

Hamre, John G.

From: Brinkman, Zanna A.
Sent: Thursday, July 22, 2021 11:11 AM
To: Hamre, John G.
Subject: FW: Affidavits
Attachments: 8603 R32-Beulah Beacon.pdf; 8603 R32-Bismarck Tribune.pdf

John, you can combine the two attachments and file as:

\\coal\Mine Data\Beulah Mine (Dakota Westmoreland)\Permits\KRSB - 8603\Revisions\No. 32\Aff_publication_7-21-21

From: Noel, Jesse <jnoel@westmoreland.com>
Sent: Tuesday, July 6, 2021 9:53 AM
To: Welch, Guy A. <gwelch@nd.gov>
Cc: Brinkman, Zanna A. <zbrinkman@nd.gov>
Subject: RE: Affidavits

***** **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. *****

Guy,

My mistake. I think I was starting off the long weekend a little too early. Attached are the R32, 8603 affidavits. I am still waiting on Beulah Beacon for R33. I should have the proof early this week.

Thanks,



Westmoreland Mining LLC

Jesse Noel, P.E.

Director, Environmental & Regulatory Affairs

1601 Lewis Ave., Suite 112 | Billings, MT 59102

Direct: (406) 226-2255 | Mobile: (406) 740-0242

Email: jnoel@westmoreland.com | Website: www.westmoreland.com

From: Welch, Guy A. <gwelch@nd.gov>
Sent: Tuesday, July 6, 2021 6:50 AM
To: Noel, Jesse <jnoel@westmoreland.com>
Cc: Brinkman, Zanna A. <zbrinkman@nd.gov>
Subject: RE: Affidavits

CAUTION: This email originated from outside of the organization. Do not click links, open attachments, or correspond with the sender unless you recognize the sender and know the content is safe.

Good Morning Jesse,

The affidavits of publication that you attached are for Revision 32 to Permit KRSB-8802. We need proof of publication for Revision 32 to KRSB-8603. We deemed the application complete August 6, 2020.

Also, we are going to need affidavits of publication of Revision 33 and Renewal 7 to KRSB-8603 which was deemed complete May 18, 2020.

Guy

From: Noel, Jesse <jnoel@westmoreland.com>
Sent: Friday, July 2, 2021 10:47 AM
To: Welch, Guy A. <gwelch@nd.gov>
Cc: Brinkman, Zanna A. <zbrinkman@nd.gov>
Subject: FW: Affidavits

***** **CAUTION:** This email originated from an outside source. Do not click links or open attachments unless you know they are safe. *****

Guy,

Attached are the R32 affidavits as requested.

Thanks,

 **Westmoreland Mining LLC**

Jesse Noel, P.E.

Director, Environmental & Regulatory Affairs

1601 Lewis Ave., Suite 112 | Billings, MT 59102

Direct: (406) 226-2255 | Mobile: (406) 740-0242

Email: jnoel@westmoreland.com | Website: www.westmoreland.com

From: Noel, Jesse
Sent: Tuesday, September 29, 2020 1:08 PM
To: Gunnerson, Bill T. <bgunners@nd.gov>
Subject: FW: Affidavits

With the attachments.

 **Westmoreland Mining LLC**

Jesse Noel, P.E.

Director, Environmental & Regulatory Affairs, U.S. Operations

1601 Lewis Ave., Suite 112 | Billings, MT 59102

Direct: (406) 226-2255 | Mobile: (406) 740-0242

****Note my new office number (406) 226-2255****

Email: jnoel@westmoreland.com | Website: www.westmoreland.com [gcc02.safelinks.protection.outlook.com]

From: Noel, Jesse
Sent: Tuesday, September 29, 2020 1:07 PM
To: Gunnerson, Bill T. <bgunners@nd.gov>
Subject: Affidavits

Bill,

Attached are the affidavits for R32 to permit 8802. Let me know if you have any questions.

Thanks,



Westmoreland Mining LLC

Jesse Noel, P.E.

Director, Environmental & Regulatory Affairs, U.S. Operations

1601 Lewis Ave., Suite 112 | Billings, MT 59102

Direct: (406) 226-2255 | Mobile: (406) 740-0242

****Note my new office number (406) 226-2255****

Email: jnoel@westmoreland.com | Website: www.westmoreland.com [gcc02.safelinks.protection.outlook.com]

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91 N. Main Street • P.O. Box 309
 Garrison, ND 58540
 (701) 463-2201

STATEMENT

Dept. Code

BH-Beulah Beacon	LN-Leader News
CM-Central McLean News-Journal	MC-McClusky Gazette
CR-Center Republican	NT-New Town News
DS-Coal Country Dollar Saver	PR-Mountrail County Record
GR-McLean County Independent	XT-XTRA
HZ-Hazen Star	

www.bhgnews.com/paybills

WESTMORELAND BEULAH MINING LLC
 C/O SCOTT ABERLE PO BOX 39
 BEULAH ND 58523-9999

Account No.	Date
2012	09/28/20
\$ _____	
Amount Remitted	

Please Detach and Return Top Portion With Your Payment

A late charge of 1% will be assessed on unpaid charges more than one month old.

DATE	DESCRIPTION	CHARGES	
08/27/2020	BH-NOTICE OF APPLICATION/LEGAL	\$279.00	
08/27/2020	LN-CM-MC-6" CLASS AD/HELP WANTED-ELECTRICIAN/DROP	\$28.50	
08/27/2020	CR-NOTICE OF APPLICATION/LEGAL	\$248.40	TS
09/03/2020	BH- NOTARY FEE	\$1.00	
09/03/2020	BH-NOTICE OF APPLICATION/LEGAL	\$279.00	
09/03/2020	LN-CM-MC-6" CLASS AD/HELP WANTED-ELECTRICIAN/DROP	\$28.50	
09/03/2020	CR-NOTARY FEE	\$1.00	TS
09/03/2020	CR-NOTICE OF APPLICATION/LEGAL	\$248.40	TS

BHG, Inc. P.O. Box 309, Garrison, ND 58540

PAYMENT RECEIVED \$3,134.05		FINANCE CHARGE \$0.13		
CURRENT	30 DAYS	60 DAYS	90 DAYS	BALANCE
\$692.55	\$7.25	\$0.00	\$0.00	\$699.93

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA)
)
COUNTY OF Mercer)

I Rhonda Iglehart, being first duly sworn, on my own oath, say, that I am the bookkeeper of the Beulah Beacon, a weekly newspaper of general circulation, published in the city of Beulah, that the advertisement headed:

WESTMORELAND BEULAH MINING LLC BH-NOTICE OF APPLICATION/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 09/03/2020 to wit:

Column Inches 36	\$6.71	\$279.00	08/13/2020
Column Inches 36	\$6.71	\$279.00	08/20/2020
Column Inches 36	\$6.71	\$279.00	08/27/2020
Column Inches 36	\$6.71	\$279.00	09/03/2020

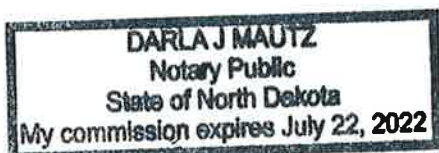
Notary Fee \$1.00 Total Cost of Legal \$1,117.00

Rhonda Iglehart

Subscribed and sworn to before me this 14th day of September A.D. 2020

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

My Commission Expires



**NOTICE OF APPLICATION
FOR REVISION TO A SURFACE
COAL MINE PERMIT**

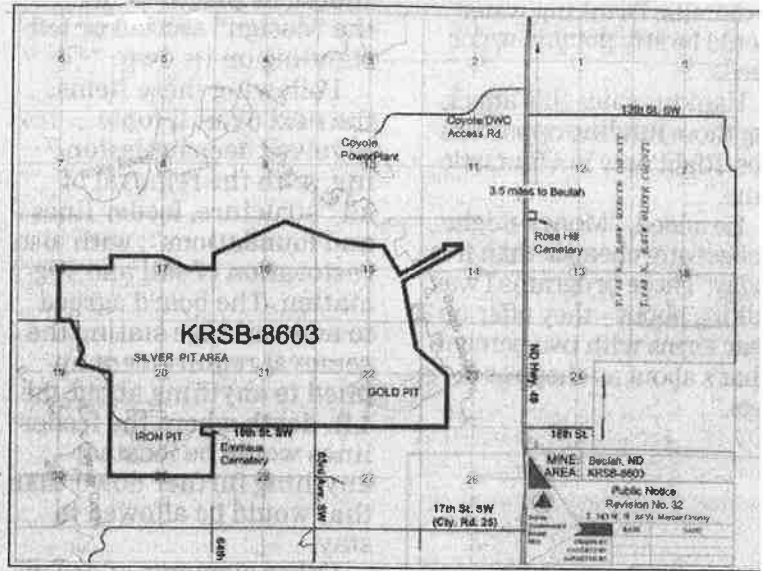
Please take notice that Dakota Westmoreland Corporation, PO Box 39, Beulah, North Dakota 58523, has made application to the North Dakota Public Service Commission for Revision No. 32 to Surface Coal Mining Permit KRSB-8603. Revision No. 32 proposes to modify the post-mining topography in the Gold Pit area in Sections 15, 21, 22 and 23, T.143N., R.88W., Mercer County. Revision No. 32 also proposes to revise the reclamation schedules for the Gold, Silver, and Iron pits.

The permit area is located in Sections 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 29, T.143N., R.88W., Mercer County, North Dakota. This area is contained on the United States geological survey map named Medicine Butte, N.E., North Dakota. The precise location and boundaries of the permit area are depicted on the accompanying map.

Due to the COVID-19 pandemic, a copy of Dakota Westmoreland Corporation's revision 32 application will not be available for inspection at the Public Service Commission, State Capitol, Bismarck, ND, or the Mercer or Oliver County Auditor's office. Those wishing to review the renewal application may request a copy by contacting the Public Service Commission at 701-328-2400 (877-245-6685 toll free) or ndpsc@nd.gov, or by sending a written request to: Public Service Commission, 600 East Boulevard Avenue, Dept. 408, Bismarck, North Dakota 58505-0480, within 30 days after the last publication of this notice.

Written comments, objections, requests for an informal conference on the revision application may be submitted by any person with an interest which is or may be adversely affected to the North Dakota Public Service Commission within 30 days of the last publication of this notice. Any request for an informal conference must include the reasons for the request.

The legal description and names of the apparent surface and mineral owners of the land affected by the revision are as follows:



T.143N., R88W., Mercer County

<u>LOCATION</u>	<u>SURFACE OWNER(S)</u>	<u>COAL OWNER(S)</u>
S½, Sec. 15	Faye L. Keogh Revocable Trust	Robert A. Keogh Robert A. Keogh Mineral Trust Faye Keogh Revocable Trust Claire C. Schwalbe
NE¼, Sec. 19	Casey Voigt Casey and Julie Voigt *Subject to Contract for Deed from: Shawn and Maria Voigt, Karmen and Craig Eslinger, Donalda Voigt, and Kenneth Voigt Shawn & Maria Voigt	Patience & Calvin Saylor Casey & Julie Voigt Kari & Michael Trappen Karmen & Craig Eslinger Dean Voigt Donalda Voigt Kenneth Voigt
N½, Sec. 21	Sharon Winkler Joan Miller	Sharon Winkler Joan Miller
NE¼, Sec. 22	Terence Schmidt	United States of America
NW¼, Sec. 22	Ron and Janice Gunsch Janice & Marvin Sigman Sylvia & Dalton Zeiszler	United States of America
SE¼, Sec. 22	Vergene Christianson	United States of America
E½SW¼, Sec. 22	Ron and Janice Gunsch	United States of America
W½SW¼, Sec. 22	Rita Schmidt Bonnita Schmidt Debra (Schmidt) Hoerer Darla (Schmidt) Ratzak Gene Schmidt Candida (Schmidt) Rhoades	United States of America
NW¼, Sec. 23	Terence Schmidt	Terence Schmidt Tammy Schmidt
SW¼, Sec. 23	Terence Schmidt	Julia K. Allison Carl Bauer John Bauer Joan Brown Karen P. Dietz Margianna L. Hunt Nancy Weigel Jensen Kathy M. Leber Kathleen McCrary Susan McCrary Cheryl McFadden David M. Pantermuehl John Pantermuehl

John Pantermuehl
Roland M. Pantermuehl
Barbara Ann Teed
Eugene Arnold Weigel
Karel M. Weigel
Janice P. Ziegler

N½, Sec. 29

Lyle & Patricia Winkler

Lyle & Patricia Winkler

(8-13-20)(8-20-20)(8-27-20)(9-3-20)

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA)
)
COUNTY OF Oliver)

I Rhonda Iglehart, being first duly sworn, on my own oath, say, that I am the bookkeeper of the Center Republican, a weekly newspaper of general circulation, published in the city of Center, that the advertisement headed:

WESTMORELAND BEULAH MINING LLC CR-NOTICE OF APPLICATION/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 09/03/2020 to wit:

Column Inches 36	\$6.71	\$248.40	08/13/2020
Column Inches 36	\$6.71	\$248.40	08/20/2020
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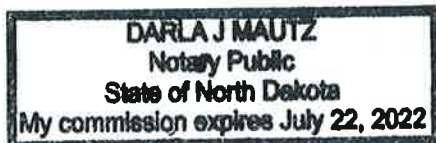
Notary Fee \$1.00 Total Cost of Legal \$994.60

Rhonda Iglehart

Subscribed and sworn to before me this 3rd day of September A.D. 2020

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

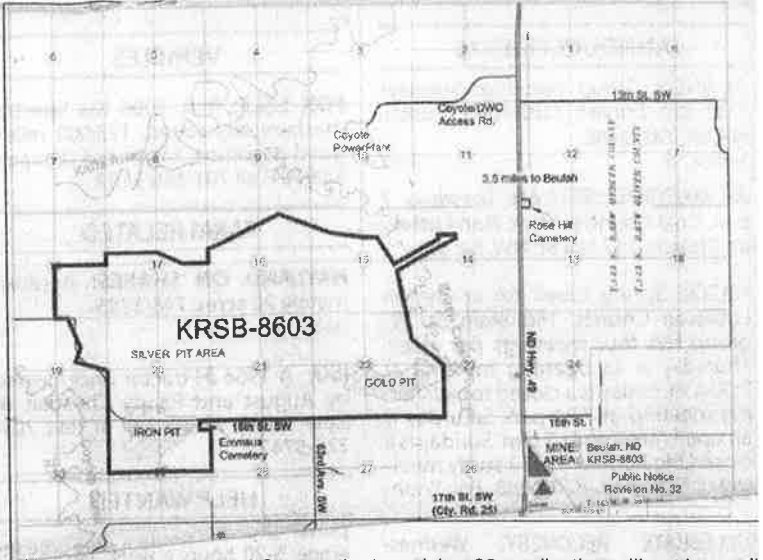
My Commission Expires



**NOTICE OF APPLICATION
FOR REVISION TO A SURFACE
COAL MINE PERMIT**

Please take notice that Dakota Westmoreland Corporation, PO Box 39, Beulah, North Dakota 58523, has made application to the North Dakota Public Service Commission for Revision No. 32 to Surface Coal Mining Permit KRSB-8603. Revision No. 32 proposes to modify the post-mining topography in the Gold Pit area in Sections 15, 21, 22 and 23, T.143N., R.88W, Mercer County. Revision No. 32 also proposes to revise the reclamation schedules for the Gold, Silver, and Iron pits.

The permit area is located in Sections 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 29, T.143N., R.88W., Mercer County, North Dakota. This area is contained on the United States geological survey map named Medicine Butte, N.E., North Dakota. The precise location and boundaries of the permit area are depicted on



the accompanying map. A copy of Dakota Westmoreland Corporation's revision 32 application will not be available for public inspection at the Public Service Commission, State Capitol, Bismarck, ND, or the Mercer or Oliver County Auditor's office. Those wishing to review the renewal application may request a copy by contacting the Public Service Commission at 701-328-2400 (877-245-6685 toll free) or ndpsc@nd.gov, or by sending a written request to: Public Service Commission, 600 East Boulevard Avenue, Dept. 408, Bismarck, North Dakota 58505-0480, within 30 days after the last publication of this notice.

Written comments, objections, requests for an informal conference on the revision application may be submitted by any person with an interest which is or may be adversely affected to the North Dakota Public Service Commission within 30 days of the last publication of this notice. Any request for an informal conference must include the reasons for the request.

The legal description and names of the apparent surface and mineral owners of the land affected by the revision are as follows:

T.143N., R88W., Mercer County

<u>LOCATION</u>	<u>SURFACE OWNER(S)</u>	<u>COAL OWNER(S)</u>
S½, Sec. 15	Faye L. Keogh Revocable Trust	Robert A. Keogh Robert A. Keogh Mineral Trust Faye Keogh Revocable Trust Claire C. Schwalbe
NE¼, Sec. 19	Casey Voigt Casey and Julie Voigt *Subject to Contract for Deed from: Shawn and Maria Voigt, Karmen and Craig Eslinger, Donalda Voigt, and Kenneth Voigt Shawn & Maria Voigt	Patience & Calvin Saylor Casey & Julie Voigt Kari & Michael Trappen Karmen & Craig Eslinger Dean Voigt Donalda Voigt Kenneth Voigt
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John Pantermuehl
Roland M. Pantermuehl
Barbara Ann Teed
Eugene Arnold Weigel
Karel M. Weigel
Janice P. Ziegler

N½, Sec. 29

Lyle & Patricia Winkler

(8-13-20)(8-20-20)(8-27-20)(9-3-20)

Lyle & Patricia Winkler

Handwritten signature or note

Faint, illegible text at the bottom of the page

*** Proof of Publication ***

State of North Dakota)
) SS:
County of Burleigh)

Before me, a Notary Public for the State of North Dakota personally

appeared Jill Lindsay 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:

8/14, 21, 28 + 9/4/2020

Signed Jill Lindsay

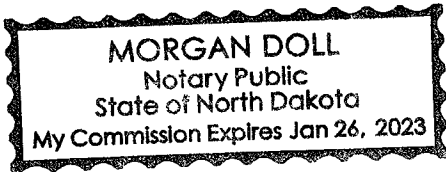
Westmoreland Mining LLC
Scott Aberle
PO BOX 39
BEULAH ND 58523

ORDER NUMBER 12679

Sworn and subscribed to before me this 8th day of

September 2020

Morgan Doll
Notary Public in and for the State of North Dakota



Section: Legals

Category: 5380 Public Notices

PUBLISHED ON: 08/14/2020, 08/21/2020, 08/28/2020, 09/04/2020

TOTAL AD COST: 2096.48

FILED ON: 9/8/2020

**NOTICE OF APPLICATION
FOR REVISION TO A SURFACE COAL MINE PERMIT**

Please take notice that Dakota Westmoreland Corporation, PO Box 39, Beulah, North Dakota 58523, has made application to the North Dakota Public Service Commission for Revision No. 32 to Surface Coal Mining Permit KRSB-8603. Revision No. 32 proposes to modify the post-mining topography in the Gold Pit area in Sections 15, 21, 22 and 23, T.143N., R.88W., Mercer County. Revision No. 32 also proposes to revise the reclamation schedules for the Gold, Silver, and Iron pits.

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N½, Sec. 29	Lyle & Patricia Winkler	Lyle & Patricia Winkler

