

February 10, 2016

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 35, Renewal #6 to Permit NAFK-8405

Dear Mr. Deutsch:

Please find enclosed copies of the Affidavit of Publication for Revision 35, Renewal #6 to Falkirk's Mining Permit NAFK-8405. The publication was published for four consecutive weeks in The McLean County Independent and in The Bismarck Tribune on December 10th, 17th, 24th, and 31st, 2015.

If you have any questions or comments, please call 250-2420 or email me at tara.voigt@nacoal.com.

Sincerely,

THE FALKIRK MINING COMPANY

Tara Voigt
Executive Assistant

TV
Attachments

13 RC-15-710 Filed 02/11/2016 Pages: 30
Affidavits of publication for the newspaper notice filed by the application

13 RC-15-709 Filed 02/11/2016 Pages: 30
Affidavits of publication for the newspaper notice filed by the application

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 McLean County Independent, a weekly newspaper of general circulation, published in the city of Garrison, that the advertisement headed:

FALKIRK MINING CO GR-NOTICE OF PO#68506 PERMIT 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 12/31/2015 to wit:

Column Inches 407.5	\$6.38	\$2,599.85	12/10/2015
Column Inches 407.5	\$6.38	\$2,599.85	12/17/2015
Column Inches 407.5	\$6.38	\$2,599.85	12/24/2015
Column Inches 407.5	\$6.38	\$2,599.85	12/31/2015

Notary Fee \$1.00 Total Cost of Legal \$10,400.40

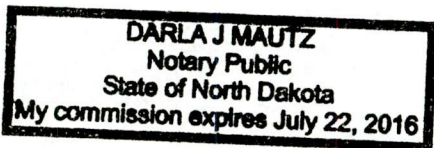
Shelley Chase

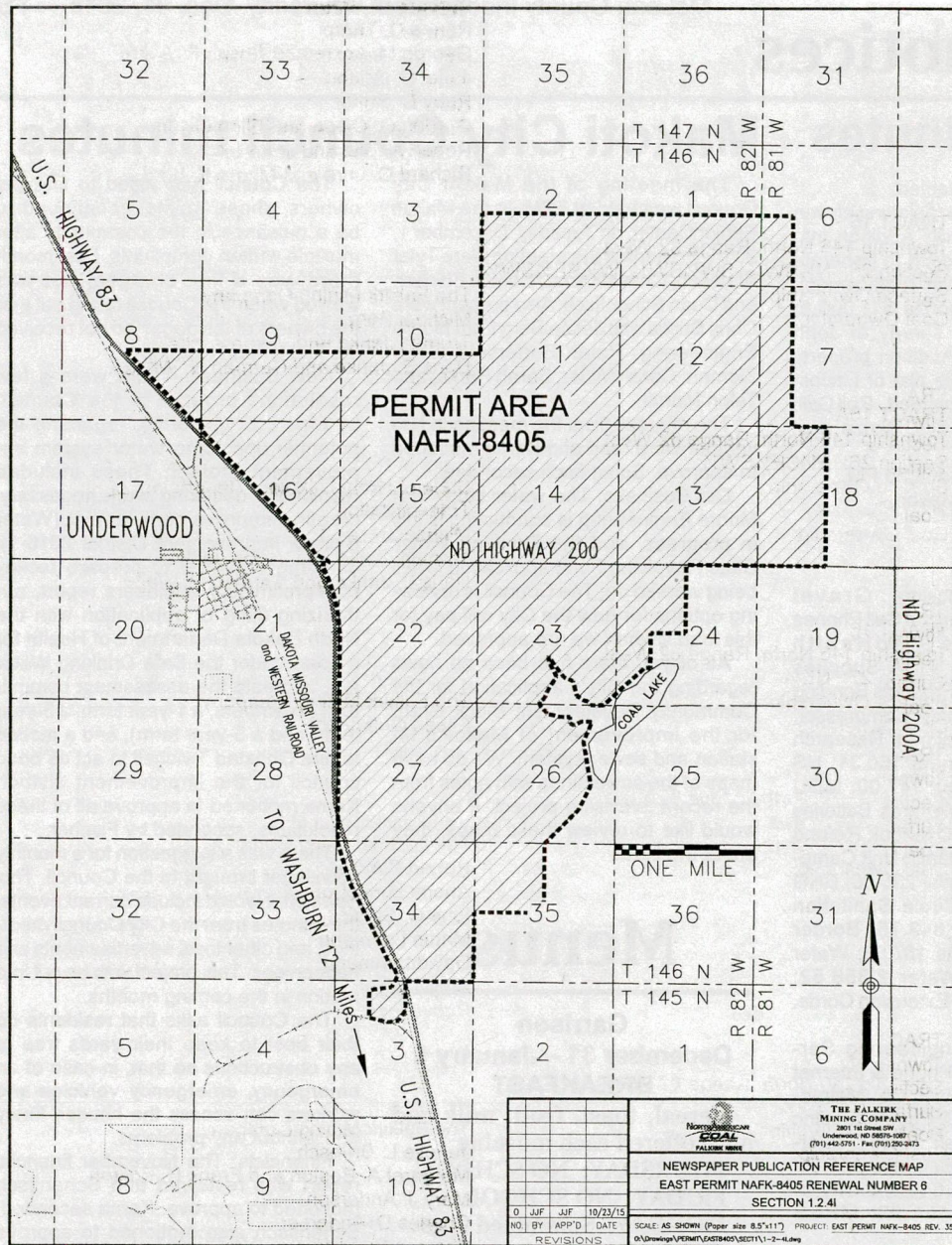
Subscribed and sworn to before me this 4th day of January A.D. 2016

(Seal) *Darla J Mautz*

Notary Public, State of North Dakota

My Commission Expires





Notice of filing of an application for renewal of permit to conduct surface coal mining and reclamation operations, and a revision to update permit information

The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed an application for renewal and an application to revise Surface Coal Mining Permit N. NAFK-8405, which contains 8,776.7 acres and is located in Section 3, Township 145 North, Range 82 West, Sections 6, 7, and 18 in Township 146 North, Range 81 West, and Sections 1, 2, 8, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 26, 27, 34, and 35 in Township 146 North, Range 82 West in McLean County, North Dakota.

This revision updates pertinent permit-related information resulting from the Commission's pre-renewal review of the NAFK-8405 mining permit. Information being updated includes surface and coal interest and ownership, wildlife monitoring and management plan, operation and reclamation plans and surface water information. Renewal No. 6 to Permit NAFK-8405 will extend the permit term another five years until April 15, 2021 and the Revision identifies the coal removal subarea that will be mined during the next 5-year Permit term.

The permit area is located approximately one-half mile east of Underwood, North Dakota.

The map shows the location of the City of Underwood, North Dakota and the outline of the permit area. The names of the United States Geological Survey Quadrangle Maps which contain the area described and shown on the map are "Underwood" and "Washburn Northeast".

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

TRACT 1

Township 146 North, Range 82 West

Section 22: NW¼

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company

The Falkirk Mining Company

North Dakota Department of Trust Lands

TRACT 2

Township 146 North, Range 82 West

Section 22: NE¼

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company

Eileen M. Dell

The Falkirk Mining Company

Monty A. Dell

Maureen R. Matlock

TRACT 3

Township 146 North, Range 82 West

Section 22: SW¼, less a tract of land described as follows: Commencing at the southwest corner of the said SW¼ and extending along the west line of said section line 77 rods due north of said quarter section corner to a point and beginning from that point by proceeding due east at right angles a distance of 21 rods; thence due north for a distance of 20 rods; thence due west for a distance of 21 rods to the west section line of said section; thence due south along the west section line of said section a distance of 20 rods to the point of beginning, containing 2.625 acres, more or less.

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company

Frank J. Bavendick and Joanne C. Bavendick

John R. Dyer and Lova Dyer

Northwestern National Bank of Minneapolis,

as Trustee of Thomas J. Pearce Insurance Trust dated 12-8-66

TRACT 4

Township 146 North, Range 82 West

Section 22: SE¼

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company

Marilyn Wagner

Howard L. Ness

Eugene Ness

Adeline Ness

Clark Ness

Lori Ross

Phyllis Brown

John W. Ness

Dale Ness

TRACT 5

Township 146 North, Range 82 West

Section 27: N½NW¼

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company

Martin Lohmann

David Lohmann
Amy Tangen
Ruth Smith
Leland J. Asch and Leone M. Asch

TRACT 6

Township 146 North, Range 82 West
Section 23: NW¼, N¼SW¼, SW¼SW¼

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1

TRACT 6A

Township 146 North, Range 82 West
Section 23: NE¼

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. Bolinke
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 7

Township 146 North, Range 82 West
Section 23: SE¼SW¼, less Lot 1, Block 1 and less that part of Lot 3, Block 1 lying in the SE¼SW¼

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1

TRACT 7A

Township 146 North, Range 82 West
Section 23: SE¼, less Lot 2, Block 1, and less that part of Lot 3, Block 1 lying in the SE¼, and less Lot 4, Block 1; and less Outlot A lying in the S¼SE¼

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. Bolinke
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 7A.1

Township 146 North, Range 82 West

Section 23: A portion of the S½SE¼

Surface Ownership:

State of North Dakota – Department
of Transportation

Washburn Trust No. 1

Bradley J. Fohr

The John A. Zuger Family Trust

Lyle W. Kirmis

Robert V. Bolinke

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 7B

Township 146 North, Range 82 West

Section 23: That part of Lot 3, Block 1, lying within the SE¼, Lot 3, Block 1 is described in its entirety as follows: Beginning at the southwest corner of Lot 1, Block 1, except the south 100 feet of Section 23, T146N- R82W; thence north 48 degrees 54 minutes 35 seconds west a distance of 144.66 feet; thence north 41 degrees 05 minutes 32 seconds east a distance of 114.46 feet; thence 17 degrees 31 minutes 04 seconds east a distance of 943.02 feet to the west line of the southeast ¼ of said section; thence north 0 degrees 30 minutes 50 seconds east along said west line a distance of 215.12 feet; thence south 22 degrees 28 minutes 02 seconds east a distance of 480.88 feet; thence south 43 degrees 23 minutes 41 seconds west a distance of 275.90 feet to the west line of the southeast ¼ and the west line of said Lot 1 Block 1; thence south 23 degrees 55 minutes 03 seconds west along said west line of Lot 1, Block 1, a distance of 264.76 feet; thence south 07 degrees 08 minutes 29 seconds west continuing along said west line a distance of 276.55 feet; thence south 24 degrees 00 minutes 04 seconds west continuing along said west line a distance of 118.87 feet; thence south 65 degrees 15 minutes 40 seconds west along said west line a distance of 61.81 feet to the point of beginning. And all of Lot 4, Block 1, described as follows: Beginning at the most northeasterly corner of Lot 2, Block 1 of Section 23, T146N, R82 W; thence north 85 degrees 01 minute 57 seconds east a distance of 485.10 feet; thence south 28 degrees 52 minutes 11 seconds east a distance of 936.58 feet; thence south 21 degrees 51 minutes 02 seconds east a distance of 901.40 feet to the east line of said Lot 2 Block 1; thence north 56 degrees 28 minutes 08 seconds west along said east line a distance of 240.00 feet; thence north 15 degrees 02 minutes 48 seconds west along said east line a distance of 571.36 feet; thence north 65 degrees 44 minutes 13 seconds west along said east line a distance of 385.59 feet; thence north 36 degrees 29 minutes 23 seconds west along said east line a distance of 960.27 feet to the point of beginning.

Surface Ownership:

Waste Management of ND, Inc.

Coal Ownership:

Washburn Trust No. 1

Bradley J. Fohr

The John A. Zuger Family Trust

Lyle W. Kirmis

Robert V. Bolinke

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 7C

Township 146 North, Range 82 West

Section 23: That part of Lot 3, Block 1, lying within the SW¼, Lot 3, Block 1 is described in its entirety as follows: Beginning at the southwest corner of Lot 1 Block 1 except the south 100 feet of Section 23, T146N-R82W; thence north 48 degrees 54 minutes 35 seconds west a distance of 144.66 feet;

thence north 41 degrees 05 minutes 32 seconds east a distance of 114.46 feet; thence north 17 degrees 31 minutes 04 seconds east a distance of 943.02 feet to the west line of the southeast ¼ of said section; thence north 0 degrees 30 minutes 50 seconds east along said west line a distance of 215.12 feet; thence south 22 degrees 28 minutes 02 seconds east a distance of 480.88 feet; thence south 43 degrees 23 minutes 41 seconds west a distance of 275.90 feet to the west line of the southeast ¼ and the west line of said Lot 1 Block 1; thence south 23 degrees 55 minutes 03 seconds west along said a west line of Lot 1 Block 1 a distance of 264.76 feet; thence south 07 degrees 08 minutes 29 seconds west continuing along said west line a distance of 276.55 feet; thence south 24 degrees 00 minutes 04 seconds west continuing along said west line a distance of 118.87 feet; thence south 65 degrees 15 minutes 40 seconds west along said west line a distance of 61.81 feet to the point of beginning.

Surface Ownership:
Coal Ownership:

Waste Management of ND, Inc.
Washburn Trust No. 1

TRACT 8

Township 146 North, Range 82 West

Section 24: NW¼NW¼, S½NW¼, less the following described tract of land: Beginning at the southwest corner of the NW¼ thence north along the section line 352 feet; thence running at a bearing of N89°12'20" E a distance of 600 feet; thence running at a bearing of S73°51'57" E a distance of 1,297 feet; thence running in a westerly direction 1,845.5 feet to the point of beginning, containing 9.87 acres, more or less.

Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Renaë Heinle
Collin Weisz
Donald V. Koenig
Robert L. Koenig
Eilene J. Doble
James S. Koenig
Joy A. Person

TRACT 9

Township 146 North, Range 82 West

Section 24: NE¼NW¼

Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
United States of America – Bureau of
Land Management

TRACT 10

Township 146 North, Range 82 West

Section 24: Lot 3, NW¼SW¼

Surface Ownership:

Coal Ownership:

State of North Dakota – Department
of Transportation
Collin R. Weisz and Vonnie Weisz
Donald V. Koenig
Robert L. Koenig
Eilene J. Doble
James S. Koenig
Joy A. Person

TRACT 10A

Township 146 North, Range 82 West

Section 24: A tract of land in the NW¼ described as follows: Beginning at the southwest corner of the NW¼, thence north along the section line 352 feet; thence running at a bearing of N 89°12'20" E a distance of 600 feet; thence running at a bearing of S 73°51'57" E a distance of 1,297 feet; thence running in a westerly direction 1,845.5 feet to the point of beginning, containing 9.87 acres, more or less.

Surface Ownership:
Coal Ownership:

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

TRACT 11
Township 146 North, Range 82 West
Section 26: Lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$, less Lot 2, Block 2 in the NE $\frac{1}{4}$
Surface Ownership: Missouri River Sanitation, Inc.
Coal Ownership: Emma Pulver

TRACT 11A
Township 146 North, Range 82 West
Section 26: Lot 2, Block 2 in the NE $\frac{1}{4}$
Surface Ownership: State of North Dakota – Department of
Transportation
Coal Ownership: Emma Pulver

TRACT 12
Township 146 North, Range 82 West
Section 26: Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$
Surface Ownership: State of North Dakota
Coal Ownership: Clinton Tweeten
David C. Tweeten
Cassie Simenson

TRACT 13
Township 146 North, Range 82 West
Section 26: NW $\frac{1}{4}$, less Lot 1, Block 2, and less Outlot A lying in the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Alma E. Janke
Frank J. Bavendick

TRACT 13A
Township 146 North, Range 82 West
Section 26: Outlot A lying in the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, described as follows: Commencing at the north 1/4 corner of said Section 26; thence S 00d34'11" W a distance of 260.28 feet on the 1/4 line of said Section to the Point of Beginning; thence S 00d39'36" W a distance of 89.52 feet on 1/4 line of said Section; thence S 00d33'32" W a distance of 968.29 feet to the southeast corner of the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section; thence N 89d13'24" W on the south line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 660.24 feet to the southwest corner of said E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$; thence N 00d34'54" E on the west line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance 1319.25 feet to the north line of said Section; thence S 89d07'21" E a distance of 405.32 feet on the north line of said Section to the westerly line of Lot 1, Block 2 Document No. 310400 as of record in said McLean County; thence S 29d11'28" E a distance 85.26 feet on said westerly line of Lot 1, Block 2; thence S 39d45'42" E a distance of 195.27 feet on said westerly line of Lot 1, Block 2; thence S 65d08'21" E a distance of 94.24 feet on westerly line of said Lot 1, Block 2 to the Point of Beginning.
Surface Ownership: State of North Dakota – Department of
Transportation
Coal Ownership: Alma E. Janke
Frank J. Bavendick

TRACT 14
Township 146 North, Range 82 West
Section 26: Lot 3, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
Surface Ownership: State of North Dakota – Department of
Transportation
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 15
Township 146 North, Range 82 West
Section 26: N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

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

TRACT 15A
Township 146 North, Range 82 West
Section 26: E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$
Surface Ownership:

State of North Dakota – Department of
Transportation
Michael Berg
Truman Janke and Velma Janke
Doris E. Janke and Carmen N. White

Coal Ownership:

TRACT 16
Township 146 North, Range 82 West
Section 27: NE $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Eileen Gutknecht

TRACT 17
Township 146 North, Range 82 West
Section 27: S $\frac{1}{2}$ NW $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Robert Stadick
Anona Lundstrom
Ione C. Stadick
Martin Lohmann
David Lohmann
Amy Tangen
Ruth Smith

TRACT 18
Township 146 North, Range 82 West
Section 27: SW $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Janelle L. Bruesch
Margaret A. Boston and Frank H. Boston
Mary J. Anderson
Charles D. Anderson
Thomas D. Anderson and Diane L. Anderson
Bertha Anderson
The Nokota Company
Three Forks Oil Corporation
Lucille F. Neary

TRACT 19
Township 146 North, Range 82 West
Section 27: SE $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
LeRoy T. Parker and Virginia J. Parker
Trustees of the L. T. and V. J. Parker Family Trust
dated 7-26-95

TRACT 20
Township 146 North, Range 82 West
Section 34: N $\frac{1}{2}$ NW $\frac{1}{4}$, less Soo Line Railroad
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Estate of Bertha Anderson

TRACT 20A
Township 146 North, Range 82 West
Section 34: W $\frac{1}{2}$ NE $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Estate of Bertha Anderson

TRACT 21
Township 146 North, Range 82 West
Section 34: NE $\frac{1}{4}$ NE $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

Gregory Jordahl and Mildred L. Jordahl
United States of America – Bureau of
Land Management

TRACT 22
Township 146 North, Range 82 West
Section 35: NW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Washburn Trust No. 1

TRACT 22A
Township 146 North, Range 82 West
Section 35: E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

State of North Dakota – Department of
Transportation
Washburn Trust No. 1

TRACT 23
Township 146 North, Range 82 West
Section 34: SE $\frac{1}{4}$ NE $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

Gregory Jordahl and Mildred L. Jordahl
Gregory Jordahl and Mildred L. Jordahl
Paul R. Glanville, Successor Trustee
of the Margaret M. Glanville
Revocable Trust dated 2-14-2003
Altair Corporation
Gordon Valley
Andrew Anderson and Karen Anderson
Donna Sandvik
Dan Swanson
Randy Swanson
Lila Akan
Kenneth Fjeldahl
Robert J. Petz
Evelyn Valley
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Lilas Sillasen
Fern Tosh
Pauline M. Rosberg
Winifred A. Marvin
Winifred A. Marvin and James W. Marvin
Stanley J. Petz

Melba M. Valley
Barret W. Valley
Leanne K. Day
Lloyd E. Anderson, Limited Partnership
Wallace Anderson
Elizabeth D. Klabunde
Marilyn I. Beyer and James G. Beyer
Henry S. Anderson and Katherine Anderson
Eva Anderson
Lilas Dangerfield

TRACT 24
Township 146 North, Range 82 West
Section 34: S $\frac{1}{2}$ NW $\frac{1}{4}$, less Soo Line Railroad
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Estate of Bertha Anderson
Janelle L. Bruesch
Margaret A. Anderson
Charles D. Anderson
Mary J. Anderson
Thomas D. Anderson and Diane L. Anderson
Earl Schwartz Company
C. James Luther, Trustee of Trust B, Non-Marital
Trust pursuant to the Last Will and Testament of
James H. Luther dated 11-1-74
Mary C. Wilday
Jean Taylor Clark, Independent Executrix of the
Estate of Charles Clark, deceased
Judith P. Hoffman Trust U/A/D 11-22-94,
National City Bank SFS-SSG and
Paul C. Hoffman, Co-Trustees
Martha C. Click, Independent Executrix of the
Estate of Mary
Elizabeth Bass

TRACT 25
Township 146 North, Range 82 West
Section 34: NW $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
United States of America – Bureau of
Land Management

TRACT 26
Township 146 North, Range 82 West
Section 34: NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Estate of Bertha Anderson
Janelle L. Bruesch
Margaret A. Anderson
Charles D. Anderson
Mary J. Anderson
Thomas D. Anderson and Diane L. Anderson
Martha C. Click, Independent Executrix of the
Estate of Mary
Elizabeth Bass
Earl Schwartz Company
C. James Luther, Trustee of Trust B, Non-Marital
Trust pursuant to the Last Will and Testament of
James H. Luther dated 11-1-74
Mary C. Wilday
Jean Taylor Clark, Independent Executrix of the
Estate of Charles Clark, deceased
Judith P. Hoffman Trust U/A/D 11-22-94,
National City Bank SFS-SSG and
Paul C. Hoffman, Co-Trustees

TRACT 27
Township 146 North, Range 82 West
Section 34: SE $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
United States of America – Bureau of
Land Management

TRACT 28
Township 146 North, Range 82 West
Section 34: E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, less Soo Line Railroad
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Gregory Jordahl and Mildred L. Jordahl
Robert J. Petz
Elizabeth D. Klabunde
Marilyn I. Beyer and James G. Beyer
Donna Sandvik
Dan Swanson
Randy Swanson
Lila Akan
Kenneth Fjeldahl
Stanley J. Petz
Andrew Anderson and Karen Anderson
Henry S. Anderson and Katherine Anderson
Paul R. Glanville, Successor Trustee of the
Margaret M. Glanville Revocable Trust
dated 2-14-2003
Altair Corporation
Barret W. Valley
Leanne K. Day
Lloyd E. Anderson, Limited Partnership
Wallace Anderson
Eva Anderson
Gordon Valley
Evelyn Valley
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Lilas Sillasen
Fern Tosh
Pauline M. Rosberg
Winifred A. Marvin
Winifred A. Marvin and James W. Marvin
Melba M. Valley
Lilas Dangerfield

TRACT 29
Township 145 North, Range 82 West
Section 3: NW $\frac{1}{4}$, less Soo Line Railroad
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Laura M. Martinez
Robert Wayne McConaughy

TRACT 31
Township 146 North, Range 82 West
Section 27: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. Highway
No. 83 right-of-way, in the SW $\frac{1}{4}$
Section 34: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. No. 83
right-of-way, in the W $\frac{1}{2}$
Township 145 North, Range 82 West
Section 3: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. Highway No.

83 right-of-way, in the NW¼

Surface Ownership:

Soo Line Railroad Company

Coal Ownership:

Soo Line Railroad Company

TRACT 32

Township 146 North, Range 82 West

Section 22: Commencing at the southwest corner of the SW¼ of Section 22, Township 146 North, Range 82 West of the Fifth Principal Meridian and extending along the west line of said Section line 77 rods due north of said quarter section corner to a point, and beginning from that point by proceeding due east at right angles a distance of 21 rods; thence due north at right angles a distance of 20 rods; thence due west for a distance of 21 rods to the west section line of said section; thence due south along the west section line of said section a distance of 20 rods to the point of beginning, containing approximately 2 and 5/8 acres.

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

The Falkirk Mining Company

TRACT 33

Township 146 North, Range 82 West

Section 21: NE¼, less North Dakota State Highway 200 right-of-way, and a 4.00 acre tract of land described as follows: Beginning at a point on the east line of said NE¼ 100 feet south of the northeast corner thereof, thence running south along the said east section line 40 rods, thence west 16 rods, thence north parallel to the east section line 40 rods to the south line of N.D. Highway No. 200, formerly U.S. Highway No. 83, thence east along the south line of said highway, 16 rods to the point of beginning.

And a 0.4166 acre tract of land described as follows: Beginning at the northeast corner of the NE¼ of said Section 21, thence extending due west along the section line for a distance of 11 rods; from there extending due south at right angles for a distance of 100 feet, from there extending at right angles due east for a distance of 11 rods to the section line, from there due north along the section line for a distance of 100 feet to the point of beginning.

Surface Ownership:

Linda M. Pryor

Coal Ownership:

Linda M. Pryor

TRACT 34

Township 146 North, Range 82 West

Section 21: A 4.00 acre tract of land described as follows: Beginning at a point on the east line of said NE¼ 100 feet south of the northeast corner thereof, thence running south along the said east section line 40 rods, thence west 16 rods, thence north parallel to the east section line 40 rods to the south line of N.D. Highway No. 200, formerly U.S. Highway No. 83, thence east along the south line of said highway, 16 rods to the point of beginning.

And a 0.4166 acre tract of land described as follows: Beginning at the northeast corner of the NE¼ of said Section 21, thence extending due west along the section line for a distance of 11 rods; from there extending due south at right angles for a distance of 100 feet, from there extending at right angles due east for a distance of 11 rods to the section line, from there due north along the section line for a distance of 100 feet to the point of beginning.

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

The Falkirk Mining Company

TRACT 35

Township 146 North, Range 82 West

Section 23: The following tract of land, insofar as it lies within Lot 2, Block 1, in the SE¼: Commencing at the south quarter corner of said Section 23; thence North 0°30'50" East, along the north-south quarter line of said Section 23, 412.80 feet to the point of beginning; thence South 23°02'55" West, 195.70 feet; thence South 46°51'58" West, 150.91 feet; thence North 24°00'04" East, 118.87 feet; thence North 07°08'29" East, 276.55 feet; thence North 23°51'07" East, 264.83 feet, to a point on the north-south quarter line of said Section 23; thence North 43°23'41" East, 275.90 feet; thence North 22°28'23" West, 480.76 feet, to a point on the north-south quarter line of said Section 23; thence North 0°30'50" East, along the north-south quarter line of said Section 23, 341.53 feet; thence North 47°10'54" East, 57.18 feet; thence South 19°42'46" East, 347.99 feet; thence South 26°44'59" East, 443.73 feet; thence South 30°32'11" West, 686.87 feet, thence South 23°03'13" West, 56.08 feet, to the point of beginning.

Surface Ownership:

Waste Management of ND, Inc.

Coal Ownership:

Washburn Trust No. 1

Bradley J. Fohr

The John A. Zuger Family Trust

Lyle W. Kirmis

Robert V. Bolinke

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 36

Township 146 North, Range 82 West

Section 23: The following tract of land, insofar as it lies within Lot 1, Block 1, in the SW¼: Commencing at the south quarter corner of said Section 23; thence North 0°30'50" East, along the north-south quarter line of said Section 23, 412.80 feet to the point of beginning; thence south 23°02'55" West, 195.70 feet; thence South 46°51'58" West, 150.91 feet; thence North 24°00'04" East, 118.87 feet; thence North 07°08'29" East, 276.55 feet; thence North 23°51'07" East, 264.83 feet, to a point on the north-south quarter line of said Section 23; thence North 43°23'41" East, 275.90 feet; thence North 22°28'23" West, 480.76 feet, to a point on the north-south quarter line of said Section 23; thence North 0°30'50" East, along the north-south quarter line of said Section 23, 341.53 feet; thence North 47°10'54" East, 57.18 feet; thence South 19°42'46" East, 347.99 feet; thence South 26°44'59" East, 443.73 feet; thence South 30°32'11" West, 686.87 feet; thence South 23°03'13" West, 56.08 feet, to the point of beginning.

Surface Ownership:

Coal Ownership:

Waste Management of ND, Inc.

Washburn Trust No. 1

TRACT 37

Township 146 North, Range 82 West

Section 14: SE¼

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company

Melvin W. Berg and Agnes E. Berg

Marilyn Wagner

LeRoy Ness

Karen Ness

Eugene Ness

Clark Ness

Lori Ross

Phyllis Brown

John W. Ness

Dale Ness

Adeline Ness

TRACT 38

Township 146 North, Range 82 West

Section 14: SW¼

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company

The Falkirk Mining Company

Rhonda Pfaff

Eileen M. Dell

Monty A. Dell

Maureen R. Matlock

Andrea Christine Dell, Life Estate

Amanda Nicole Boyer, Life Estate

Calandra Kaye Dell, Life Estate

TRACT 39

Township 146 North, Range 82 West

Section 15: SE¼
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
The Falkirk Mining Company
Eileen M. Dell
Monty A. Dell
Maureen R. Matlock
Andrea Christine Dell, Life Estate
Amanda Nicole Boyer, Life Estate
Calandra Kaye Dell, Life Estate

TRACT 40
Township 146 North, Range 81 West
Section 18: E½W½
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Betty J. Hovey, Trustee of the Betty J. Hovey
Revocable Family Trust Dated 3-9-1993
Gary J. Mautz
Wayne A. Lunde, Trustee of the Wayne A. Lunde
Revocable Trust dated 9-9-1992

TRACT 41
Township 146 North, Range 81 West
Section 18: Lots, 1, 2, 3
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Renaë Heinle
Collin Weisz
Renaë M. Heinle and Wesley Heinle
Collin R. Weisz and Vonnie Weisz
Lois L. Bailey
William J. Roadfeldt

TRACT 42
Township 146 North, Range 81 West
Section 18: Lot, 4
Surface Ownership:
Coal Ownership:

Collin R. Weisz and Vonnie Weisz
Collin R. Weisz and Vonnie Weisz
Lois L. Bailey
William J. Roadfeldt

TRACT 44
Township 146 North, Range 82 West
Section 13: All
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Washburn Trust No. 1

TRACT 45
Township 146 North, Range 82 West
Section 14: NE¼
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Harlen Jesser
Lourel Clark
Mike Jesser
Aidan Jesser
Kyle Jesser
Theresa Brunner
Laurie Handeland
Corey Jesser

TRACT 46
Township 146 North, Range 82 West
Section 14: NW¼
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Monty J. Miller and Wendy A. Miller

TRACT 47
Township 146 North, Range 82 West
Section 15: NE $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Karen K. Johannes, Life Estate
Remaindermen:
Cynthia R. Klingbeil
Ronald D. Johannes
Sidney L. Johannes
Chandra J. Longnecker

TRACT 48
Township 146 North, Range 82 West
Section 15: NW $\frac{1}{4}$, less the W $\frac{1}{2}$ of a 1.17 acre tract
Surface Ownership:
Coal Ownership:

Michael Berg
Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

TRACT 49
Township 146 North, Range 82 West
Section 15: The W $\frac{1}{2}$ of Lot 2 located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, the entire Lot 2 described as follows: Beginning at a point 75.00 feet east and 514.80 feet south of the northwest corner of Section 15, thence east 170.00 feet, thence south 300.00 feet, thence west 170.00 feet, thence north parallel with the west section line 300.00 feet to the point of beginning, containing 1.17 acres, more or less.
Surface Ownership:
Coal Ownership:

Chad Berg
Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

TRACT 50
Township 146 North, Range 82 West
Section 15: SW $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Melanie Casanova
Camille C. Bonstrom
Chandler L. Feuk
Brad Feuk
Hennessy Trust dated 3/9/99
Lynn H. Stewart Revocable Trust

TRACT 51
Township 146 North, Range 82 West
Section 16: NE $\frac{1}{4}$, less 2.99 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Ronald J. Leidholm and Mary T. Leidholm
Renee C. Thorp
Barbara C. Braun
George M. Ackre and Susan R. Ackre
James R. Britton, as Trustee of the
James R. Britton Family Trust
Janet G. Britton, Trustee of the Britton Trust
dated 10-20-2014
Gordon O. Olson and Ellen Olson
M. Jean Sitz
Richard C. Lord and Myrna K. Lord

TRACT 52
Township 146 North, Range 82 West
Section 16: A tract of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ described as follows: Commencing at a point

located 33 feet south of the north boundary of said Section 16, and located on the west right-of-way line of McLean County Highway #23, thence south along the west right-of-way line of McLean County Highway #23, a distance of 900 feet, thence west along a line parallel to the north boundary line of said Section 16, a distance of 145 feet, thence northerly along a line parallel to the west boundary line of McLean County Highway #23, a distance of 900 feet, thence easterly along a line parallel to the north boundary line of said Section 16, said line located 33 feet south of said north boundary line of said Section 16, a distance of 145 feet to the point of beginning, containing 2.99 acres, more or less.

Surface Ownership:

Michael R. Berg

Coal Ownership:

Ronald J. Leidholm and Mary T. Leidholm

Renee C. Thorp

Barbara C. Braun

George M. Ackre and Susan R. Ackre

James R. Britton, as Trustee of the

James R. Britton Family Trust

Janet G. Britton, Trustee of the Britton Trust

dated 10-20-2014

Gordon O. Olson and Ellen Olson

M. Jean Sitz

Richard C. Lord and Myrna K. Lord

TRACT 53

Township 146 North, Range 82 West

Section 16: NW¼, less Lot C insofar as it lies within the NW¼ and less U.S. Hwy. 83

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Melanie Casanova

Camille C. Bonstrom

Chandler L. Feuk

Brad Feuk

Hennessy Trust dated 3/9/99

Lynn H. Stewart Revocable Trust

TRACT 54

Township 146 North, Range 82 West

Section 16: E½SE¼, lying east of U.S. Hwy. 83

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

North Dakota Department of Trust Lands

Melanie Casanova

Camille C. Bonstrom

Chandler L. Feuk

Brad Feuk

Hennessy Trust dated 3/9/99

Lynn H. Stewart Revocable Trust

TRACT 55

Township 146 North, Range 82 West

Section 16: 0.18 acre in the NE corner of the SW¼, W½SE¼ north of Highway 83, less 5.00 acres for that portion of Lot C that falls in the W½SE¼, less Lot A containing 3.00 acres, and less Lot B containing 3.00 acres

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

North Dakota Department of Trust Lands

Melanie Casanova

Camille C. Bonstrom

Chandler L. Feuk

Brad Feuk

Hennessy Trust dated 3/9/99

Lynn H. Stewart Revocable Trust

TRACT 56

Township 146 North, Range 82 West

Section 16: Lot B, described as follows: Beginning at the Northeast corner of Lot A, thence North parallel to the East line of Section 16 for a distance of 218.00 feet; thence West at an interior angle of 90° for a distance of 703.42 feet to the Northerly right-of-way line of a State Highway; thence Southeast along said right-of-way line at an interior angle of 45°50'15" for a distance of 303.89 feet to the Northwest corner of Lot A; thence East along the North line of Lot A for a distance of 491.7 feet to the point of beginning, containing 3.0 acres, more or less.

Surface Ownership:

Denny R. Portra and Ruby J. Portra

Coal Ownership:

North Dakota Department of Trust Lands

Denny R. Portra and Ruby J. Portra

Melanie Casanova

Camille C. Bonstrom

Chandler L. Feuk

Brad Feuk

Hennessy Trust dated 3/9/99

TRACT 57

Township 146 North, Range 82 West

Section 16: A tract of land in the SE $\frac{1}{4}$ of said Section 16, described as follows: Beginning at a point 1319.0 feet West and 840.9 feet North of the Southeast corner of said Section 16, which is along the North R/W line of a State Highway; thence North parallel to the East line of Section 16, 533.4 feet; thence West at an interior angle of 90° 491.7 feet to the North R/W line of a State Highway; thence Southeasterly at an interior angle of 45°50'15" for a distance of 153.7 feet; thence along R/W line 200.61 feet; thence along the R/W line 377.5 feet to the point of beginning, containing 3.00 acres, more or less, also known as Lot A.

Surface Ownership:

Denny R. Portra and Ruby J. Portra

Coal Ownership:

Denny R. Portra and Ruby J. Portra

North Dakota Department of Trust Lands

TRACT 58

Township 146 North, Range 82 West

Section 8: SE $\frac{1}{4}$, less Outlot A (5.32 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$) and less U.S. Hwy. 83 and less a strip of land 100 feet in width, being 50 feet in width on each side of the centerline of the main track of the Minneapolis, St. Paul & Sault Ste. Marie Railway Company's railroad as the same is located over and across the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 8.

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Claudia G. Tauer

Deborah Jo Baklenko, Trustee U/W of

Joseph M. Gudbranson

Gunvor Gudbranson

David Gudbranson

TRACT 59

Township 146 North, Range 82 West

Section 8: W $\frac{1}{2}$ east of the railroad, less U.S. Hwy. 83 and a strip of land 100 feet in width being 50 feet on each side of the centerline of the main track of the Minneapolis, St. Paul & Sault Ste. Marie Railway Company's railroad as the same is now located over and across the SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$.

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Elizabeth Bussman

TRACT 60

Township 146 North, Range 82 West

Section 9: SW $\frac{1}{4}$

Surface Ownership:

Laurel Miller

Coal Ownership:

Laurel Miller

TRACT 61

Township 146 North, Range 82 West

Section 9: SE $\frac{1}{4}$, less 18.31 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Ronald J. Leidholm and Mary T. Leidholm

Renee C. Thorp

Barbara C. Braun

George M. Ackre and Susan R. Ackre

James R. Britton, as Trustee of the

James R. Britton Family Trust

Janet G. Britton, Trustee of the Britton Trust
dated 10-20-2014
Gordon O. Olson and Ellen Olson
M. Jean Sitz
Richard C. Lord and Myrna K. Lord

TRACT 62

Township 146 North, Range 82 West

Section 9: A tract of land located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows: From a point that is 75 feet north and 33 feet west of the SE corner of said Section 9, thence north and parallel to the east line of Section 9, 967 feet, thence west 825 feet, thence south 967 feet, thence east 825 feet to the point of beginning, containing 18.31 acres, more or less.

Surface Ownership:

Coal Ownership:

Dennis R. Folden and Janet K. Folden
Dennis R. Folden and Janet K. Folden
Renee C. Thorp
Barbara C. Braun
George M. Ackre and Susan R. Ackre
James R. Britton, as Trustee of the
James R. Britton Family Trust
Janet G. Britton, Trustee of the Britton Trust
dated 10-20-2014
Gordon O. Olson and Ellen Olson
M. Jean Sitz
Richard C. Lord and Myrna K. Lord

TRACT 63

Township 146 North, Range 82 West

Section 10: N $\frac{1}{2}$ SW $\frac{1}{4}$

Surface Ownership:

Coal Ownership:

Michael R. Berg
Martha Specht
Estate of Phyllis Ann Hermanson
Darralu S. Lindholm
Mary O'Brien Specht
Jessica Potter
The Estate of Deloris Potter
Linda Anderson
Nancy Watkins
Larry Woodall
M. Jean Sitz
Gordon O. Olson and Ellen Olson
Richard C. Lord and Myrna K. Lord
George M. Ackre and Susan R. Ackre
James R. Britton, as Trustee of the
James R. Britton Family Trust
Janet G. Britton, Trustee of the Britton Trust
dated 10-20-2014
Ronald J. Leidholm and Mary T. Leidholm

TRACT 64

Township 146 North, Range 82 West

Section 10: S $\frac{1}{2}$ SW $\frac{1}{4}$

Surface Ownership:

Coal Ownership:

Michael R. Berg
Martha Specht
Estate of Phyllis Ann Hermanson
Darralu S. Lindholm
Mary O'Brien Specht
The Estate of Deloris Potter
Linda Anderson
Nancy Watkins
Larry Woodall
Jessica Potter
Beverly A. Bergquist
Kenneth Grabinger and Donna Grabinger
Michael R. Berg
Steven Berg
Kathryn Anderson
Marcia Blotske
Michael A. Love
Kimberly A. Reiner

TRACT 65

Township 146 North, Range 82 West

Section 10: SE $\frac{1}{4}$, less tracts of 2.81 acres, 5.00 acres, and 7.00 acres

Surface Ownership:

Michael R. Berg

Coal Ownership:

United States of America - Bureau of
Land Management
Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

TRACT 66

Township 146 North, Range 82 West

Section 10: A tract of land lying in the SE $\frac{1}{4}$ described as follows: Beginning at a point which is 33 feet north of the southwest corner of the SE $\frac{1}{4}$ of Section 10, thence due north along the 1/4 section line, a distance of 528 feet, thence due east a distance of 412.5 feet, thence due south 528 feet, thence due west a distance of 412.5 feet to the point of beginning, containing 5.00 acres, more or less.

And

A tract of land located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 10, described as follows: Beginning at a point 561.00 feet north along the 1/4 section line from the south 1/4 corner of Section 10, thence north along the 1/4 section line 739.20 feet, thence east parallel to the south section line 412.50 feet, thence south 739.20 feet, thence west 412.50 feet to the point of beginning, containing 7.00 acres, more or less.

Surface Ownership:

Palma Levey

Coal Ownership:

United States of America - Bureau of
Land Management
Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

TRACT 67

Township 146 North, Range 82 West

Section 11: N $\frac{1}{2}$, SE $\frac{1}{4}$ less 16.46 acres

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Harlen Jesser
Lourel Clark
Mike Jesser
Aidan Jesser
Kyle Jesser
Theresa Brunner
Laurie Handeland
Corey Jesser

TRACT 68

Township 146 North, Range 82 West

Section 11: A parcel of land in the SE $\frac{1}{4}$ commencing at a point 710 feet west of the southeast corner of the SE $\frac{1}{4}$ of Section 11, said point located on the south line of said SE $\frac{1}{4}$; thence westerly along the south line of said quarter 720 feet; thence northerly on a line perpendicular to the south line of said quarter, a distance of 996 feet; thence easterly along a line parallel with the south line of said quarter, a distance of 720 feet; thence southerly on a line perpendicular to the south line of said quarter a distance of 996 feet to the point of beginning. Said parcel contains approximately 16.46 acres, more or less.

Surface Ownership:

The Falkirk Mining Company

Coal Ownership:

Harlen Jesser
Lourel Clark
Mike Jesser
Aidan Jesser
Kyle Jesser
Theresa Brunner
Laurie Handeland
Corey Jesser

TRACT 69

Township 146 North, Range 82 West

Section 11: SW $\frac{1}{4}$

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company
Monte J. Miller and Wendy A. Miller

TRACT 70

Township 146 North, Range 82 West

Section 12: S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company
Rhonda Pfaff

TRACT 71

Township 146 North, Range 82 West

Section 12: NW $\frac{1}{4}$ NE $\frac{1}{4}$

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company
The Falkirk Mining Company

TRACT 72

Township 146 North, Range 82 West

Section 12: NW $\frac{1}{4}$

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company
Rhonda Pfaff

TRACT 73

Township 146 North, Range 82 West

Section 12: SW $\frac{1}{4}$

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company
AgriBank, FCB
Gary J. Mautz
Betty J. Hovey, Trustee of the Betty J. Hovey
Revocable Family Trust Dated 3-9-1993
Wayne A. Lunde, Trustee of the Wayne A. Lunde
Revocable Trust dated 9-9-1992

TRACT 74

Township 146 North, Range 82 West

Section 12: SE $\frac{1}{4}$

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company
Rhonda Pfaff

TRACT 75

Township 146 North, Range 81 West

Section 7: Lots 1, 2, 3 & 4

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company
Washburn Trust No. 1

TRACT 76

Township 146 North, Range 81 West

Section 6: Lots 6 & 7

Surface Ownership:

Coal Ownership:

Emanuel Schauer
Emanuel Schauer

TRACT 77

Township 146 North, Range 82 West

Section 1: SE $\frac{1}{4}$

Surface Ownership:

Coal Ownership:

The Falkirk Mining Company
Rhonda Pfaff
North Dakota Department of Trust Lands

TRACT 78
Township 146 North, Range 82 West
Section 1: SW¼
Surface Ownership:
Coal Ownership:

The Falkirk Mining Company
Eric Johnson and Lona Johnson

TRACT 79
Township 146 North, Range 82 West
Section 2: SE¼
Surface Ownership:

Norman A. Oster and Linda L. Hanson,
Trustees of the Norman &
Martha Hoppe Family Trust Dated June 8, 1989
Eugene Stadick and Marie Stadick

Coal Ownership:

TRACT 80
Township 146 North, Range 82 West
Section 2: SW¼
Surface Ownership:

Chad Berg
Subject to Contract for Deed from:
Michael R. Berg
The University of North Dakota Foundation
Eddie James Owens, Jr.
William L. Hollingsworth
Marie Joanne Simons Murray
Eugene & Joanne Murray
Trust Dated June 1, 1990
Chapter of Delta Tau Delta Fraternity
Paul Reuter
Peggy Kjos
Patric A. Reuter
Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

Coal Ownership:

TRACT 81
Township 146 North, Range 82 West
Section 10: A tract of land in the Southeast Quarter lying within and bounded by the following described traverse: Commencing at a point which is 1889 ft. North and 33 ft. West of the Southeast corner of said Section Ten (10); thence West at an angle of 90 degrees a distance of 350 ft. to a point; thence North at an angle of 90 degrees a distance of 350 ft. to a point; thence East at an angle of 90 degrees a distance of 350 ft. to a point; thence due South parallel and 33 ft. West of the East Section Line of said Section Ten (10) a distance of 350 ft. to the point of beginning.

Surface Ownership:

The Falkirk Mining Company
United States of America - Bureau of
Land Management
The Falkirk Mining Company

Coal Ownership:

TRACT 82
Township 146 North, Range 82 West
Section 16: Lot C insofar as it lies within the NW¼, containing 8.8 acres more or less
Surface Ownership:
Coal Ownership:

Hennessy Trust dated 3-9-99
Melanie Casanova
Camille C. Bonstrom
Chandler L. Feuk
Brad Feuk

TRACT 83
Township 146 North, Range 82 West
Section 16: Lot C insofar as it lies within the N½S½, containing 6.7 acres more or less
Surface Ownership:
Coal Ownership:

Laurance L. Heger and Nancy L. Heger
North Dakota Department of Trust Lands
Lynn H. Stewart Revocable Trust
Hennessy Trust dated 3-9-99
Melanie Casanova
Camille C. Bonstrom
Chandler L. Feuk
Brad Feuk

Copies of the application for revision and renewal 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.

(Dec. 10, 17, 24, 31, 2015)



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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: 12/10, 17, 24, 31 Signed Calmer Kuitz sworn and subscribed to before me this 7th day of January 2016
Morgan Doll
Notary Public in and for the State of North Dakota



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**NOTICE OF FILING OF AN APPLICATION FOR
RENEWAL OF PERMIT TO CONDUCT
SURFACE COAL MINING AND RECLAMATION OPERATIONS,
AND A REVISION TO UPDATE PERMIT INFORMATION**

The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed an application for renewal and an application to revise Surface Coal Mining Permit N. NAFK-8405, which contains 8,776.7 acres and is located in Section 3, Township 145 North, Range 82 West, Sections 6, 7, and 18 in Township 146 North, Range 81 West, and Sections 1, 2, 8, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 26, 27, 34, and 35 in Township 146 North, Range 82 West in McLean County, North Dakota.

This revision updates pertinent permit-related information resulting from the Commission's pre-renewal review of the NAFK-8405 mining permit. Information being updated includes surface and coal interest and ownership, wildlife monitoring and management plan, operation and reclamation plans and surface water information. Renewal No. 6 to Permit NAFK-8405 will extend the permit term another five years until April 15, 2021 and the Revision identifies the coal removal subarea that will be mined during the next 5-year Permit term.

The permit area is located approximately one-half mile east of Underwood, North Dakota. The map shows the location of the City of Underwood, North Dakota and the outline of the permit area. The names of the United States Geological Survey Quadrangle Maps which contain the area described and shown on the map are "Underwood" and "Washburn Northeast".

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

TRACT 1

Township 146 North, Range 82 West

Section 22: NW¼

Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Falkirk Mining Company
North Dakota Department of Trust Lands

TRACT 2

Township 146 North, Range 82 West

Section 22: NE¼

Surface Ownership: The Falkirk Mining Company
Eileen M. Dell
The Falkirk Mining Company
Monty A. Dell
Maureen R. Matlock

TRACT 3

Township 146 North, Range 82 West

Section 22: SW¼, less a tract of land described as follows: Commencing at the southwest corner of the said SW¼ and extending along the west line of said section line 77 rods due north of said quarter section corner to a point and beginning from that point by proceeding due east at right angles a distance of 21 rods; thence due north for a distance of 20 rods; thence due west for a distance of 21 rods to the west section line of said section; thence due south along the west section line of said section a distance of 20 rods to the point of beginning, containing 2.625 acres, more or less.

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Frank J. Bavendick and Joanne C. Bavendick
John R. Dyer and Lova Dyer
Northwestern National Bank of Minneapolis,
as Trustee of Thomas
J. Pearce Insurance Trust dated 12-8-66

TRACT 4

Township 146 North, Range 82 West

Section 22: SE¼

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Marilyn Wagner
Howard L. Ness
Eugene Ness
Adeline Ness
Clark Ness
Lori Ross
Phyllis Brown
John W. Ness
Dale Ness

TRACT 5

Township 146 North, Range 82 West

Section 27: N½NW¼

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Martin Lohmann
David Lohmann
Amy Tangen
Ruth Smith
Leland J. Asch and Leone M. Asch

TRACT 6

Township 146 North, Range 82 West

Section 23: NW¼, N½SW¼, SW¼SW¼

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1

TRACT 6A

Township 146 North, Range 82 West

Section 23: NE¼

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. Bolinke
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 7

Township 146 North, Range 82 West

Section 23: SE¼SW¼, less Lot 1, Block 1 and less that part of Lot 3, Block 1 lying in the SE¼SW¼

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1

TRACT 7A

Township 146 North, Range 82 West

Section 23: SE¼, less Lot 2, Block 1, and less that part of Lot 3, Block 1 lying in the SE¼, and less Lot 4, Block 1; and less Outlot A lying in the S½SE¼

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. Bolinke
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 7A.1

Township 146 North, Range 82 West

Section 23: A portion of the S½SE¼

Surface Ownership: State of North Dakota – Department of Transportation
Coal Ownership: Washburn Trust No. 1
Bradley J. Fohr
The John A. Zuger Family Trust
Lyle W. Kirmis
Robert V. Bolinke
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 7B

Township 146 North, Range 82 West

Section 23: That part of Lot 3, Block 1, lying within the SE¼, Lot 3, Block 1 is described in its entirety as follows: Beginning at the southwest corner of Lot 1, Block 1, except the south 100 feet of Section 23, T146N, R82W; thence north 48 degrees 54 minutes 35 seconds west a distance of 144.66 feet; thence north 41 degrees 05 minutes 32 seconds east a distance of 114.46 feet; thence 17 degrees 31 minutes 04 seconds east a distance of 943.02 feet to the west line of the southeast ¼ of said section; thence north 0 degrees 30 minutes 50 seconds east along said west line a distance of 215.12 feet; thence south 22 degrees 28 minutes 02 seconds east a distance of 480.88 feet; thence south 43 degrees 23 minutes 41 seconds west a distance of 275.90 feet to the west line of the southeast ¼ and the west line of said Lot 1 Block 1; thence south 23 degrees 55 minutes 03 seconds west along said west line of Lot 1, Block 1, a distance of 264.76 feet; thence south 07 degrees 08 minutes 29 seconds west continuing along said west line a distance of 276.55 feet; thence south 24 degrees 00 minutes 04 seconds west continuing along said west line a distance of 118.87 feet; thence south 65 degrees 15 minutes 40 seconds west along said west line a distance of 61.81 feet to the point of beginning.

And all of Lot 4, Block 1, described as follows: Beginning at the most northeasterly corner of Lot 2, Block 1 of Section 23, T146N, R82W; thence north 85 degrees 01 minute 57 seconds east a distance of 485.10 feet; thence south 28 degrees 52 minutes 11 seconds east a distance of 936.58 feet; thence south 21 degrees 51 minutes 02 seconds east a distance of 901.40 feet to the east line of said Lot 2 Block 1; thence north 56 degrees 28 minutes 08 seconds west along said east line a distance of 240.00 feet; thence north 15 degrees 02 minutes 48 seconds west along said east line a distance of 571.36 feet; thence north 65 degrees 44 minutes 13 seconds west along said east line a distance of 385.59 feet; thence north 36 degrees 29 minutes 23 seconds west along said east line a distance of 960.27 feet to the point of beginning.

Surface Ownership: Waste Management of ND, Inc.
Coal Ownership: Washburn Trust No. 1
Bradley J. Fohr
The John A. Zuger Family Trust
Lyle W. Kirmis
Robert V. Bolinke
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 7C

Township 146 North, Range 82 West

Section 23: That part of Lot 3, Block 1, lying within the SW $\frac{1}{4}$, Lot 3, Block 1 is described in its entirety as follows: Beginning at the southwest corner of Lot 1 Block 1 except the south 100 feet of Section 23, T146N-R82W; thence north 48 degrees 54 minutes 35 seconds west a distance of 144.66 feet; thence north 41 degrees 05 minutes 32 seconds east a distance of 114.46 feet; thence north 17 degrees 31 minutes 04 seconds east a distance of 943.02 feet to the west line of the southeast $\frac{1}{4}$ of said section; thence north 0 degrees 30 minutes 50 seconds east along said west line a distance of 215.12 feet; thence south 22 degrees 28 minutes 02 seconds east a distance of 480.88 feet; thence south 43 degrees 23 minutes 41 seconds west a distance of 275.90 feet to the west line of the southeast $\frac{1}{4}$ and the west line of said Lot 1 Block 1; thence south 23 degrees 55 minutes 03 seconds west along said west line of Lot 1 Block 1 a distance of 264.76 feet; thence south 07 degrees 08 minutes 29 seconds west continuing along said west line a distance of 276.55 feet; thence south 24 degrees 00 minutes 04 seconds west continuing along said west line a distance of 118.87 feet; thence south 65 degrees 15 minutes 40 seconds west along said west line a distance of 61.81 feet to the point of beginning.

Surface Ownership: Waste Management of ND, Inc.
Coal Ownership: Washburn Trust No. 1

TRACT 8

Township 146 North, Range 82 West

Section 24: NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, less the following described tract of land: Beginning at the southwest corner of the NW $\frac{1}{4}$ thence north along the section line 352 feet; thence running at a bearing of N89°12'20" E a distance of 600 feet; thence running at a bearing of S73°51'57" E a distance of 1,297 feet; thence running in a westerly direction 1,845.5 feet to the point of beginning, containing 9.87 acres, more or less.

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Renae Heinle
Collin Weisz
Donald V. Koenig
Robert L. Koenig
Eilene J. Doble
James S. Koenig
Joy A. Person

TRACT 9

Township 146 North, Range 82 West

Section 24: NE $\frac{1}{4}$ NW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: United States of America-Bureau of Land Management

TRACT 10

Township 146 North, Range 82 West

Section 24: Lot 3, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Surface Ownership: State of North Dakota-Department of Transportation
Coal Ownership: Collin R. Weisz and Vonnie Weisz
Donald V. Koenig
Robert L. Koenig
Eilene J. Doble
James S. Koenig
Joy A. Person

TRACT 10A

Township 146 North, Range 82 West

Section 24: A tract of land in the NW $\frac{1}{4}$ described as follows: Beginning at the southwest corner of the NW $\frac{1}{4}$, thence north along the section line 352 feet; thence running at a bearing of N 89°12'20" E a distance of 600 feet; thence running at a bearing of S 73°51'57" E a distance of 1,297 feet; thence running in a westerly direction 1,845.5 feet to the point of beginning, containing 9.87 acres, more or less.

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 11

Township 146 North, Range 82 West

Section 26: Lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$, less Lot 2, Block 2 in the NE $\frac{1}{4}$

Surface Ownership: Missouri River Sanitation, Inc.
Coal Ownership: Emma Pulver

TRACT 11A

Township 146 North, Range 82 West

Section 26: Lot 2, Block 2 in the NE $\frac{1}{4}$

Surface Ownership: State of North Dakota-Department of Transportation
Coal Ownership: Emma Pulver

TRACT 12

Township 146 North, Range 82 West

Section 26: Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$

Surface Ownership: State of North Dakota
Coal Ownership: Clinton Tweeten
David C. Tweeten
Cassie Simenson

TRACT 13

Township 146 North, Range 82 West

Section 26: NW $\frac{1}{4}$, less Lot 1, Block 2, and less Outlot A lying in the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Alma E. Janke
Frank J. Bavendick

TRACT 13A

Township 146 North, Range 82 West

Section 26: Outlot A lying in the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, described as follows: Commencing at the north $\frac{1}{4}$ corner of said Section 26; thence S 00d34'11" W a distance of 260.28 feet on the $\frac{1}{4}$ line of said Section to the Point of Beginning; thence S 00d39'36" W a distance of 89.52 feet on $\frac{1}{4}$ line of said Section; thence S 00d33'32" W a distance of 968.29 feet to the southeast corner of the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section; thence N 89d13'24" W on the south line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 660.24 feet to the southwest corner of said E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$; thence N 00d34'54" E on the west line of said E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance 1319.25 feet to the north line of said Section; thence S 89d07'21" E a distance of 405.32 feet on the north line of said Section to the westerly line of Lot 1, Block 2 Document No. 310400 as of record in said McLean County; thence S 29d11'28" E a distance 85.26 feet on said westerly line of Lot 1, Block 2; thence S 39d45'42" E a distance of 195.27 feet on said westerly line of Lot 1, Block 2; thence S 65d08'21" E a distance of 94.24 feet on westerly line of said Lot 1, Block 2 to the Point of Beginning.

Surface Ownership: State of North Dakota-Department of Transportation
Coal Ownership: Alma E. Janke
Frank J. Bavendick

TRACT 14

Township 146 North, Range 82 West

Section 26: Lot 3, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{2}$ SE $\frac{1}{4}$

Surface Ownership: State of North Dakota-Department of Transportation
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 15

Township 146 North, Range 82 West

Section 26: N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$

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

TRACT 15A

Township 146 North, Range 82 West

Section 26: E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$

Surface Ownership: State of North Dakota-Department of Transportation
Coal Ownership: Michael Berg
Truman Janke and Velma Janke
Doris E. Janke and Carmen N. White

TRACT 16

Township 146 North, Range 82 West

Section 27: NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Eileen Gutknecht

TRACT 17

Township 146 North, Range 82 West

Section 27: S $\frac{1}{2}$ NW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Robert Stadick
Anona Lundstrom
Ione C. Stadick
Martin Lohmann
David Lohmann
Amy Tangen
Ruth Smith

TRACT 18

Township 146 North, Range 82 West

Section 27: SW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Janelle L. Bruesch
Margaret A. Boston and Frank H. Boston
Mary J. Anderson
Charles D. Anderson
Thomas D. Anderson and Diane L. Anderson
Bertha Anderson
The Nokota Company
Three Forks Oil Corporation
Lucille F. Neary

TRACT 19

Township 146 North, Range 82 West

Section 27: SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: LeRoy T. Parker and Virginia J. Parker,
Trustees of the L.T. and
V.J. Parker Family Trust dated 7-26-95

TRACT 20

Township 146 North, Range 82 West

Section 34: N $\frac{1}{2}$ NW $\frac{1}{4}$, less Soo Line Railroad

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Estate of Bertha Anderson

TRACT 20A

Township 146 North, Range 82 West

Section 34: W $\frac{1}{2}$ NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Estate of Bertha Anderson

TRACT 21

Township 146 North, Range 82 West

Section 34: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Surface Ownership: Gregory Jordahl and Mildred L. Jordahl
Coal Ownership: United States of America-Bureau of Land Management

TRACT 22

Township 146 North, Range 82 West

Section 35: NW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1

TRACT 22A

Township 146 North, Range 82 West

Section 35: E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$

Surface Ownership: State of North Dakota-Department of Transportation
Coal Ownership: Washburn Trust No. 1

TRACT 23

Township 146 North, Range 82 West

Section 34: SE $\frac{1}{4}$ NE $\frac{1}{4}$

Surface Ownership: Gregory Jordahl and Mildred L. Jordahl
Coal Ownership: Gregory Jordahl and Mildred L. Jordahl
Paul R. Glanville, Successor Trustee of the Margaret M. Glanville Revocable Trust dated 2-14-2003
Altair Corporation
Gordon Valley
Andrew Anderson and Karen Anderson
Donna Sandvik
Dan Swanson
Randy Swanson
Lila Akan
Kenneth Fjeldahl
Robert J. Petz
Evelyn Valley
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Lilas Sillasen
Fern Tosh
Pauline M. Rosberg
Winifred A. Marvin
Winifred A. Marvin and James W. Marvin
Stanley J. Petz
Melba M. Valley
Barret W. Valley
Leanne K. Day
Lloyd E. Anderson, Limited Partnership
Wallace Anderson
Elizabeth D. Klabunde
Marilyn I. Beyer and James G. Beyer
Henry S. Anderson and Katherine Anderson
Eva Anderson
Lilas Dangerfield

TRACT 24

Township 146 North, Range 82 West

Section 34: S $\frac{1}{2}$ NW $\frac{1}{4}$, less Soo Line Railroad

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Estate of Bertha Anderson
Janelle L. Bruesch
Margaret A. Anderson
Charles D. Anderson
Mary J. Anderson
Thomas D. Anderson and Diane L. Anderson
Earl Schwartz Company
C. James Luther, Trustee of Trust B, Non-Marital Trust pursuant to the Last Will and Testament of James H. Luther dated 11-1-74
Mary C. Wilday
Jean Taylor Clark, Independent Executrix of the Estate of Charles Clark, deceased
Judith P. Hoffman Trust U/A/D 11-22-94, National City Bank SFS-SSG and Paul C. Hoffman, Co-Trustees
Martha C. Click, Independent Executrix of the Estate of Mary Elizabeth Bass

TRACT 25

Township 146 North, Range 82 West

Section 34: NW $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad

Surface Ownership: The Falkirk Mining Company
Coal Ownership: United States of America-Bureau of Land Management

TRACT 26

Township 146 North, Range 82 West

Section 34: NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Estate of Bertha Anderson
Janelle L. Bruesch
Margaret A. Anderson
Charles D. Anderson
Mary J. Anderson
Thomas D. Anderson and Diane L. Anderson
Martha C. Click, Independent Executrix of the Estate of Mary Elizabeth Bass
Earl Schwartz Company
C. James Luther, Trustee of Trust B, Non-Marital Trust pursuant to the Last Will and Testament of James H. Luther dated 11-1-74
Mary C. Wilday
Jean Taylor Clark, Independent Executrix of the Estate of Charles Clark, deceased
Judith P. Hoffman Trust U/A/D 11-22-94, National City Bank SFS-SSG and Paul C. Hoffman, Co-Trustees

TRACT 27

Township 146 North, Range 82 West

Section 34: SE $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad

Surface Ownership: The Falkirk Mining Company
Coal Ownership: United States of America-Bureau of Land Management

TRACT 28

Township 146 North, Range 82 West

Section 34: E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, less Soo Line Railroad

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Gregory Jordahl and Mildred L. Jordahl
Robert J. Petz
Elizabeth D. Klabunde
Marilyn I. Beyer and James G. Beyer
Donna Sandvik
Dan Swanson
Randy Swanson
Lila Akan
Kenneth Fjeldahl
Stanley J. Petz
Andrew Anderson and Karen Anderson
Henry S. Anderson and Katherine Anderson
Paul R. Glanville, Successor Trustee of the Margaret M. Glanville Revocable Trust dated 2-14-2003
Altair Corporation
Barret W. Valley
Leanne K. Day
Lloyd E. Anderson, Limited Partnership
Wallace Anderson
Eva Anderson
Gordon Valley
Evelyn Valley
Robert C. Mann
Audrey M. Crum
Margaret E. Tollerud
Lilas Sillasen
Fern Tosh
Pauline M. Rosberg
Winifred A. Marvin
Winifred A. Marvin and James W. Marvin
Melba M. Valley
Lilas Dangerfield

TRACT 29

Township 145 North, Range 82 West

Section 3: NW $\frac{1}{4}$, less Soo Line Railroad

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Laura M. Martinez
Robert Wayne McConaughy

TRACT 31

Township 146 North, Range 82 West

Section 27: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. Highway No. 83 right-of-way, in the SW $\frac{1}{4}$

Section 34: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. No. 83 right-of-way, in the W $\frac{1}{2}$

Township 145 North, Range 82 West

Section 3: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. Highway No. 83 right-of-way, in the NW $\frac{1}{4}$

Surface Ownership: Soo Line Railroad Company

Coal Ownership: Soo Line Railroad Company

TRACT 32

Township 146 North, Range 82 West

Section 22: Commencing at the southwest corner of the SW $\frac{1}{4}$ of Section 22, Township 146 North, Range 82 West of the Fifth Principal Meridian and extending along the west line of said Section line 77 rods due north of said quarter section corner to a point, and beginning from that point by proceeding due east at right angles a distance of 21 rods; thence due north at right angles a distance of 20 rods; thence due west for a distance of 21 rods to the west section line of said section; thence due south along the west section line of said section a distance of 20 rods to the point of beginning, containing approximately 2 and 5/8 acres.

Surface Ownership: The Falkirk Mining Company

Coal Ownership: The Falkirk Mining Company

TRACT 33

Township 146 North, Range 82 West

Section 21: NE $\frac{1}{4}$, less North Dakota State Highway 200 right-of-way, and a

Continued from Pg. 3C

4.00 acre tract of land described as follows: Beginning at a point on the east line of said NE $\frac{1}{4}$ 100 feet south of the northeast corner thereof, thence running south along the said east section line 40 rods, thence west 16 rods, thence north parallel to the east section line 40 rods to the south line of N.D. Highway No. 200, formerly U.S. Highway No. 83, thence east along the south line of said highway, 16 rods to the point of beginning.

And a 0.4166 acre tract of land described as follows: Beginning at the northeast corner of the NE $\frac{1}{4}$ of said Section 21, thence extending due west along the section line for a distance of 11 rods; from there extending due south at right angles for a distance of 100 feet, from there extending at right angles due east for a distance of 11 rods to the section line, from there due north along the section line for a distance of 100 feet to the point of beginning.

Surface Ownership: Linda M. Pryor
Coal Ownership: Linda M. Pryor

TRACT 34
Township 146 North, Range 82 West

Section 21: A 4.00 acre tract of land described as follows: Beginning at a point on the east line of said NE $\frac{1}{4}$ 100 feet south of the northeast corner thereof, thence running south along the said east section line 40 rods, thence west 16 rods, thence north parallel to the east section line 40 rods to the south line of N.D. Highway No. 200, formerly U.S. Highway No. 83, thence east along the south line of said highway, 16 rods to the point of beginning.

And a 0.4166 acre tract of land described as follows: Beginning at the northeast corner of the NE $\frac{1}{4}$ of said Section 21, thence extending due west along the section line for a distance of 11 rods; from there extending due south at right angles for a distance of 100 feet, from there extending at right angles due east for a distance of 11 rods to the section line, from there due north along the section line for a distance of 100 feet to the point of beginning.

Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Falkirk Mining Company

TRACT 35
Township 146 North, Range 82 West

Section 23: The following tract of land, insofar as it lies within Lot 2, Block 1, in the SE $\frac{1}{4}$: Commencing at the south quarter corner of said Section 23; thence North 0 $^{\circ}$ 30'50" East, along the north-south quarter line of said Section 23, 412.80 feet to the point of beginning; thence South 23 $^{\circ}$ 02'55" West, 195.70 feet; thence South 46 $^{\circ}$ 51'58" West, 150.91 feet; thence North 24 $^{\circ}$ 00'04" East, 118.87 feet; thence North 07 $^{\circ}$ 08'29" East, 276.55 feet; thence North 23 $^{\circ}$ 51'07" East, 264.83 feet, to a point on the north-south quarter line of said Section 23; thence North 43 $^{\circ}$ 23'41" East, 275.90 feet; thence North 22 $^{\circ}$ 28'23" West, 480.76 feet, to a point on the north-south quarter line of said Section 23; thence North 0 $^{\circ}$ 30'50" East, along the north-south quarter line of said Section 23, 341.53 feet; thence North 47 $^{\circ}$ 10'54" East, 57.18 feet; thence South 19 $^{\circ}$ 42'46" East, 347.99 feet; thence South 26 $^{\circ}$ 44'59" East, 443.73 feet; thence South 30 $^{\circ}$ 32'11" West, 686.87 feet, thence South 23 $^{\circ}$ 03'13" West, 56.08 feet, to the point of beginning.

Surface Ownership: Waste Management of ND, Inc.
Coal Ownership: Washburn Trust No. 1
Bradley J. Fohr
The John A. Zuger Family Trust
Lyle W. Kirmis
Robert V. Bolinke
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 36
Township 146 North, Range 82 West

Section 23: The following tract of land, insofar as it lies within Lot 1, Block 1, in the SW $\frac{1}{4}$: Commencing at the south quarter corner of said Section 23; thence North 0 $^{\circ}$ 30'50" East, along the north-south quarter line of said Section 23, 412.80 feet to the point of beginning; thence south 23 $^{\circ}$ 02'55" West, 195.70 feet; thence South 46 $^{\circ}$ 51'58" West, 150.91 feet; thence North 24 $^{\circ}$ 00'04" East, 118.87 feet; thence North 07 $^{\circ}$ 08'29" East, 276.55 feet; thence North 23 $^{\circ}$ 51'07" East, 264.83 feet, to a point on the north-south quarter line of said Section 23; thence North 43 $^{\circ}$ 23'41" East, 275.90 feet; thence North 22 $^{\circ}$ 28'23" West, 480.76 feet, to a point on the north-south quarter line of said Section 23; thence North 0 $^{\circ}$ 30'50" East, along the north-south quarter line of said Section 23, 341.53 feet; thence North 47 $^{\circ}$ 10'54" East, 57.18 feet; thence South 19 $^{\circ}$ 42'46" East, 347.99 feet; thence South 26 $^{\circ}$ 44'59" East, 443.73 feet; thence South 30 $^{\circ}$ 32'11" West, 686.87 feet; thence South 23 $^{\circ}$ 03'13" West, 56.08 feet, to the point of beginning.

Surface Ownership: Waste Management of ND, Inc.
Coal Ownership: Washburn Trust No. 1

TRACT 37
Township 146 North, Range 82 West

Section 14: SE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Melvin W. Berg and Agnes E. Berg
Marilyn Wagner
LeRoy Ness
Karen Ness
Eugene Ness
Clark Ness
Lori Ross
Phyllis Brown
John W. Ness
Dale Ness
Adeline Ness

TRACT 38
Township 146 North, Range 82 West

Section 14: SW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Falkirk Mining Company
Rhonda Pfaff
Eileen M. Dell
Monty A. Dell
Maureen R. Matlock
Andrea Christine Dell, Life Estate
Amanda Nicole Boyer, Life Estate
Calandra Kaye Dell, Life Estate

TRACT 39
Township 146 North, Range 82 West

Section 15: SE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Falkirk Mining Company
Eileen M. Dell
Monty A. Dell
Maureen R. Matlock
Andrea Christine Dell, Life Estate
Amanda Nicole Boyer, Life Estate
Calandra Kaye Dell, Life Estate

TRACT 40
Township 146 North, Range 81 West

Section 18: E $\frac{1}{2}$ W $\frac{1}{2}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Betty J. Hovey, Trustee of the Betty J. Hovey Revocable Family Trust Dated 3-9-1993
Gary J. Mautz
Wayne A. Lunde, Trustee of the Wayne A. Lunde Revocable Trust dated 9-9-1992

TRACT 41
Township 146 North, Range 81 West

Section 18: Lots, 1, 2, 3
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Renae Heinle
Collin Weisz
Renae M. Heinle and Wesley Heinle
Collin R. Weisz and Vonnie Weisz
Lois L. Bailey
William J. Roadfeldt

TRACT 42
Township 146 North, Range 81 West

Section 18: Lot, 4
Surface Ownership: Collin R. Weisz and Vonnie Weisz
Coal Ownership: Collin R. Weisz and Vonnie Weisz
Lois L. Bailey
William J. Roadfeldt

TRACT 44
Township 146 North, Range 82 West

Section 13: All
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1

TRACT 45
Township 146 North, Range 82 West

Section 14: NE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Harlen Jesser
Lourel Clark
Mike Jesser
Aidan Jesser
Kyle Jesser
Theresa Brunner
Laurie Handeland
Corey Jesser

TRACT 46
Township 146 North, Range 82 West

Section 14: NW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Monty J. Miller and Wendy A. Miller

TRACT 47
Township 146 North, Range 82 West

Section 15: NE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Karen K. Johannes, Life Estate
Remaindermen:
Cynthia R. Klingbeil
Ronald D. Johannes
Sidney L. Johannes
Chandra J. Longnecker

TRACT 48
Township 146 North, Range 82 West

Section 15: NW $\frac{1}{4}$, less the W $\frac{1}{2}$ of a 1.17 acre tract
Surface Ownership: Michael Berg
Coal Ownership: Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

TRACT 49
Township 146 North, Range 82 West

Section 15: The W $\frac{1}{2}$ of Lot 2 located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, the entire Lot 2

described as follows: Beginning at a point 75.00 feet east and 514.80 feet south of the northwest corner of Section 15, thence east 170.00 feet, thence south 300.00 feet, thence west 170.00 feet, thence north parallel with the west section line 300.00 feet to the point of beginning, containing 1.17 acres, more or less.

Surface Ownership: Chad Berg
Coal Ownership: Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

TRACT 50
Township 146 North, Range 82 West

Section 15: SW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Melanie Casanova
Camille C. Bonstrom
Chandler L. Feuk
Brad Feuk
Hennessy Trust dated 3/9/99
Lynn H. Stewart Revocable Trust

TRACT 51
Township 146 North, Range 82 West
Section 16: NE $\frac{1}{4}$, less 2.99 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Ronald J. Leidholm and Mary T. Leidholm
Renee C. Thorp
Barbara C. Braun
George M. Ackre and Susan R. Ackre
James R. Britton, as Trustee of the James R. Britton Family Trust
Janet G. Britton, Trustee of the Britton Trust dated 10-20-2014
Gordon O. Olson and Ellen Olson
M. Jean Sitz
Richard C. Lord and Myrna K. Lord

TRACT 52
Township 146 North, Range 82 West
Section 16: A tract of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ described as follows: Commencing at a point located 33 feet south of the north boundary of said Section 16, and located on the west right-of-way line of McLean County Highway #23, thence south along the west right-of-way line of McLean County Highway #23, a distance of 900 feet, thence west along a line parallel to the north boundary line of said Section 16, a distance of 145 feet, thence northerly along a line parallel to the west boundary line of McLean County Highway #23, a distance of 900 feet, thence easterly along a line parallel to the north boundary line of said Section 16, said line located 33 feet south of said north boundary line of said Section 16, a distance of 145 feet to the point of beginning, containing 2.99 acres, more or less.

Surface Ownership: Michael R. Berg
Coal Ownership: Ronald J. Leidholm and Mary T. Leidholm
Renee C. Thorp
Barbara C. Braun
George M. Ackre and Susan R. Ackre
James R. Britton, as Trustee of the James R. Britton Family Trust
Janet G. Britton, Trustee of the Britton Trust dated 10-20-2014
Gordon O. Olson and Ellen Olson
M. Jean Sitz
Richard C. Lord and Myrna K. Lord

TRACT 53
Township 146 North, Range 82 West
Section 16: NW $\frac{1}{4}$, less Lot C insofar as it lies within the NW $\frac{1}{4}$ and less U.S. Hwy. 83

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Melanie Casanova
Camille C. Bonstrom
Chandler L. Feuk
Brad Feuk
Hennessy Trust dated 3/9/99
Lynn H. Stewart Revocable Trust

TRACT 54
Township 146 North, Range 82 West
Section 16: E $\frac{1}{2}$ SE $\frac{1}{4}$, lying east of U.S. Hwy. 83

Surface Ownership: The Falkirk Mining Company
Coal Ownership: North Dakota Department of Trust Lands
Melanie Casanova
Camille C. Bonstrom
Chandler L. Feuk
Brad Feuk
Hennessy Trust dated 3/9/99
Lynn H. Stewart Revocable Trust

TRACT 55
Township 146 North, Range 82 West
Section 16: 0.18 acre in the NE corner of the SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ north of Highway 83, less 5.00 acres for that portion of Lot C that falls in the W $\frac{1}{2}$ SE $\frac{1}{4}$, less Lot A containing 3.00 acres, and less Lot B containing 3.00 acres

Surface Ownership: The Falkirk Mining Company
Coal Ownership: North Dakota Department of Trust Lands
Melanie Casanova
Camille C. Bonstrom
Chandler L. Feuk
Brad Feuk
Hennessy Trust dated 3/9/99
Lynn H. Stewart Revocable Trust

TRACT 56
Township 146 North, Range 82 West

Section 16: Lot B, described as follows: Beginning at the Northeast corner of Lot A, thence North parallel to the East line of Section 16 for a distance of 218.00 feet; thence West at an interior angle of 90° for a distance of 703.42 feet to the Northerly right-of-way line of a State Highway; thence Southeasterly along said right-of-way line at an interior angle of 45°50'15" for a distance of 303.89 feet to the Northwest corner of Lot A; thence East along the North line of Lot A for a distance of 491.7 feet to the point of beginning, containing 3.0 acres, more or less.

Surface Ownership: Denny R. Portra and Ruby J. Portra
Coal Ownership: North Dakota Department of Trust Lands
Denny R. Portra and Ruby J. Portra
Melanie Casanova
Camille C. Bonstrom
Chandler L. Feuk
Brad Feuk
Hennessy Trust dated 3/9/99

TRACT 57
Township 146 North, Range 82 West

Section 16: A tract of land in the SE $\frac{1}{4}$ of said Section 16, described as follows: Beginning at a point 1319.0 feet West and 840.9 feet North of the Southeast corner of said Section 16, which is along the North R/W line of a State Highway; thence North parallel to the East line of Section 16, 533.4 feet; thence West at an interior angle of 90° 491.7 feet to the North R/W line of a State Highway; thence Southeasterly at an interior angle of 45°50'15" for a distance of 153.7 feet; thence along R/W line 200.61 feet; thence along the R/W line 377.5 feet to the point of beginning, containing 3.00 acres, more or less, also known as Lot A.

Surface Ownership: Denny R. Portra and Ruby J. Portra
Coal Ownership: Denny R. Portra and Ruby J. Portra
North Dakota Department of Trust Lands

TRACT 58
Township 146 North, Range 82 West

Section 8: SE $\frac{1}{4}$, less Outlot A (5.32 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$) and less U.S. Hwy. 83 and less a strip of land 100 feet in width, being 50 feet in width on each side of the centerline of the main track of the Minneapolis, St. Paul & Sault Ste. Marie Railway Company's railroad as the same is located over and across the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 8.

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Claudia G. Tauer
Deborah Jo Baklenko,
Trustee U/W of Joseph M. Gudbranson
Gumvor Gudbranson
David Gudbranson

TRACT 59
Township 146 North, Range 82 West

Section 8: W $\frac{1}{2}$ east of the railroad, less U.S. Hwy. 83 and a strip of land 100 feet in width being 50 feet on each side of the centerline of the main track of the Minneapolis, St. Paul & Sault Ste. Marie Railway Company's railroad as the same is now located over and across the SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$.

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Elizabeth Bussman

TRACT 60
Township 146 North, Range 82 West

Section 9: SW $\frac{1}{4}$
Surface Ownership: Laurel Miller
Coal Ownership: Laurel Miller

TRACT 61
Township 146 North, Range 82 West

Section 9: SE $\frac{1}{4}$, less 18.31 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Ronald J. Leidholm and Mary T. Leidholm
Renee C. Thorp
Barbara C. Braun
George M. Ackre and Susan R. Ackre
James R. Britton, as Trustee of the James R. Britton Family Trust
Janet G. Britton, Trustee of the Britton Trust dated 10-20-2014
Gordon O. Olson and Ellen Olson
M. Jean Sitz
Richard C. Lord and Myrna K. Lord

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Ronald J. Leidholm and Mary T. Leidholm
Renee C. Thorp
Barbara C. Braun
George M. Ackre and Susan R. Ackre
James R. Britton, as Trustee of the James R. Britton Family Trust
Janet G. Britton, Trustee of the Britton Trust dated 10-20-2014
Gordon O. Olson and Ellen Olson
M. Jean Sitz
Richard C. Lord and Myrna K. Lord

TRACT 62
Township 146 North, Range 82 West

Section 9: A tract of land located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows: From a point that is 75 feet north and 33 feet west of the SE corner of said Section 9, thence north and parallel to the east line of Section 9, 967 feet, thence west 825 feet, thence south 967 feet, thence east 825 feet to the point of beginning, containing 18.31 acres, more or less.

Surface Ownership: Dennis R. Folden and Janet K. Folden
Coal Ownership: Dennis R. Folden and Janet K. Folden
Renee C. Thorp
Barbara C. Braun
George M. Ackre and Susan R. Ackre
James R. Britton, as Trustee of the James R. Britton Family Trust
Janet G. Britton, Trustee of the Britton Trust dated 10-20-2014
Gordon O. Olson and Ellen Olson
M. Jean Sitz
Richard C. Lord and Myrna K. Lord

TRACT 63
Township 146 North, Range 82 West

Section 10: N $\frac{1}{2}$ SW $\frac{1}{4}$
Surface Ownership: Michael R. Berg

Coal Ownership: Martha Specht
Estate of Phyllis Ann Hermanson
Darralu S. Lindholm
Mary O'Brien Specht
Jessica Potter
The Estate of Deloris Potter
Linda Anderson
Nancy Watkins
Larry Woodall
M. Jean Sitz
Gordon O. Olson and Ellen Olson
Richard C. Lord and Myrna K. Lord
George M. Ackre and Susan R. Ackre
James R. Britton, as Trustee of the James R. Britton Family Trust
Janet G. Britton, Trustee of the Britton Trust dated 10-20-2014
Ronald J. Leidholm and Mary T. Leidholm

TRACT 64
Township 146 North, Range 82 West
Section 10: S $\frac{1}{2}$ SW $\frac{1}{4}$

Surface Ownership: Michael R. Berg
Coal Ownership: Martha Specht
Estate of Phyllis Ann Hermanson
Darralu S. Lindholm
Mary O'Brien Specht
The Estate of Deloris Potter
Linda Anderson
Nancy Watkins
Larry Woodall
Jessica Potter
Beverly A. Bergquist
Kenneth Grabinger and Donna Grabinger
Michael R. Berg
Steven Berg
Kathryn Anderson
Marcia Blotske
Michael A. Love
Kimberly A. Reiner

TRACT 65
Township 146 North, Range 82 West
Section 10: SE $\frac{1}{4}$, less tracts of 2.81 acres, 5.00 acres, and 7.00 acres

Surface Ownership: Michael R. Berg
Coal Ownership: United States of America-Bureau of Land Management
Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

TRACT 66
Township 146 North, Range 82 West
Section 10: A tract of land lying in the SE $\frac{1}{4}$ described as follows: Beginning at a point which is 33 feet north of the southwest corner of the SE $\frac{1}{4}$ of Section 10, thence due north along the 1/4 section line, a distance of 528 feet, thence due east a distance of 412.5 feet, thence due south 528 feet, thence due west a distance of 412.5 feet to the point of beginning, containing 5.00 acres, more or less.

And
A tract of land located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 10, described as follows: Beginning at a point 561.00 feet north along the 1/4 section line from the south 1/4 corner of Section 10, thence north along the 1/4 section line 739.20 feet, thence east parallel to the south section line 412.50 feet, thence south 739.20 feet, thence west 412.50 feet to the point of beginning, containing 7.00 acres, more or less.

Surface Ownership: Palma Levey
Coal Ownership: United States of America-Bureau of Land Management
Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

TRACT 67
Township 146 North, Range 82 West
Section 11: N $\frac{1}{2}$, SE $\frac{1}{4}$ less 16.46 acres

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Harlen Jesser
Lourel Clark
Mike Jesser
Aidan Jesser
Kyle Jesser
Theresa Brunner
Laurie Handeland
Corey Jesser

TRACT 68
Township 146 North, Range 82 West
Section 11: A parcel of land in the SE $\frac{1}{4}$ commencing at a point 710 feet west of the southeast corner of the SE $\frac{1}{4}$ of Section 11, said point located on the south line of said SE $\frac{1}{4}$; thence westerly along the south line of said quarter 720 feet; thence northerly on a line perpendicular to the south line of said quarter, a distance of 996 feet; thence easterly along a line parallel with the south line of said quarter, a distance of 720 feet; thence southerly on a line perpendicular to the south line of said quarter a distance of 996 feet to the point of beginning. Said parcel contains approximately 16.46 acres, more or less.

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Harlen Jesser
Lourel Clark
Mike Jesser
Aidan Jesser
Kyle Jesser
Theresa Brunner
Laurie Handeland
Corey Jesser

TRACT 69
Township 146 North, Range 82 West
Section 11: SW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Monte J. Miller and Wendy A. Miller

TRACT 70
Township 146 North, Range 82 West
Section 12: S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Rhonda Pfaff

TRACT 71
Township 146 North, Range 82 West
Section 12: NW $\frac{1}{4}$ NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Falkirk Mining Company

TRACT 72
Township 146 North, Range 82 West
Section 12: NW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Rhonda Pfaff

TRACT 73
Township 146 North, Range 82 West
Section 12: SW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: AgriBank, FCB
Gary J. Mautz
Betty J. Hovey, Trustee of the Betty J. Hovey Revocable Family Trust Dated 3-9-1993
Wayne A. Lunde, Trustee of the Wayne A. Lunde Revocable Trust dated 9-9-1992

TRACT 74
Township 146 North, Range 82 West
Section 12: SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Rhonda Pfaff

TRACT 75
Township 146 North, Range 81 West
Section 7: Lots 1, 2, 3 & 4

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1

TRACT 76
Township 146 North, Range 81 West
Section 6: Lots 6 & 7

Surface Ownership: Emanuel Schauer
Coal Ownership: Emanuel Schauer

TRACT 77
Township 146 North, Range 82 West
Section 1: SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Rhonda Pfaff
North Dakota Department of Trust Lands

TRACT 78
Township 146 North, Range 82 West
Section 1: SW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Eric Johnson and Lona Johnson

TRACT 79
Township 146 North, Range 82 West
Section 2: SE $\frac{1}{4}$

Surface Ownership: Norman A. Oster and Linda L. Hanson, Trustees of the Norman & Martha Hoppe Family Trust Dated June 8, 1989
Coal Ownership: Eugene Stadick and Marie Stadick

TRACT 80
Township 146 North, Range 82 West
Section 2: SW $\frac{1}{4}$

Surface Ownership: Chad Berg
Subject to Contract for Deed from: Michael R. Berg
Coal Ownership: The University of North Dakota Foundation
Eddie James Owens, Jr.
William L. Hollingsworth
Marie Joanne Simons Murray
Eugene & Joanne Murray Trust Dated June 1, 1990
Chapter of Delta Tau Delta Fraternity
Paul Reuter
Peggy Kjos
Patric A. Reuter
Frank J. Bavendick
John R. Dyer
Lolette H. Pearce

TRACT 81
Township 146 North, Range 82 West
Section 10: A tract of land in the Southeast Quarter lying within and bounded

