

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

DEC - 3 2014

34555

NORTH DAKOTA
PUBLIC SERVICE COMMISSION

December 2, 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 copies of the affidavits of publication from the Beulah Beacon, Hazen Star, and The Bismarck Tribune. These affidavits are for Revision 18 to Permit NACT-0201.

If you have any questions, please contact me.

Sincerely,

THE COTEAU PROPERTIES COMPANY



Lisa D. Ryan CAP-OM
Office Administrator

LDR
Enc.

10 RC-14-439 Filed 12/03/2014 Pages: 7
Affidavits of newspaper publication filed by the applicant
Coteau Properties Company
Lisa Ryan



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-APPLICATION FOR REVISION 18 NACT-0201/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 11/13/2014 to wit:

Column Inches 355.25	\$6.06	\$2,152.82	10/23/2014
Column Inches 355.25	\$6.06	\$2,152.82	10/30/2014
Column Inches 355.25	\$6.06	\$2,152.82	11/06/2014
Column Inches 355.25	\$6.06	\$2,152.82	11/13/2014

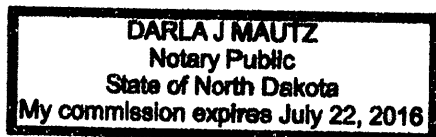
Notary Fee \$1.00 Total Cost of Legal \$8,612.28

Shelley Chase

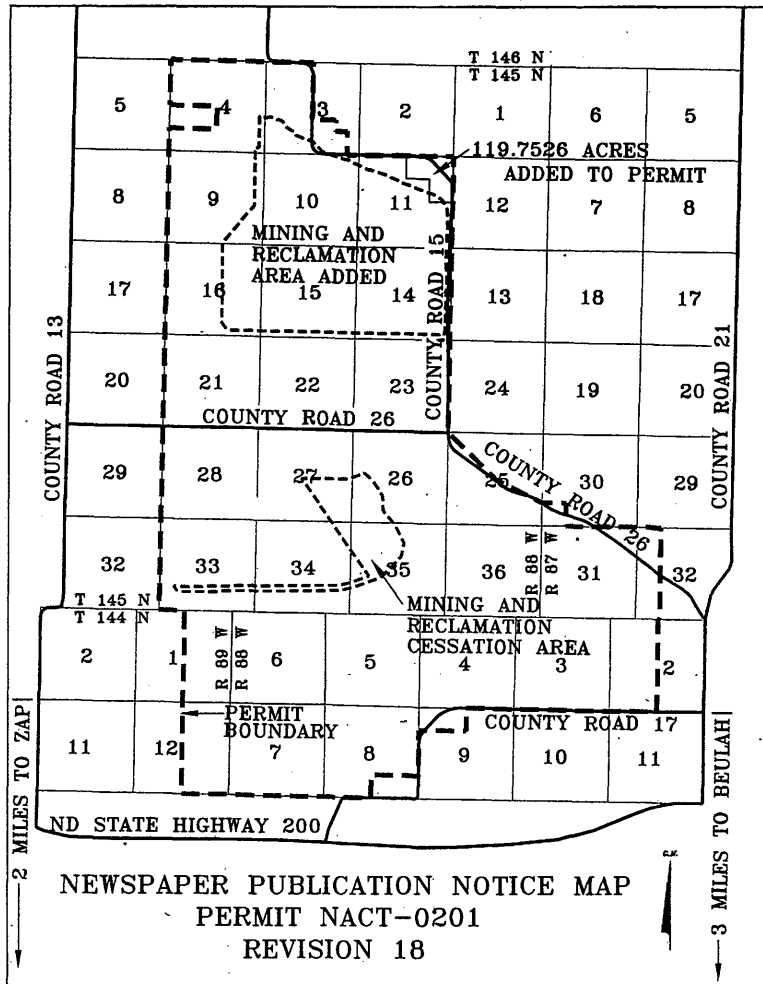
Subscribed and sworn to before me this 17th day of November A.D. 2014.

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

My Commission Expires



Public Notice



NEWSPAPER PUBLICATION NOTICE MAP
 PERMIT NACT-0201
 REVISION 18

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

The Coteau Properties Company, 204 County Road 15, Beulah, North Dakota 58523, has filed an application for Revision 18 to Permit NACT-0201 with the North Dakota Public Service Commission. This revision updates environmental baseline information, including the reclassification of some land uses classifying roads as a separate land use both pre- and post-mining, and adds detailed mining operations

Township 144 North, Range 88 West Section 2: All that part of Lots 3, 4, S½NW¼, (12.5023 acres) that lies within the following described lands: Beginning at a point on the west line of said Section 2 said point being 1580.54 feet north of the southwest corner of said Section 2; thence bearing north 0°47'23" east along said west section line a distance of 219.64 feet to a point on a 1°08'18" curve whose radius bears north 43°17'40" west from said point; thence bearing northeasterly and to the left along said 1°08'18" curve a distance

TRACT 1-B

Township 144 North, Range 88 West- Section 2: Sublot 5, described as follows: Beginning at the northwest corner of said Section; thence S 89°01'32" E a distance of 1318.19 feet on the north line of said Section (11th Standard Parallel) to the southeast corner of Section 31, T145N, R87W; thence S 89°01'38" E a distance of 280.25 feet on the north line of said Section 2 to the west boundary of the Basin Electric Power Cooperative Rail Road; thence S 16°24'55" W a distance of 120.00 feet; thence S 73°35'05" E a distance of 30.00 feet; thence S 16°24'55" W a distance of 1200.73 feet; thence S 16°58'40" W a distance of 33.55 feet; thence S 17°54'25" W a distance of 162.93 feet; thence S 71°09'50" E a distance of 10.00 feet; thence on a curve to the right with an arc length of 1386.53', a radius of 5033.30', a chord bearing of S 26°43'40" W, and a chord length of 1382.15' to the east-west ¼ line of said Section; thence N 89°19'20" W a distance of 673.97 feet on the east-west ¼ line to the west ¼ corner of said Section; thence N 00°40'35" E a distance of 2720.65 feet on the west line of said Section to the point of beginning, containing 78.9818 acres, more or less.

SURFACE OWNERSHIP:

The Coteau Properties Company

COAL OWNERSHIP:

United States of America

TRACT 2

Township 144 north, Range 88 West Section 2: SW¼, less a Sublot 6 and a 5.7177 acre tract lying therein.

SURFACE OWNERSHIP:

Donald Boeckel and Caroline I. Boeckel

COAL OWNERSHIP:

Donald Boeckel and Caroline I. Boeckel; Anna Pischel; Marva Keller; Judith Keller; Alice Bosch; Gerald Pischel; Florence Knoell; Harry H. Diamond Incorporated; PAL Properties, Inc.; Black Stone Minerals Company, L. P.; Joe W. Smith; PAR Oil Company, Inc.

TRACT 2-A

Township 144 north, Range 88 West Section 2: All that part of the SW¼ that lies within the following described lands:

Beginning at a point on the west line of said Section 2 said point being

and to the right along said 1°06'50" curve a distance of 481.90 feet to the point of beginning, containing 18.22 acres, more or less.

SURFACE OWNERSHIP:

Basin Electric Power Cooperative

COAL OWNERSHIP:

Basin Electric Power Cooperative; Florence Knoell; Harry H. Diamond Incorporated; PAL Properties, Inc.; Black Stone Minerals Company, L. P.; Joe W. Smith; PAR Oil Company, Inc.

TRACT 2-B

Township 144 north, Range 88 West Section 2: Sublot 6 of the SW¼, described as follows: A parcel of land located in the northwest ¼ of the southwest ¼ of said Section 2, lying north of a 5.664 acre tract of land known as the Basin Electric Power Cooperative Railroad, having the bearings and distances based on the North Dakota State Plane Coordinate System, South Zone, 1927 N.A.D., described as follows: Beginning at the west ¼ corner of said Section; thence S 00°40'38" W a distance of 805.21', on the west line of said Section; thence on a curve concave to the northerly having an arc length of 363.11', and a radius of 5033.30', with a chord bearing of N 44° 31'40" E, and a chord length of 363.03'; thence N 47° 32'20" W a distance of 40.00'; thence on a curve concave to the northwesterly having an arc length of 588.24', and a radius of 4993.10', with a chord bearing of N 39°05'10" E, and a chord length of 587.90'; thence S 54°17'20" E a distance of 40.00'; thence on a curve concave to the northwesterly having an arch length of 95.90', and a radius of 5033.30', with a chord bearing of N 35°09'55" E, and a chord length of 95.90'; to the east-west ¼ line of said Section; thence N 89°19'20" W a distance of 673.97', on the east-west ¼ line of said Section to the point of beginning, containing 6.128 acres, more or less.

SURFACE OWNERSHIP:

The Coteau Properties Company

COAL OWNERSHIP:

Donald Boeckel and Caroline I. Boeckel; Anna Pischel; Marva Keller; Judith Keller; Alice Bosch; Gerald Pischel; Florence Knoell; Harry H. Diamond Incorporated; PAL Properties, Inc.; Black Stone Minerals Company, L. P.; Joe W. Smith; PAR Oil Company, Inc.

point; thence bearing northeasterly and to the left along said 1°08'18" curve a distance of 395.31 feet; thence bearing north 8°09'50" west a distance of 30 feet to a point on a 1°08'42" curve, the radius of which bears north 8°09'50" west from said point; thence bearing northeasterly and to the left along said 1°08'42" curve a distance of 94.35 feet to a point on the east line of said SW¼ of Section 3; thence bearing south 1°03'57" west along said east line of the SW¼ a distance of 476.82 feet to the southeast corner of said SW¼; thence bearing north 88°56'56" west along the south line of said Section 3 a distance of 2632.51 feet to the point of beginning, containing 24.4582 acres, more or less.

SURFACE OWNERSHIP:

Basin Electric Power Cooperative

COAL OWNERSHIP:

Basin Electric Power Cooperative; Virgil E. Voegelé; Randy E. Voegelé; Bruce E. Voegelé; The Estate of Tillie Raszler c/o Rudolph Ruben Raszler, Personal Representative; Kevin M. Schulz, Bryan Schulz, Connie Czelatdoko, and Colleen Mulder, as Co-Trustees of the Schulz Family Mineral Trust; Darlene B. Raszler Revocable Living Trust Dated 12-12-00 c/o Darlene B. Raszler, Trustee; John D. Stumpf; Linda L. Beach; Dale W. Stumpf; LeRoy G. Stumpf; Ronald E. Stumpf; Aaron E. Raszler and Shirley A. Raszler, Co-Trustees of the A. E. Raszler and S. A. Raszler Revocable Trust Dated 4-14-11; Susan L. Pryor; Jeffrey A. Raszler; Brian R. Raszler; Norma Stewart; Ronald Raeszler; LeRoy Miller; Muriel Soule; Myra Savelkoul

TRACT 5

Township 144 north, Range 88 West Section 3: Sublot 2, described as follows: A parcel of land located in the southeast ¼ of said Section 3, lying south of a 13.341 acre tract of land known as the Basin Electric Power Cooperative Railroad, having the bearings and distances based on the North Dakota State Plane Coordinate System, South Zone, 1927 N.A.D., described as follows: Beginning at the southeast corner of said Section; thence N 88°37'09" W a distance of 2632.46', on the south line to the south ¼ corner of said Section; thence N 00°57'11" E a distance of 273.23', on the north-south ¼ line of said Section; thence on a curve concave

AFFIDAVIT OF PUBLICATION

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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-APPL/REVISION 18 TO PERMIT NACT-0201/LEGAL

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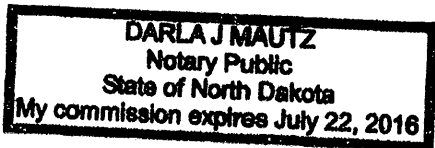
Shelley Chase

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

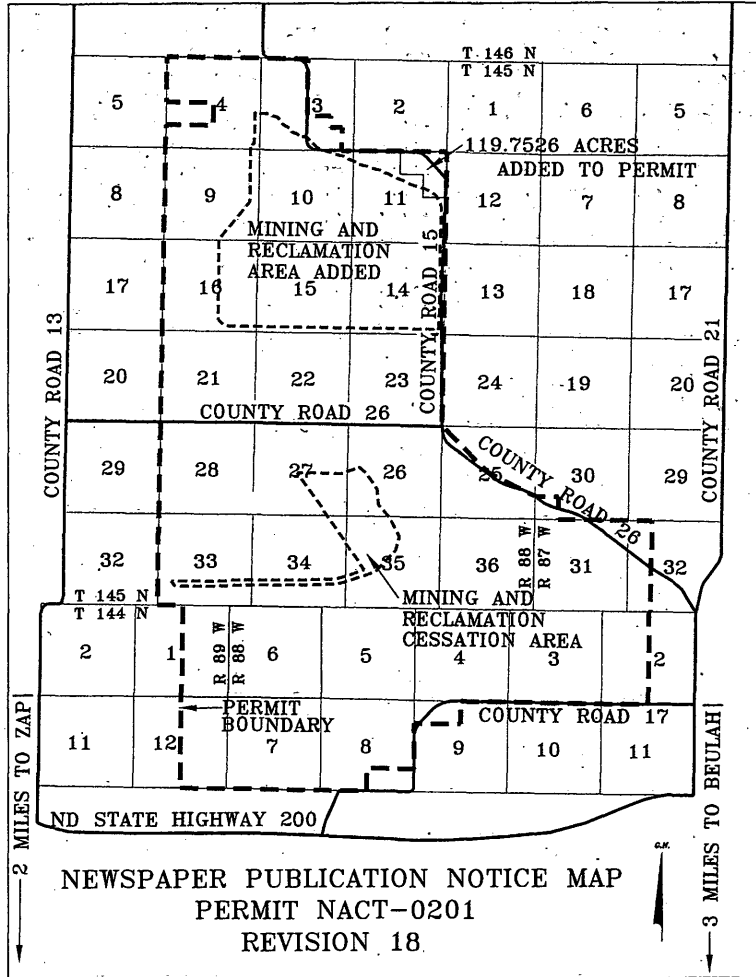
(Seal) *Darla J. Mautz*

Notary Public, State of North Dakota

My Commission Expires



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www.bismarcktribune.com

The Finder

Classified Advertising Invoice

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

COTEAU PROPERTIES CO
LISA RYAN
204 COUNTY RD 15
BEULAH ND 58523

Customer: 60022901
Phone: (701) 873-7228
Date: 11/13/2014

CREDIT CARD PAYMENT (circle one)



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

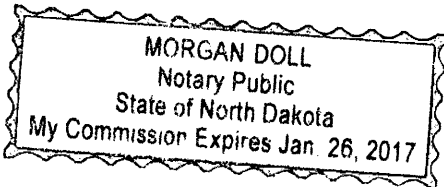
Cash Amt

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.

Table with columns: Date, Date, Times Run, Description, Lines, Class Code, Order Amt, Net Amt Due. Row 1: 10/23/14, 11/13/14, 4, Bismarck Tribune, 200.00, Legals, 30,312.00, 30,312.00

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 is the Clerk of Bismarck Tribune Co.
and that the publication herein is through the
Bismarck Tribune by following dates:
11/13, 13/16, 13/18. Signed: Morgan Doll
sworn and subscribed to before me, the 18th
day of November, 2014
Morgan Doll
Notary Public in and for the State of North Dakota



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

Remarks Total Due: 30,312.00

Bismarck Tribune
www.bismarcktribune.com
PO BOX 4001
LaCrosse, WI 54602-4001

Terms: PAYMENT IS DUE UPON RECEIPT OF INVOICE

PUBLIC NOTICE

NOTICE OF HEARING ON ASSESSMENT LIST

Notice is hereby given that the special assessment list of the lots and tracts of land assessed and the amount each lot or tract of land is benefited by and the amount assessed against each lot or tract for the cost of construction of Storm Sewer Improvement District Number Five Hundred Forty-One (541), Unit Number One (1).

Unit No. 1

Riverwood Drive – From Mills Avenue to Washington Street
Mills Avenue – From Fox Island Boat Ramp to Riverwood Drive

of the City of Bismarck, North Dakota, and which is to be paid by special assessments, has been confirmed by the Special Assessment Commission of the said City of Bismarck and I certify that it is true and correct and filed in the office of the City Administrator of the said city and is now open for public inspection.

Notice is further given that the City Commission will conduct a public hearing on said list at its regular meeting at 5:15 p.m. on the 28th day of October, 2014. Any person aggrieved may appeal from the action of the Special Assessment Commission by filing with the City Administrator prior to the hearing a written notice of appeal stating therein the grounds upon which the appeal is based. Any person having filed such a written notice may appear before the City Commission and present reasons why the action of the Special Assessment Commission should not be confirmed.

Dated this 20th day of October, 2014.

W. C. Wocken
City Administrator
10/23 - 20752757

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

The Coteau Properties Company, 204 County Road 15, Beulah, North Dakota 58523, has filed an application for Revision 18 to Permit NACT-0201 with the North Dakota Public Service Commission. This revision updates environmental baseline information, including the reclassification of some land uses classifying roads as a separate land use both pre- and post-mining, and adds detailed mining, operations, and reclamation plans for the northern portion of the permit area (Mine Area 3), along with a revised mining and reclamation plan for the southern portion of the permit area (Mine Area 1). Changes in the reclamation plan for Mine Area 1 include both topographic and land use changes. The modifications are based on the need to move one of two draglines operating in Mine Area 1 to Mine Area 3 to meet coal quality and coal production requirements, causing a temporary cessation of mining in Mine Area 1. Also as part of this revision, approximately 120 acres in Section 11, T145N, R88W are being added from Permit NACT-9001 to Permit NACT-0201, as all the disturbance in this acreage is related to mining in Permit NACT-0201, and all mining is complete in Permit NACT-9001. These approximately 120 acres have not been disturbed by Coteau's mining or reclamation operations. In addition, this revision also includes design information and drawings for five sedimentation ponds, one diversion, and one sump to be constructed in 2015 and 2016. The five sedimentation ponds are P-W14-02, P-W14-03, P-W14-04, P-W14-05, and P-W11-01, the diversion is D-W11-01, and the sump is S-W11-02. Sedimentation pond P-W27-02, previously approved in Revision 17 to Permit NACT-0201, is also being resubmitted in this revision, as it has been moved to a new location and redesigned in order to avoid disturbance to woody vegetation associated with West Antelope Creek.

The current permit area covers portions of Sections 2, 3, 4, 5, 6, 7, 8, and 9 of T144N, R88W; Sections 1 and 12 of T144N, R89W; Sections 30, 31, and 32 of T145N, R87W; and Sections 3, 4, 9, 10, 11, 14, 15, 16, 21, 22, 23, 25, 26, 27, 28, 33, 34, 35, and 36 of T145N, R88W, of the Fifth Principal Meridian, Mercer County, North Dakota. The total acreage within the permit area is approximately 17,171 acres.

The map shows the distance to the cities of Beulah and Zap, North Dakota, and the outline of the permit area.

The owners of the surface and coal in the permit area are as follows:

TRACT 1

Township 144 North, Range 88 West

Section 2: Lots 3, 4, S½NW¼, less a 12.5023 acre tract lying therein and less Sublot 5

SURFACE OWNERSHIP:

Anna Pischel
Marva Keller
Judith Keller
Alice Bosch
Gerald Pischel

COAL OWNERSHIP:

United States of America

TRACT 1-A

Section 2: Sublot 6 of the SW¼, described as follows: A parcel of land located in the northwest ¼ of the southwest ¼ of said Section 2, lying north of a 5.664 acre tract of land known as the Basin Electric Power Cooperative Railroad, having the bearings and distances based on the North Dakota State Plane Coordinate System, South Zone, 1927 N.A.D., described as follows: Beginning at the west ¼ corner of said Section; thence S 00°40'38" W a distance of 805.21', on the west line of said Section; thence on a curve concave to the northerly having an arc length of 363.11', and a radius of 5033.30', with a chord bearing of N 44° 31'40" E, and a chord length of 363.03'; thence N 47° 32'20" W a distance of 40.00'; thence on a curve concave to the northwesterly having an arc length of 588.24', and a radius of 4993.10', with a chord bearing of N 39°05'10" E, and a chord length of 587.90'; thence S 54°17'20" E a distance of 40.00'; thence on a curve concave to the northwesterly having an arc length of 95.90', and a radius of 5033.30', with a chord bearing of N 35°09'55" E, and a chord length of 95.90'; to the east-west ¼ line of said Section; thence N 89°19'20" W a distance of 673.97', on the east-west ¼ line of said Section to the point of beginning, containing 6.128 acres, more or less.

SURFACE OWNERSHIP:
COAL OWNERSHIP:

The Coteau Properties Company
Donald Boeckel and Caroline I. Boeckel
Anna Pischel
Marva Keller
Judith Keller
Alice Bosch
Gerald Pischel
Florence Knoell
Harry H. Diamond Incorporated
PAL Properties, Inc.
Black Stone Minerals Company, L.P.
Joe W. Smith
PAR Oil Company, Inc.

TRACT 3

Township 144 north, Range 88 West

Section 3: Lots 1, 2, 3, 4, S½N¼

SURFACE OWNERSHIP:
COAL OWNERSHIP:

The Coteau Properties Company
Virgil E. Voegele
Randy E. Voegele
Bruce E. Voegele
The Estate of Tillie Raszler
c/o Rudolph Ruben Raszler,
Personal Representative
Kevin M. Schulz, Bryan Schulz, Connie Czelatdko,
and Colleen Mulder, as Co-Trustees of the Schulz
Family Mineral Trust
Darlene B. Raszler Revocable Living Trust
Dated 12-12-00
c/o Darlene B. Raszler, Trustee
John D. Stumpf
Linda L. Beach
Dale W. Stumpf
LeRoy G. Stumpf
Ronald E. Stumpf
Aaron E. Raszler and Shirley A. Raszler, Co-Trustees
of the A. E. Raszler, and S. A. Raszler
Revocable Trust Dated 4-14-11

Susan L. Pryor
Jeffrey A. Raszler
Brian R. Raszler
Norma Stewart
Ronald Raszler
LeRoy Miller
Muriel Soule
Myra Savelkoul

TRACT 4

Township 144 north, Range 88 West

Section 3: SW¼, less a 24.4582 acre tract lying therein.

SURFACE OWNERSHIP:
COAL OWNERSHIP:

The Coteau Properties Company
Virgil E. Voegele
Randy E. Voegele

bearing southwesterly and to
to the point of beginning, cont

SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 5-B

Township 144 north, Range 88

Section 3: NW¼SE¼, Sublot southeast ¼ of said Section 3, Electric Power Cooperative R; Dakota State Plane Coordina Beginning at the east ¼ corne on the east line of said Sectio length of 919.67', with a radiu length of 918.37'; thence N 32 the northerly having an arc len 61°01'25" W, and a chord len thence on a curve concave to of 5004.00', a chord bearing north-south 1/16 line of said S line to the center-south 1/16 1313.06', on the 1/16 line to th E a distance of 1316.38', on th E a distance S 88°38'43" E a distanc point of beginning, containing 1

SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 6

Township 144 north, Range 88

Section 4: Lots 1, 2, S½NE¼, E

SURFACE OWNERSHIP:
COAL OWNERSHIP:

TRACT 6-A

Township 144 north, Range 88

Section 4: A tract of land in th southeast corner of said Section of said Section 4 a distance of which bears south 27°39'50" e right along said 2°53'37" curv west a distance of 10.00 feet b 19°36'16" east from said poin 2°52'44" curve a distance of 5 10.00 feet, thence bearing noi north 89°33'33" east a distan distance of 10.00 feet, thence b bearing north 00°26'27" west ; a distance of 900.11 feet thenc bearing north 89°33'33" east a Section 4, thence bearing sout