

www.bismarcktribune.com

The Finder

Classified Advertising Invoice

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

THE FALKIRK MINING COMPANY
 2801 1ST ST SW
 PO BOX 1087
 UNDERWOOD ND 58576

Customer: 60018525
 Phone: (701) 250-2472
 Date: 10/25/2012

CREDIT CARD PAYMENT (circle one)



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

Date	Order #	Type	Order Amt
10/25/12	20620334	INV	1,368.00

Amount Paid: _____ CK #: _____

CashAmt

PLEASE DETACH AND RETURN TOP PORTION WITH YOUR PAYMENT

Date	Date	Times Run	Description	Lines	Class Code	Order Amt	Net Amt Due
10/04/12	10/25/12	4	608629/PO357940P/Permit Bismarck Tribune	84.00	Legals	1,368.00	1,368.00

Affidavit of Publication
 State of North Dakota) SS County of Burleigh
 Before me, a Notary Public for the State of North Dakota
 personally appeared CK, 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:
10/4, 11, 18, 25 signed Carme-Kuntz
 sworn and subscribed to before me this 25th
 day of OCTOBER 2012
 Notary Public and for the State of North Dakota

GREGORY P. ZIEGLER
 Notary Public
 State of North Dakota
 My Commission Expires July 22, 2015

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

Remarks	Total Due: 1,368.00
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Bismarck Tribune
 www.bismarcktribune.com
 PO BOX 4001
 LaCrosse, WI 54602-4001

Terms: PAYMENT IS DUE UPON RECEIPT OF INVOICE

**NOTICE OF FILING A REVISION
TO AN APPROVED SURFACE COAL MINING PERMIT**

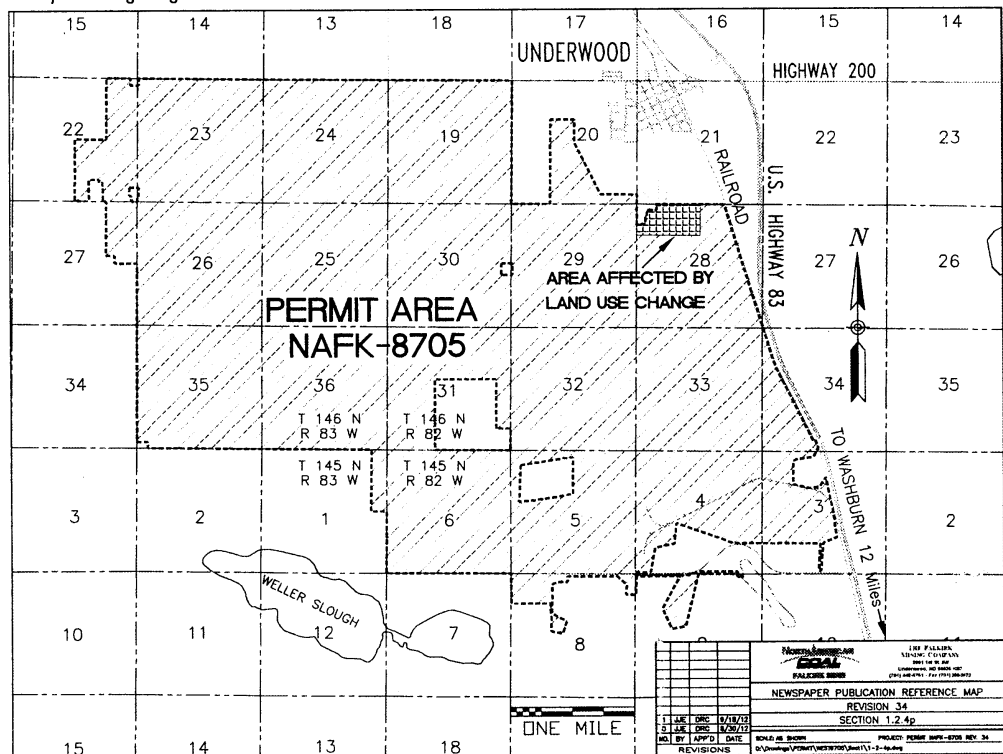
The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed an application for a revision to surface coal mining Permit NAFK-8705. The revision application includes information to update the Permit in response to a mid-term review of sections pertaining to legal and financial, operations, reclamation and monitoring plans, and Permit conditions. The revision addresses detailed reclamation plans for backfilling, grading, and revegetation of the final highwall and pit remaining from the conclusion of dragline mining just south of the City of Underwood. It also includes detailed plans for the installation of a horizontal well system, or French Drain, which is being installed at the final highwall coal interface to provide Westridge Golf Course, managed by the City of Underwood, with irrigation water after reclamation is completed. A post-mining land use change is proposed for the 70.3 acres in the N1/2NW1/4 of Section 28, T146N, R82W to recreational because this tract fully contains the French Drain and all pipelines, pumps, and a holding pond for use by the Golf Course in obtaining and managing the irrigation water from the French Drain. This recreational tract will be deeded to the City of Underwood after reclamation is completed for that purpose.

The Permit area is located south and west of Underwood, North Dakota. The map shows the location of the City of Underwood, North Dakota, the boundaries of the permit area, and the location of the proposed land use change. The owners of the surface and coal in the tract affected by the proposed land use change are as follows:

TRACT 16
T146N-R82W-Section 28: **NW1/4, less a 2.475 acre tract and a 2.59 acre tract in the NW1/4 owned by the City of Underwood, NE1/4 west of the Soo Line Railroad Right-of-Way**
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Robert R. Stadick
 Anona Lundstrom and Bruce Lundstrom

A copy of the application for this revision of a surface coal mining permit is available for public inspection at the offices of the North Dakota Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota 58505-0480 and at the offices of the County Auditor, McLean County Courthouse, Washburn, North Dakota.

Written comments, objections, or requests for informal conferences on the application may be submitted by any person with an interest which is or may be adversely affected to the North Dakota Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota, 58505-0480 within 30 days after the last publication of this notice. The written request should state the issues or objections regarding the revision.



10/4, 11, 18 & 25 - 608629

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 Underwood News, a weekly newspaper of general circulation, published in the city of Underwood, that the advertisement headed:

FALKIRK MINING CO UN- 26.25" NOTICE OF FILING W/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 10/25/2012 to wit:

Column Inches 26.25	\$5.77	\$151.46	10/04/2012
Column Inches 26.25	\$5.77	\$151.46	10/11/2012
Column Inches 26.25	\$5.77	\$151.46	10/18/2012
Column Inches 26.25	\$5.77	\$151.46	10/25/2012

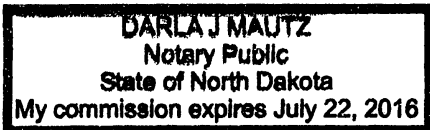
Notary Fee \$1.00 Total Cost of Legal \$606.84

Shelley Chase

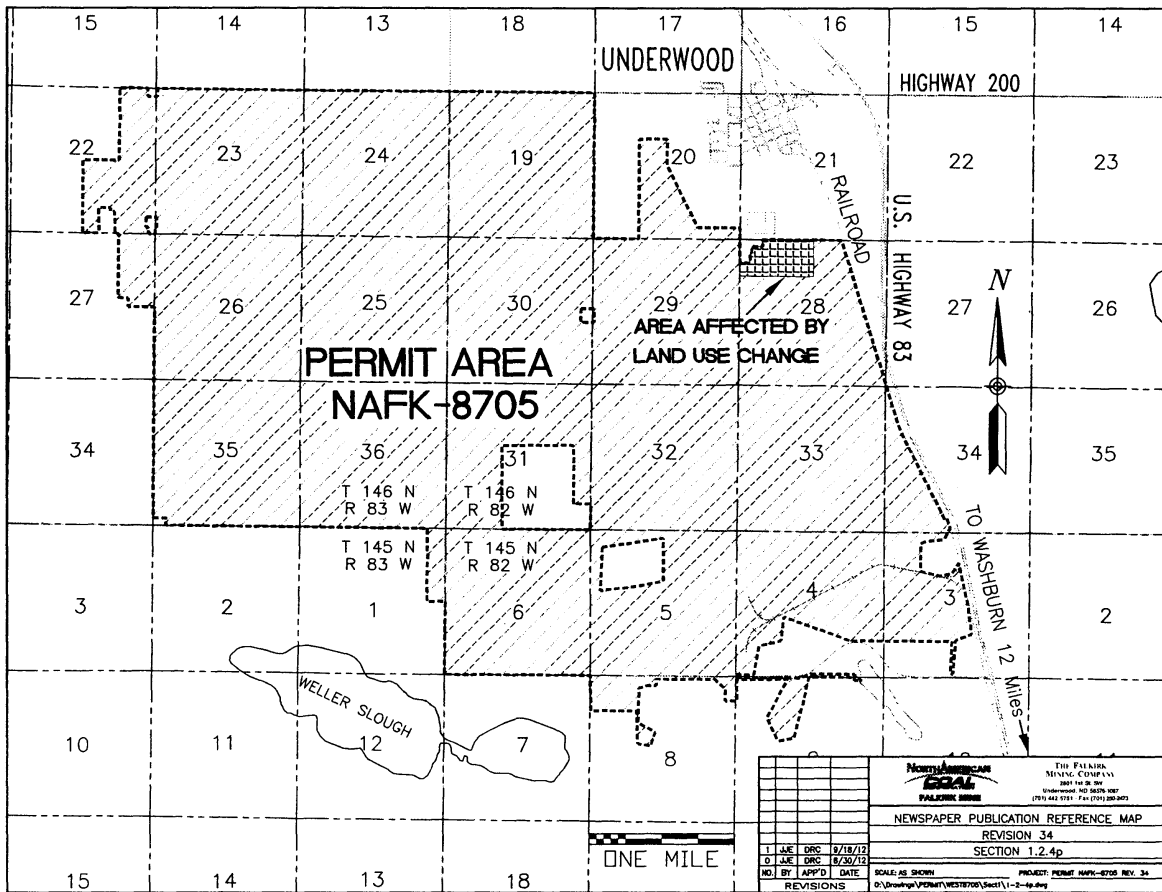
Subscribed and sworn to before me this 30th day of October A.D. 2012

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

My Commission Expires



Public Notices



Notice of filing a revision to an approved surface coal mining permit

The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed an application for a revision to surface coal mining Permit NAFK-8705. The revision application includes information to update the Permit in response to a mid-term review of sections pertaining to legal and financial, operations, reclamation and monitoring plans, and Permit conditions. The revision addresses detailed reclamation plans for backfilling, grading, and revegetation of the final highwall and pit remaining from the conclusion of dragline mining just south of the City of Underwood. It also includes detailed plans for the installation of a horizontal well system, or French Drain, which is being installed at the final highwall coal interface to provide Westridge Golf Course, managed by the City of Underwood, with irrigation water after reclamation is completed. A post-mining land use change is proposed for the 70.3 acres in the N½NW¼ of Section 28, T146N, R82W to recreational because this tract fully contains the French Drain and all pipelines, pumps, and a holding pond for use by the Golf Course in obtaining and managing the irrigation water from the French Drain. This recreational tract will be deeded to the City of Underwood after reclamation is completed for that purpose.

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TRACT 16

T146N-R82W-Section 28:

NW¼, less a 2.475 acre tract and a 2.59 acre tract in the NW¼ owned by the City of Underwood, NE¼ west of the Soo Line Railroad Right-of-Way

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Robert R. Stadick

Anona Lundstrom and Bruce Lundstrom

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The Falkirk Mining Company

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- 26.25" NOTICE OF FILING W/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 10/25/2012 to wit:

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Column Inches 26.25	\$5.77	\$151.46	10/11/2012
Column Inches 26.25	\$5.77	\$151.46	10/18/2012
Column Inches 26.25	\$5.77	\$151.46	10/25/2012

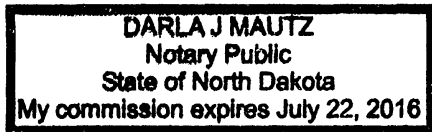
Notary Fee \$1.00 Total Cost of Legal \$606.84

Shelley Chase

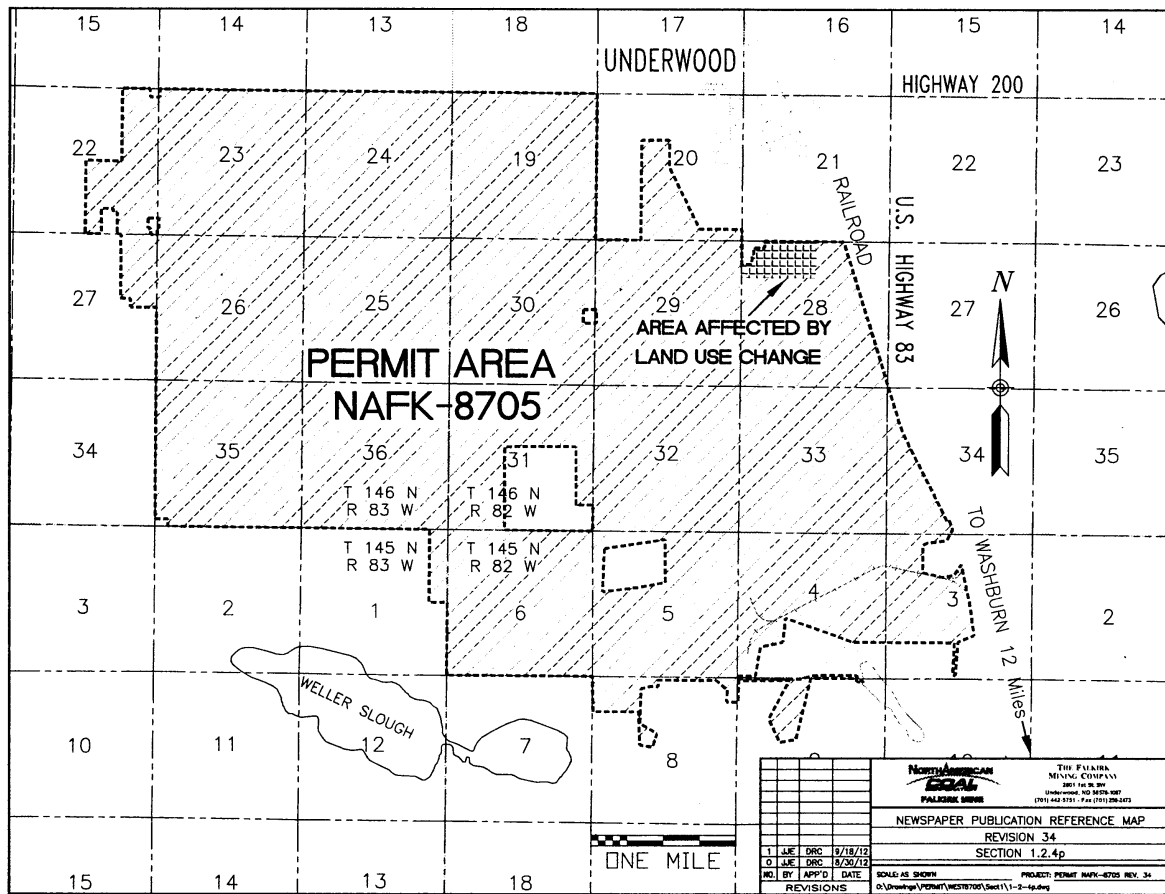
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(Seal) Darla J. Mautz
Notary Public, State of North Dakota

My Commission Expires



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Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Robert R. Stadick
Anona Lundstrom and Bruce Lundstrom

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)
COUNTY OF McLean)

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FALKIRK MINING CO GR-PO# 357910P FILING WITH /MAP LEGAL

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for 4 consecutive week 10/25/2012 to wit:

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Column Inches 26.75	\$5.77	\$154.35	10/11/2012
Column Inches 26.75	\$5.77	\$154.35	10/18/2012
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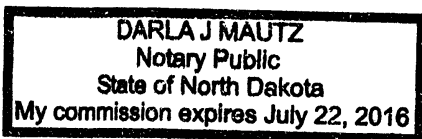
Notary Fee \$1.00 Total Cost of Legal \$618.40

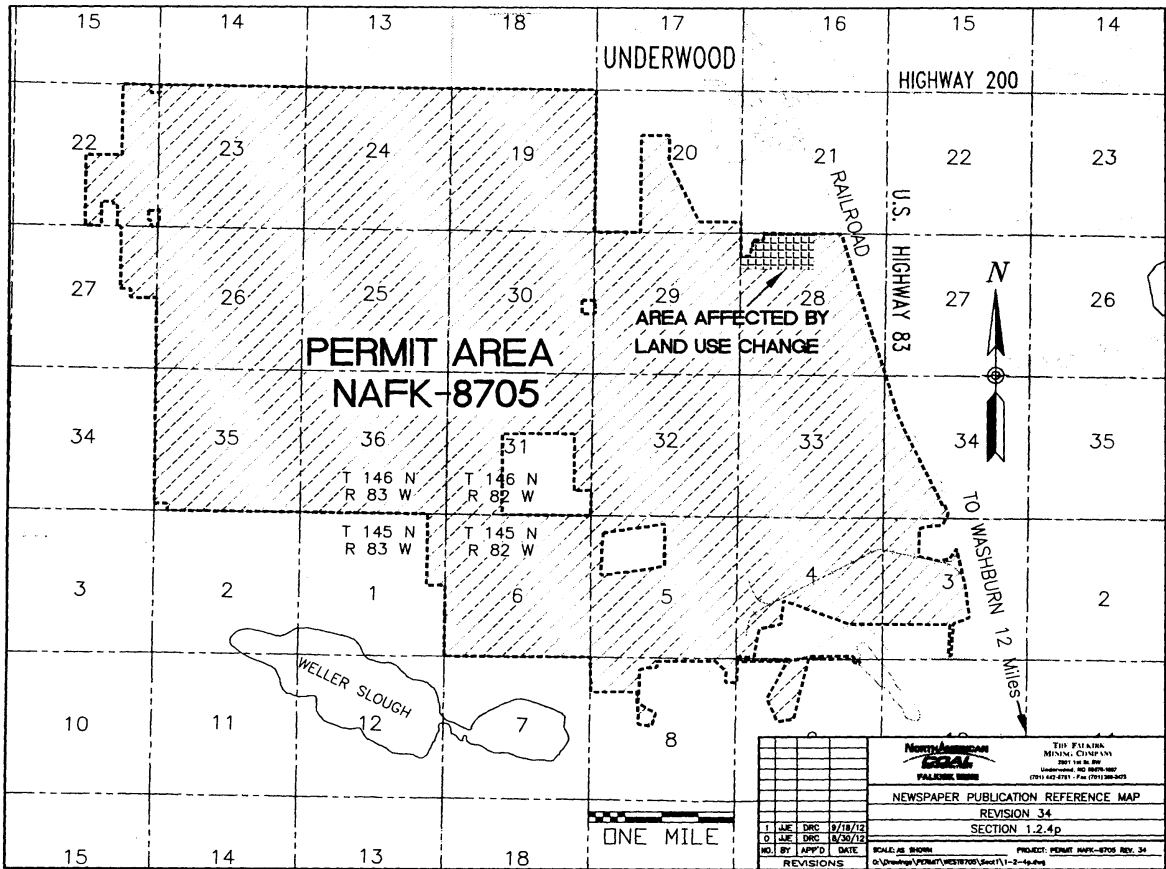
Shelley Chase

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

My Commission Expires





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 Robert R. Stadick

Anona Lundstrom
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The Falkirk Mining Company
 (Oct. 4, 11, 18, 25, 2012)