

FALKIRK MINE

May 20, 2014

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

RE: Affidavit of Publication for Revision 24, Mid-Term Review, to Permit NAFK-9503

Dear Mr. Deutsch:

Please find enclosed copies of the Affidavit of Publication for Revision 33, Mid-Term Review, to Falkirk's Mining Permit NAFK-8405. The publication was published for four consecutive weeks in The McLean County Independent and The Bismarck Tribune on April 3rd, 10th, 17th, and 24th, 2014.

If you have any questions or comments, please contact me at 250-2424.

Sincerely,

THE FALKIRK MINING COMPANY

Diana Edinger
Administrative Assistant

DGE
Attachments

8 RC-14-50 Filed 05/21/2014 Pages: 6
Copies of the affidavits of newspaper notice publication filed by the applicant
Falkirk Mining Company
Diana Edinger

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA)
)
) SS
COUNTY OF McLean)

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

FALKIRK MINING CO GR-PO#50569 NAFK-8405 PERMIT WITH 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 04/24/2014 to wit:

Column Inches 39.5	\$5.94	\$234.63	04/03/2014
Column Inches 39.5	\$5.94	\$234.63	04/10/2014
Column Inches 39.5	\$5.94	\$234.63	04/17/2014
Column Inches 39.5	\$5.94	\$234.63	04/24/2014

Notary Fee \$1.00 Total Cost of Legal \$939.52

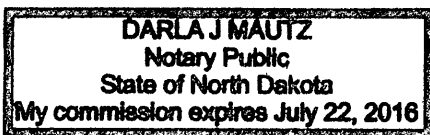
Shelley Chase

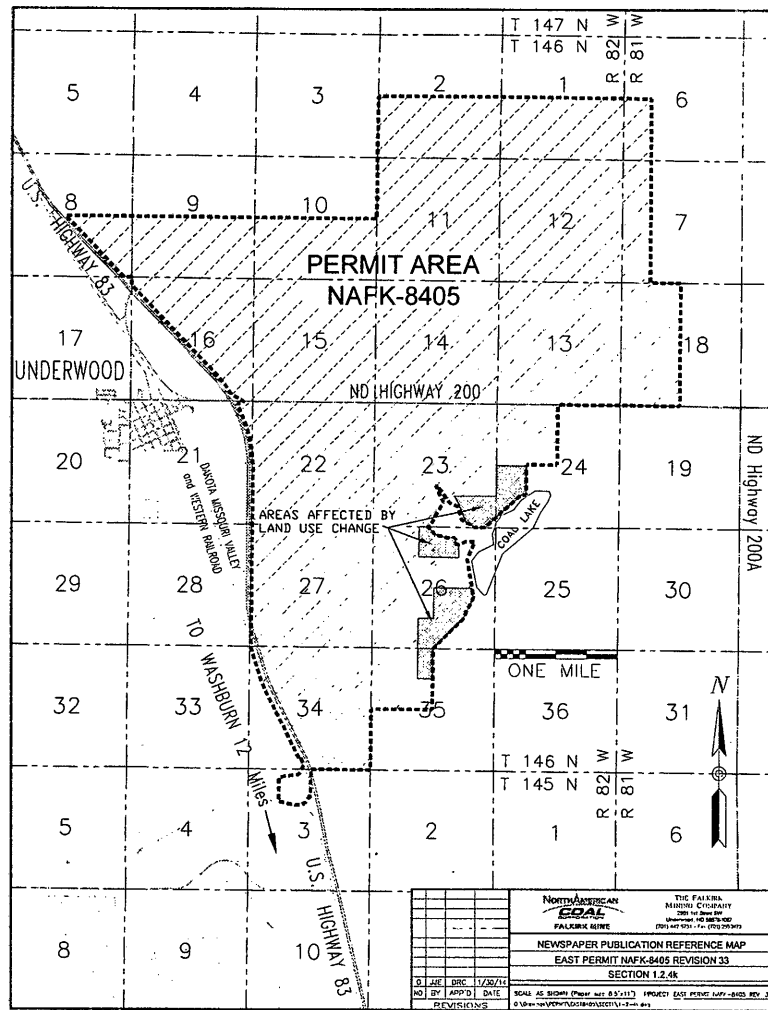
Subscribed and sworn to before me this 25th day of April A.D. 2014

(Seal) Darla J Mautz

Notary Public, State of North Dakota

My Commission Expires





Public notice to revise permit

NOTICE OF FILING TO REVISE A PERMIT FOR
SURFACE COAL MINING OPERATIONS

The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed an application to revise surface coal mining activities in Permit NAFK-8405. The revision application modifies the reclamation and post-mining land use plans on 238 acres of land surrounding Coal Lake in the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 23, the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 24, Section 26, and the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35 in Township 146N, Range 82W. These lands are part of a 730-acre tract that Falkirk and Great River Energy have agreed to transfer to the North Dakota Department of Transportation to facilitate the mitigation of 1,217 acres of No-Mow acres within McLean County. The transfer agreement grants the North Dakota Game and Fish Department management of these lands primarily for recreational uses including wildlife production and compatible public uses. The revision also contains information to update the Permit in response to a mid-term review of sections pertaining to legal and financial, geology, surface water information, soils, operations, reclamation and monitoring plans, and permit conditions. Falkirk and the following landowners have lands and/or coal on which the land use changes are proposed as indicated by the labeled shaded areas on the accompanying reference map:

TRACT 7A.1

Township 146 North, Range 82 West

Section 23: A portion of the S $\frac{1}{2}$ SE $\frac{1}{4}$

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Washburn Trust No. 1

Bradley J. Fohr

The John A. Zuger Family Trust

Lyle W. Kirmis

Robert V. Bolinske

Sharon Smith

Murray G. Sagsveen

Lance D. Schreiner

James S. Hill, P.C.

Patrick J. Ward

Charles T. Edin

Bradley P. Edin

Elizabeth Byrne Pfeifer

Jane Byrne Beauclair

Anne Byrne Lewis

TRACT 10

Township 146 North, Range 82 West

Section 24: Lot 3, NW¼SW¼

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Collin R. Weisz and Vonnie Weisz

Donald V. Koenig

Robert L. Koenig

Eilene J. Doble

James S. Koenig

Joy A. Person

TRACT 11A

Township 146 North, Range 82 West

Section 26: Lot 2, Block 2 in the NE¼

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Emma Pulver

TRACT 13A

Township 146 North, Range 82 West

Section 26: A portion of the NE¼NW¼

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Alma E. Janke

Frank J. Bavendick

TRACT 14

Township 146 North, Range 82 West

Section 26: Lot 3, W¼SE¼

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Michael R. Berg

Steven Berg

Kathryn Anderson

Marcia Blotske

Michael A. Love

Kimberly A. Reiner

Barbara C. Braun

Renee C. Thorp

George M. Ackre and Susan R. Ackre

Janet G. Britton

Ruby C. Britton

Gordon O. Olson and Ellen Olson

Robert A. Sitz and Jean Sitz

Richard C. Lord and Myrna K. Lord

TRACT 15A

Township 146 North, Range 82 West

Section 26: E½SE¼SW¼

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Michael Berg

Truman Janke and Velma Janke

Doris E. Janke and Carmen N. White

TRACT 22A

Township 146 North, Range 82 West

Section 35: E½NE¼NW¼

Surface Ownership:

The Falkirk Mining Company

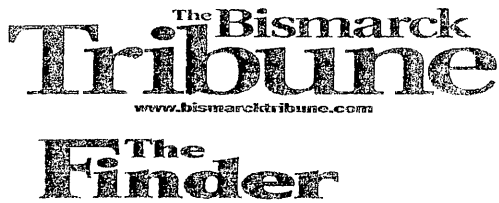
Coal Ownership:

Washburn Trust No. 1

Copies of the application for revision of a surface coal mining permit are available for public inspection at the offices of the North Dakota Public Service Commission, 600 East Boulevard Ave., Bismarck, ND 58505-0480 and at the office of the County Auditor, McLean County Courthouse, Washburn, ND 58577.

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 Ave., Bismarck, ND 58505-0480 within 30 days after the last publication of this notice. The written request should state the concerns or objections regarding the revision.

(April 3, 10, 17, 24, 2014)



Classified Advertising Invoice

Bismarck Tribune
 PO BOX 4001
 LaCrosse, WI 54602-4001
 888-418-6474

THE FALKIRK MINING COMPANY

2801 1ST ST SW
 PO BOX 1087
 UNDERWOOD ND 58576

Customer: 6001 8525
 Phone: (701) 250-2472
 Date: 04/24/2014

CREDIT CARD PAYMENT (circle one)



Card #: _____
 Exp Date: _____
 Signature: _____
 Credit card users: Fax to 608-791-8212

Date	Order #	Type	Order Amt
04/24/14	20714602	INV	1,836.00

Amount Paid: _____ CK #: _____

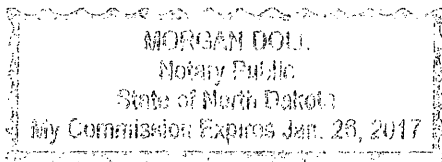
Cash Amt

PLEASE DETACH AND RETURN TOP PORTION WITH YOUR PAYMENT

Lee Enterprises no longer accepts credit card payments sent via e-mail. Emails containing credit card numbers will be blocked. Please use the coupon above to send a credit card payment to remittance address located in the upper right corner. You may also send the coupon to a secure fax at 608-791-8212.

Date	Date	Times Run	Description	Lines	Class Code	Order Amt	Net Amt Due
			PO50568 / Permit NAFK-8405	198.00	Legals	1,836.00	1,836.00
04/03/14	04/24/14	4	Bismarck Tribune				

Handwritten: Bismarck Tribune 4/21, 10, 17, 24
 Morgan Doherty
 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

Terms: PAYMENT IS DUE UPON RECEIPT OF INVOICE

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Section 23: A portion of the S½SE¼**

Surface Ownership:
Coal Ownership:

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Washburn Trust No. 1
Bradley J. Fohr
The John A. Zuger Family Trust
Lyle W. Kirmis
Robert V. Bolinske
Sharon Smith
Murray G. Sagsveen
Lance D. Schreiner
James S. Hill, P.C.
Patrick J. Ward
Charles T. Edin
Bradley P. Edin
Elizabeth Byrne Pfeifer
Jane Byrne Beauclair
Anne Byrne Lewis

TRACT 10

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Section 24: Lot 3, NW¼SW¼**

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Collin R. Weisz and Vonnie Weisz
Donald V. Koenig
Robert L. Koenig
Eilene J. Doble
James S. Koenig
Joy A. Person

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Alma E. Janke
Frank J. Bavendick

TRACT 14

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Coal Ownership:

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Steven Berg
Kathryn Anderson
Marcia Blotske
Michael A. Love
Kimberly A. Reiner
Barbara C. Braun
Renee C. Thorp
George M. Ackre and Susan R. Ackre
Janet G. Britton
Ruby C. Britton
Gordon O. Olson and Ellen Olson
Robert A. Sitz and Jean Sitz
Richard C. Lord and Myrna K. Lord

TRACT 15A

**Township 146 North, Range 82 West
Section 26: E½SE¼SW¼**

Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Michael Berg
Truman Janke and Velma Janke
Doris E. Janke and Carmen N. White

TRACT 22A

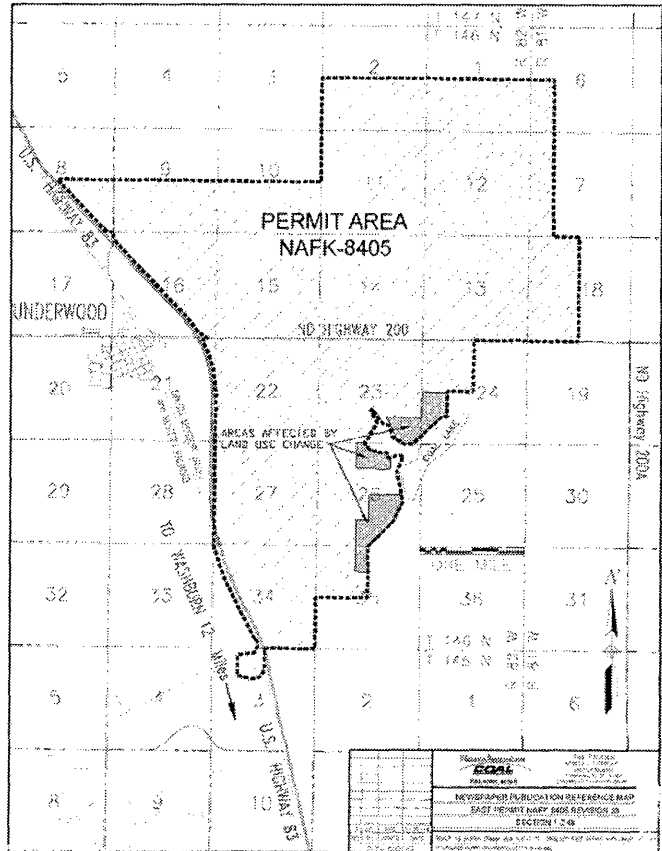
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Section 35: E½NE¼NW¼**

Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Washburn Trust No. 1

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4/3, 10, 17 & 24 - 20714602