

1707 North 9th Street  
PO Box 5523  
Bismarck, ND 58506-5523  
Phone: (701) 328-2800  
Fax: (701) 328-3650



[www.land.nd.gov](http://www.land.nd.gov)

Lance D. Gaebe, Commissioner

February 1, 2016

MERCER COUNTY COMMISSIONERS  
C/O SHANA BROST  
PO BOX 39  
STANTON ND 58571-003

Re: Road easement to Mercer County  
Township 143 North, Range 89 West  
Section 36: SW4

Dear County Commissioners,

This letter is a follow up to my previous letter dated January 15, 2016, concerning the mining of coal and the undocumented road that currently crosses the above described school trust land scheduled for coal mining. The Department of Trust Lands is willing to grant an easement to Mercer County to allow for reconstruction of this road upon completion of mining and reclamation operations, if the County seeks to obtain an easement for the road.

If Mercer County obtains a road easement prior to reclamation operations being completed, it would allow the road to be rebuilt on the current alignment or preferably along the quarter line of the section. This way, surrounding residents can be assured that the road will be re-established and rebuilt as a legal Mercer County road following mining and reclamation activities.

If Mercer County is interested in obtaining the road easement, we request that its designated representative submit an online application on the Department of Trust Lands' (DTL) web site at <https://land.nd.gov/surface/Right-of-Way.aspx>. The DTL will work with Mercer County to complete the road easement.

Please let me know if you have questions. Thanks.

Sincerely,

Michael Haupt  
Land Management Professional

162 RC-19-190 Filed: 12/26/2019 Pages: 1  
Exhibit CCMC 4 ND Dept. of Trust Lands Letter  
Dated 2/1/16

Coyote Creek Mining Company, L.L.C.

148 RC-19-189 Filed: 12/26/2019 Pages: 1  
Exhibit CCMC 4 ND Dept. of Trust Lands Letter  
Dated 2/1/16

Coyote Creek Mining Company, L.L.C.

