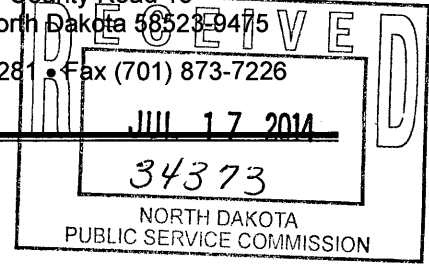


THE COTEAU
PROPERTIES COMPANY
A SUBSIDIARY OF THE NORTH AMERICAN COAL CORPORATION

FREEDOM MINE

204 County Road 15
Beulah, North Dakota 58523-9475
(701) 873-2281 • Fax (701) 873-7226



July 16, 2014

Mr. James R. Deutsch
Director Reclamation Division
Public Service Commission
600 East Boulevard Avenue
Department 408
Bismarck, ND 58505-0480

Dear Mr. Deutsch:

Enclosed are affidavits of publication from the Beulah Beacon and Hazen Star. These affidavits are for Final Bond Release #3 to Permit NACT-8503.

If you have any questions, please contact me.

Sincerely,

THE COTEAU PROPERTIES COMPANY

A handwritten signature in cursive script that reads "Lisa Ryan".

Lisa D. Ryan CPS/CAP
Office Administrator

LDR
Enc.

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA)
)
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:

COTEAU PROPERTIES/LISA RYAN BH-BOND RELEASE/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 06/26/2014 to wit:

Column Inches 33	\$5.94	\$196.02	06/05/2014
Column Inches 33	\$5.94	\$196.02	06/12/2014
Column Inches 33	\$5.94	\$196.02	06/19/2014
Column Inches 33	\$5.94	\$196.02	06/26/2014

Notary Fee \$1.00 Total Cost of Legal \$785.08

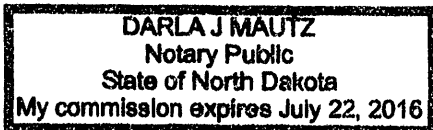
Shelley Chase

Subscribed and sworn to before me this 14th day of July A.D. 2014.

(Seal) *Darla J. Mautz*

Notary Public, State of North Dakota

My Commission Expires



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:

COTEAU PROPERTIES/LISA RYAN HZ-BOND RELEASE/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 06/26/2014 to wit:

Column Inches 33	\$5.94	\$196.02	06/05/2014
Column Inches 33	\$5.94	\$196.02	06/12/2014
Column Inches 33	\$5.94	\$196.02	06/19/2014
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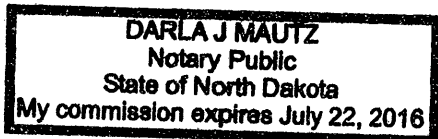
Shelley Chase

Subscribed and sworn to before me this 2nd day of July A.D. 2014

Seal) *Darla J. Mautz*

Notary Public, State of North Dakota

My Commission Expires



PUBLIC NOTICES

NOTICE OF HEARING

Notice is hereby given that the housing authority of Mercer County will conduct a public hearing at Crescent Manor, 20 7th St NE, Hazen, ND, on July 15, 2014, 11:30 a.m., to discuss a significant amendment to the annual plan in regards to flat rent. A copy of the proposed amendment is available for review and inspection in the management office at 1500 3rd Ave NW, Mandan, ND, or by phoning 701-663-7494 for a copy. Any person interested may inspect the amendment during the next 45 day period and/or appear at the hearing and be heard.
RICK HORN, MANAGEMENT AGENT
 (6-19-14) (6-26-14)

MAHONEY & MAHONEY

Attorneys at Law
 P.O. Box 355
 Center, North Dakota 58530
 PROBATE NO. 29-2014-PR-00022
 (701) 794-8769
 Ann Mahoney
 Attorneys for the Personal Representative
 SOUTH CENTRAL JUDICIAL DISTRICT, STATE OF NORTH DAKOTA
 IN THE DISTRICT COURT OF MERCER COUNTY

IN THE MATTER OF THE ESTATE OF ELMER NEUBERGER, 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 Melvin Neuberger, PO Box 831, Beulah, ND 58523, Personal Representative of the estate, or filed with the Court.
 Dated this 19th day of June, 2014.
 /s/Melvin Neuberger
 Melvin Neuberger
 PO Box 831
 Beulah, ND 58523
 Ann Mahoney
 Mahoney & Mahoney
 Attorneys at Law
 P.O. Box 355
 Center, ND 58530
 Attorneys for the Personal Representative
 First publication on the 26th day of June, 2014.
 (6-26-14) (7-3-14) (7-10-14)

STOP

at the
Beulah Beacon
 (324 2nd Ave. N.E., Beulah)
 or at the
Hazen Star
 (26 E. Main Ave., Hazen)
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15,205 Acres Deeded
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★ In order to bid at the auction, buyers must be prequalified and submit a qualified bid previous to 4:30 p.m. July 3, 2014

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For Information, Contact:

ROGER JACOBS
 (406) 698-7686

BRYAN ANDERSON
 (406) 839-7439

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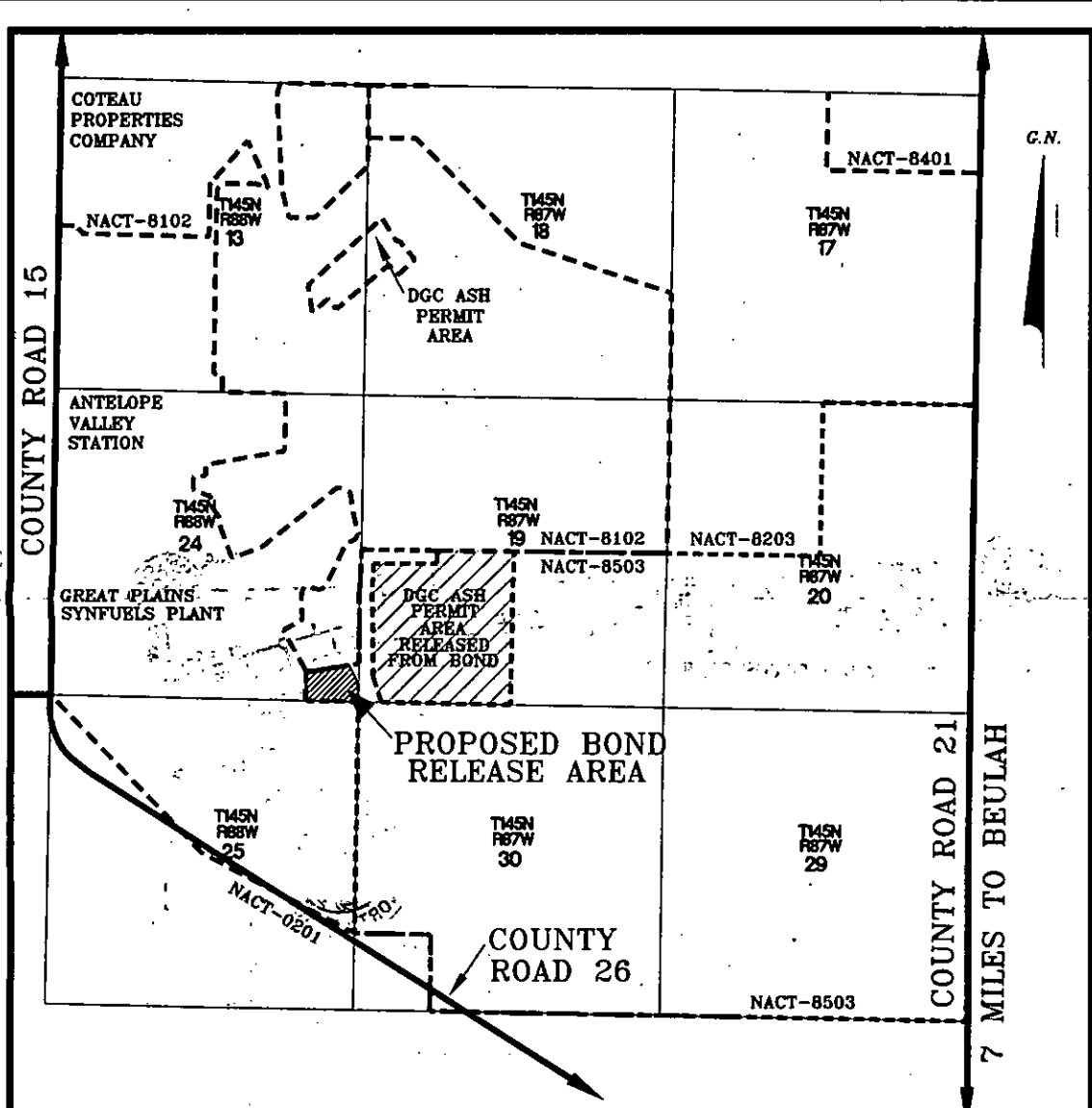
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NEWSPAPER PUBLICATION
 NOTICE MAP
 FINAL BOND RELEASE NO. 3
 PERMIT NACT-8503

NOTICE OF FILING FOR FINAL RELEASE OF RECLAMATION BOND

The Coteau Properties Company, as applicant, has filed an application for final bond release on 11.18 acres of land in Mercer County located in the SE¼SE¼ Section 24, T145N, R88W, as shown on the map. This action will release the area for industrial land use, for which the 10 year revegetation liability requirements do not apply. Six of these acres are currently being utilized as a parking area. This land is included in Permit NACT-8503, which was approved by the North Dakota Public Service Commission on August 7, 1986. Prior to submittal of this permit, a portion of the area was permitted under Special Use Permit 069, and authorized by the North Dakota Department of Health (NDDOH) as an inert waste disposal site. The site was capped with twenty-four to forty-eight inches of compacted subsoil, and six to eight inches of topsoil, with the final closure affidavit filed with the NDDOH in January 1989. The purpose of this bond release is to remove the inert waste disposal site from Coteau's permit area and relieve Coteau of all liabilities associated with the site, which is the responsibility of the Dakota Gasification Company, as regulated by the NDDOH. No coal removal or reclamation activities were conducted in the bond release area.

Permit NACT-8503 is currently bonded in consolidation with adjacent mining permits for an amount totaling \$119 million. Due to continued mining and reclamation operations within these permits, the bond amount will not be reduced. Upon approval of this bond release application, Coteau will be released from reclamation liability for 11.18 acres in Permit NACT-8503.

Written comments, objections, or requests for an informal conference or public hearing on this bond release may be submitted by any person having a valid legal interest that is or may be adversely affected by this action, to the North Dakota Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, ND 58505-0480, within 30 days after the last publication of this notice. Any request for an informal conference or hearing should be in writing to the Commission, and must state specifically the issues or objections that an affected party has regarding this bond release.

The Coteau Properties Company
 204 County Road 15
 Beulah, North Dakota 5852

(6-5-14) (6-12-14) (6-19-14) (6-26-14)

FANATIC'S

SPORTS BAR & GRILL

2201 2nd Ave NW • Beulah, ND • 873-2143

Restaurant Hours: 11 am - 10 pm Sunday-Thursday
 11 am - 11 pm Friday & Saturday
 Bar closes at 1 am Monday - Saturday, 11 pm on Sunday

Happy Hour

Mon-Fri • 3-6 p.m.

Daily Lunch Specials
 New menu ready!

Bear of the Month:
 "THE ILLINOIS"
 IPA from Goose Island

Every other Thursday Night

June 26th, July 10th & 24th

Karaoke Night



2GKC
 8:30 p.m. - 12:30 a.m.

CLOSED - July 4th • Open @ 11 a.m. July 5th

July 5th - UFC 175

Come try our New Special:

1/2 LB. WHISKEY
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- Industrial hearing tests
- Hearing aid adjustment
- Hearing aid fitting and repair

Brady Ness, AuD

You can also purchase state-of-the-art hearing devices that are affordable on every budget.

Dr. Ness will be at the Coal Country Community Clinic in Beulah on the following dates:

- Friday, July 3
- Friday, July 18

Call (800) 932-8758 to schedule an appointment today.

SANFORD
 HEALTH

Public Notice

**ADVERTISEMENT FOR BIDS
MERCER COUNTY REGIONAL
AIRPORT
HAZEN, NORTH DAKOTA
AIP NO. 3-38-0075-12-2014**

Sealed bids for incidental items on the site of the Mercer County Regional Airport, Hazen, North Dakota will be received by the Mercer County Regional Airport Authority, Hazen, North Dakota until **2:00 P.M. CT, on July 17 2014**. All bids will be publicly opened and read aloud at the office of Kadmas, Lee & Jackson, Inc., Bismarck, North Dakota. The Owner will receive multiple prime bids for general, electrical and mechanical construction or any combination thereof.

The bid documents are to be mailed or delivered to the office of Kadmas, Lee & Jackson, Inc., 4585 Coleman Street, PO Box 1157, Bismarck, North Dakota, 58503 and shall be sealed and endorsed, "New Hangar Construction, Mercer County Regional Airport, AIP No. 3-38-0075-12-2014" and shall indicate the type and number of contractor's license.

The proposed work includes the following items and approximate quantities:

Aircraft Storage Hangar Building (80'x70') and Concrete Approach Apron (36'x80').

Plans and specifications are on file and may be seen at the office of Kadmas, Lee & Jackson, Inc., 4585 Coleman Street, Bismarck, North Dakota.

Copies of the plans and specifications and other bidding contract documents may be obtained by payment of one hundred and twenty five dollars (\$125.00) (nonrefundable) to Kadmas, Lee & Jackson, Inc., 4585 Coleman Street, Bismarck, ND, 58503 for each set so obtained. An optional, complete set of digital project bidding documents are available at www.kljeng.com "Projects for Bid" or www.questcdn.com. You may download the digital plan documents for \$38 by inputting Quest project # 3396549 on the website's Project Search page. Please contact QuestCDN.com at 952-233-1632 or info@questcdn.com for assistance in free membership registration, downloading, and working with this digital project information.

Each bid shall be accompanied by a separate envelope containing a Bid Bond in a sum equal to five percent (5%) of the maximum bid price, executed by the Bidder as principal and by a surety company authorized to do business in the State of North Dakota, payable to the Mercer County Regional Airport Authority, conditioned that if the principal's bid be accepted and the contract awarded to him, he, within ten (10) days after Notice of Award has been executed, will execute and effect a contract in accordance with the terms of his bid and a contractor's bond as required by law and regulations and determinations of the governing board. The bid security of the two lowest bidders will be retained until the Notice of Award has been executed, but no longer than sixty (60) days. The bid security is a guarantee that the bidder will enter into contract for work described in the Proposal.

The Contractor shall also enclose within the Bid Bond envelope a copy of the bidder's North Dakota Contractor's License or a copy of their latest renewal certificate issued by the Secretary of State as per North Dakota Century Code 43-07-05 and 43-07-12. **Any bid not containing this document shall not be acceptable and shall be returned to the Bidder.**

The successful Bidder will be required to furnish a Contract Performance Bond and Payment Bond in the full amount of the Contract.

The proposed contract is subject to minimum wage rates as established by the Department of Labor for this project and are contained in the project manual.

The successful Bidder hereby agrees to commence and complete the work under this contract within the time schedule indicated and further agrees to pay as liquidated damages the sum as shown for each consecutive calendar day thereafter as provided in the following schedule. The successful Bidder shall agree to commence and complete the work under this contract within the time schedule indicated. The work shall be completed and ready for acceptance and full use by the Owner on or before **July 1, 2015**.

Seeding shall not be bound by calendar day schedule, but shall be completed between September 15 and November 1, 2015 after which time liquidated damages will begin if seeding is not completed and accepted by that date.

Liquidated damages shall be as-

essed as indicated in the project General Special Provisions for every calendar day beyond the scheduled completion date indicated on the contract.

Award of contract or contracts will be contingent upon securing funding from the Federal Aviation Administration.

The Mercer County Regional Airport Authority, Hazen, North Dakota, reserves the right to hold all bids for a period of sixty (60) days after the date fixed for the opening thereof to reject any and all bids and waive defects and to accept any bids should it be deemed for the public good and also reserves the right to reject the bid of any party who has been delinquent or unfaithful in the performance of any former contract to the Owner.

The successful Bidder will have to obtain a statement from the Office of the State Tax Commissioner showing that all taxes due and owing to the State of North Dakota have paid before the contract can be executed.

Award of the contract is also subject to the following Federal provisions:

- Buy American Preference - Title 49 U.S.C., Chapter 501
- Civil Rights - Contractor Contractual Requirements - 49 USC 47123
- Civil Rights Act of 1964, Title VI - Contractor Contractual Requirements - Appendix 4 of FAA Order 1400.11
- Airport and Airway Improvement Act of 1982, Section 520 - Title 49 U.S.C. 47123
- Lobbying and Influencing Federal Employees - 49 CFR Part 20
- Access to Records and Reports - 49 CFR Part 18.36
- Disadvantaged Business Enterprise - 49 CFR Part 26
- Energy Conservation - 49 CFR Part 18.36
- Federal Fair Labor Standards Act - 29 USC 201, et seq.
- Breach of Contract Terms - 49 CFR Part 18.36
- Occupational Safety and Health Act of 1970 - 20 CFR Part 1910
- Rights to Inventions - 49 CFR Part 18.36
- Trade Restriction Clause - 49 CFR Part 30
- Veteran's Preference - Title 49 U.S.C. 47112
- Copeland "Anti-Kickback" Act - 2 CFR 200 Appendix II(D), 29 CFR Parts 3 & 5 (Applicable to Contracts Exceeding \$2,000)
- Davis Bacon Labor Provisions - 29 CFR Part 5 (Applicable to Contracts Exceeding \$2,000)
- Equal Opportunity Clause - 41 CFR Part 60-1.4 (Applicable to Contracts Exceeding \$10,000)
- Certification of Non-Segregated Facilities - 41 CFR Part 60-1.8 (Applicable to Contracts Exceeding \$10,000)
- Notice of Requirement for Affirmative Action - 41 CFR Part 60-4.2 (Applicable to Contracts Exceeding \$10,000)
- Equal Employment Opportunity Specification - 41 CFR Part 60-4.3 (Applicable to Contracts Exceeding \$10,000)
- Termination of Contract - 49 CFR Part 18.36 (Applicable to Contracts Exceeding \$10,000)
- Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - 49 CFR Part 29 (Applicable to Contracts Exceeding \$25,000)
- Contract Work hours and Safety Standards Act Requirements - 29 CFR Part 5 (Applicable to Contracts Exceeding \$100,000)
- Clean Air and Water Pollution Control - 49 CFR Part 18.36(i)(12) (Applicable to Contracts Exceeding \$100,000)

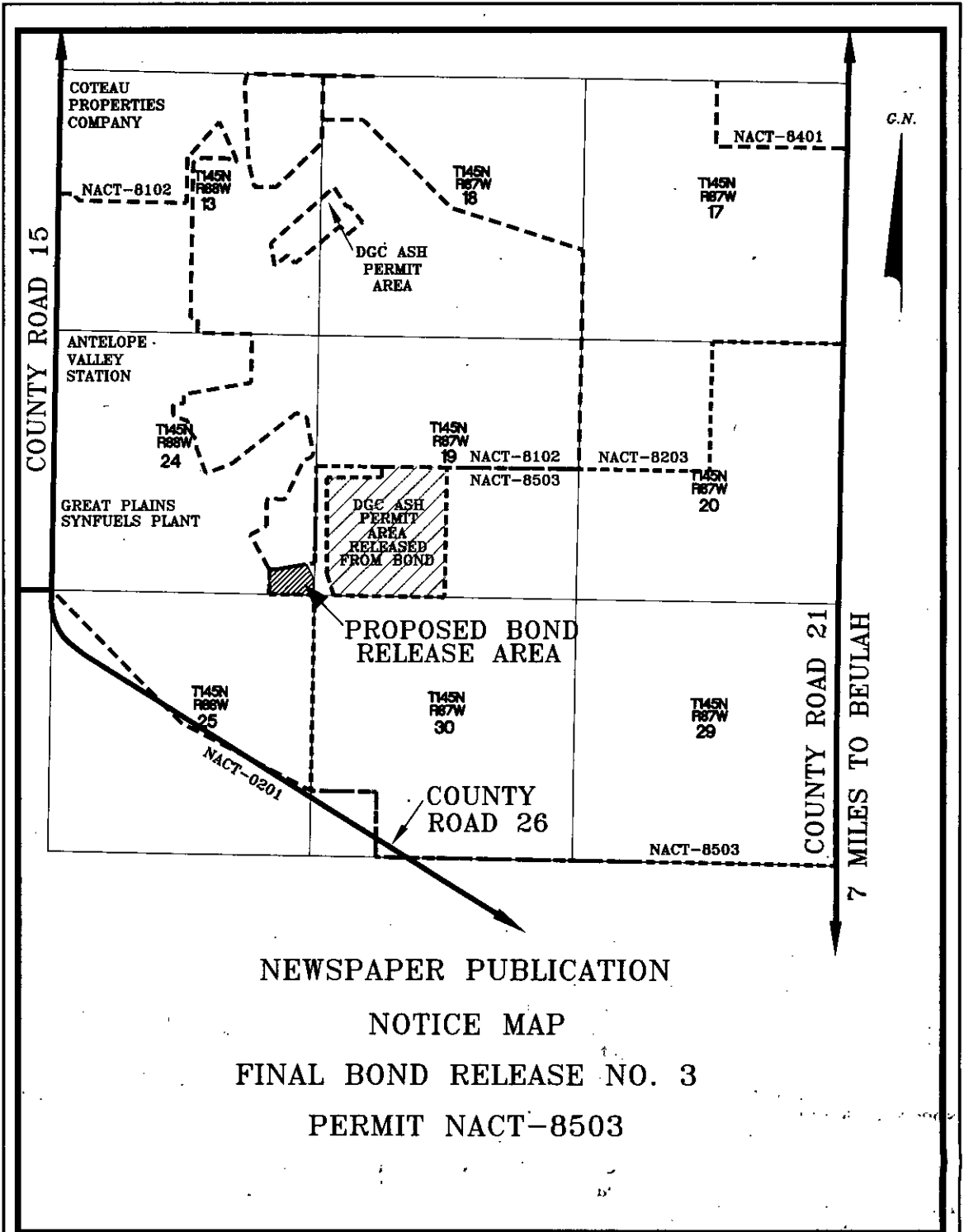
The overall goal for Disadvantaged Business Enterprise (DBE) participation for this project is 1.82 percent. (Race Neutral 1.20% and Race Conscious 0.62%).

Dated this 26th day of June, 2014.
/s/ Gary E. Benton, Chairman
Gary E. Benton, Chairman
Mercer County Regional
Airport Authority
Hazen, North Dakota
(6-26-14) (7-3-14) (7-10-14)

The successful Bidder hereby agrees to commence and complete the work under this contract within the time schedule indicated and further agrees to pay as liquidated damages the sum as shown for each consecutive calendar day thereafter as provided in the following schedule. The successful Bidder shall agree to commence and complete the work under this contract within the time schedule indicated. The work shall be completed and ready for acceptance and full use by the Owner on or before **July 1, 2015**.

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Liquidated damages shall be as-



**NEWSPAPER PUBLICATION
NOTICE MAP
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The Coteau Properties Company
204 County Road 15
Beulah, North Dakota 5852

(6-5-14) (6-12-14) (6-19-14) (6-26-14)

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