

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 BEULAH BEACON, a weekly newspaper of general circulation, published in the city of BEULAH, that the advertisement headed:

COYOTE CREEK MINING CO LLC PERMIT NACC-1301 SURFACE COAL MINING/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 08/08/13 to wit:

26	154.44	07/18/2013
26	154.44	07/25/2013
26	154.44	08/01/2013
26	154.44	08/08/2013

Notary Fee \$1.00 Total Cost of Legal \$618.76

REVIEWED BY \_\_\_\_\_

DATE \_\_\_\_\_

APPROVED FOR PAYMENT \_\_\_\_\_

Subscribed and sworn to before me this 4th day of September A.D. 2013.

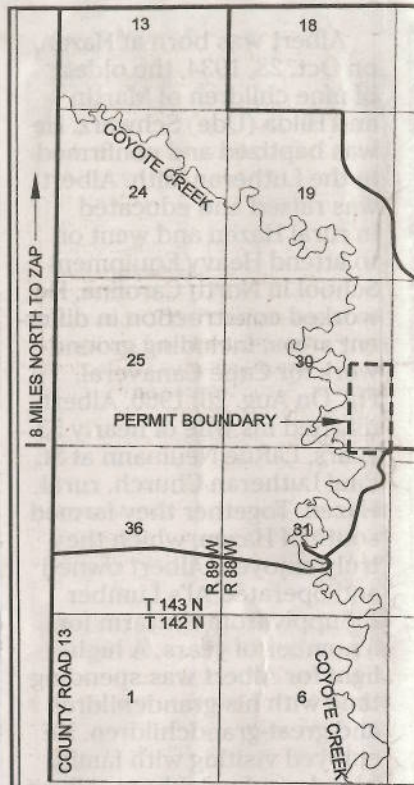
(Seal) Darla J Mautz

Notary Public, State of North Dakota

My Commission Expires

**DARLA J MAUTZ**  
 Notary Public  
 State of North Dakota  
 My commission expires July 22, 2016

**RECEIVED**  
 SEP 05 2013  
**Land Office**



NEWSPAPER PUB  
 NOTICE MA  
 PERMIT NACC-

NOTICE OF FILING FOR A  
 SURFACE COAL MIN

The Coyote Creek Mining Company, L.L.C., marck, ND 58501-1264, as applicant, has filed for Surface Coal Mining Permit NACC-1301, covering portions of R88W, of the Fifth Principal Meridian, Mercer County, North Dakota. The average within the proposed permit area is approximately ten miles from the Medicine Butte NE, North Dakota USGS station 4700000000000000. The distance to the city of Zap, North Dakota, and the owners of the surface and coal in the tract are as follows:

**TRACT 36**  
 Township 143 North, Range 88 West  
 Section 30: E 1/2 SE 1/4  
 Surface Ownership: Paulette White and  
 Coal Ownership: Patience M. Saylor and  
 North Dakota Department of Mineral Resources

**TRACT 43**  
 Township 143 North, Range 88 West  
 Section 31: A tract of land in the NE 1/4 of R88W.

Described as follows:  
 Beginning at the northeast corner of said Section 31, thence S 00°51'39" W a distance of 150.00', on the 89°05'10" E a distance of 1316.25', on a line of said Section 31; thence N 00°54'16" E to the northeast corner of said Section 31, E contains 4.54 acres, more or less.

Surface Ownership: Casey Voigt and Julie Voigt  
 Coal Ownership: Great Northern Properties  
 During the first term of the permit, the applicant proposes to request Mercer County approval of reclamation operations within 100 feet of the section line between the S 1/2 Sections 29 and 30 of the west right-of-way of the north 150 feet of Sections 31 and 32, T143N, R88W.

During the first term of the permit, the applicant also proposes to request Mercer County approval of surface coal mining and reclamation operations within 100 feet of the road right-of-way and the section line between the E 1/2 E 1/2 Section 30 and the surface coal mining and reclamation operations.

The permit term will be five years. It is the intent of the applicant to conduct surface coal mining and reclamation operations during the permit term.