

AFFIDAVIT OF PUBLICATION

STATE OF NORTH DAKOTA)
) SS
 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:

BNI-CENTER MINE CR-NOTICE APPLICATION/BOND RELEASE/LEGAL

a printed copy of which is here annexed, was published in the regular and entire issue of said newspaper during the period and time of publication, and that the notice was published in the newspaper proper, and not in a supplement,

for 4 consecutive week 04/09/2020 to wit:

Column Inches 20.25	\$6.71	\$146.81	03/19/2020
Column Inches 20.25	\$6.71	\$146.81	03/26/2020
Column Inches 20.25	\$6.71	\$146.81	04/02/2020
Column Inches 20.25	\$6.71	\$146.81	04/09/2020

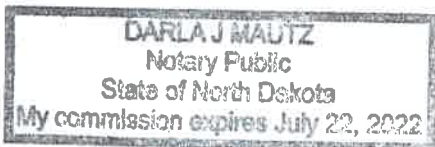
Notary Fee \$1.00 Total Cost of Legal \$588.24

Rhonda Iglehart

Subscribed and sworn to before me this 9th day of April A.D. 2020

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

My Commission Expires



as whatever edibles remain in the basin – fish, insects and crustaceans – will be steered in that directions by the gales. The time for put-and-take fish will come in mid-to-late spring as stockings take place around the region. Consider releasing these bigger holdover fish this time of year to be caught again and sustain the excitement of having a few “ghost trout” in the lake that exceed 16, 18 or 20 inches. Find those waters that provide the possibility of busting a few of those big ghosts now as ice recedes and gear up with the tackle and tactics to get the job done for an exciting start to the openwater season.

him in the time spanned the five between us, the water came alive as the late-season storm a matter of 20 minutes my limit of gold fishing down in the inch or two of snow around them and was time to get before the balance deep event was

I've tied hundreds and jigs that never water, and some off on my first find the branch unseen tree behind back cast before chance of touch face of the street trips to the launchment Bay and in on the water to salmon. Over I've sat countless days in a boat for a nice buck shooting range not even getting tunity. What's activity and do tence? Hope. So that all my effort in the accomplishment ultimate goal. the easy finish a few crappies, lies on my home ations, figuring

miss out on the news!

Republican

er



ed in
g the
is
ement,

46.81 03/19/2020
46.81 03/26/2020
46.81 04/02/2020
46.81 04/09/2020

ay of

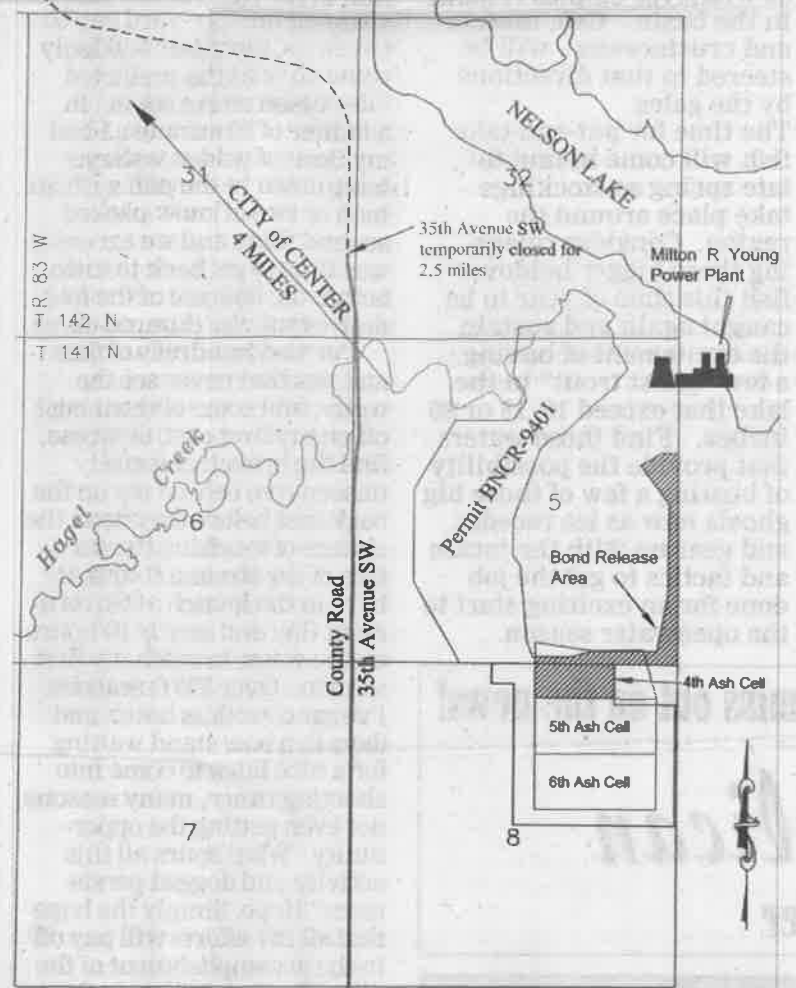
LEGAL NOTICE

**NOTICE OF APPLICATION TO
RELEASE PERFORMANCE BOND**

BNI Coal, Ltd., 2360 35th Avenue SW, Center, ND 58530-9499 has submitted an application to the North Dakota Public Service Commission to release the following tract of land from all phases (I-IV) of bond release and all remaining reclamation liabilities: 43.60 acres in Permit BNCR-9401 in the NE¼ of Section 8-141-83 and E ½ of Section 5-141-83 in Oliver County. Permit BNCR-9401 was approved on August 16, 1995. No monetary release is being requested with this bond release since the bond amount is based on the worst-case reclamation condition that covers this permit at the Center Mine. The total bond amount for Permit BNCR-9401 is \$1,404,271. The bond release tracts are depicted on the attached map.

Final bond release for 43.60 acres in Permit BNCR-9401 is being requested in accordance with the North Dakota Public Service Commission policy memorandum No. 15, which establishes the total bond release requirements for waste disposal sites on mined lands only. The bond release tract contains Cell Number 4 of Minnkota Power Cooperative's FGD Sludge Disposal Facility. The disposal facility has been constructed in accordance with Minnkota's Permit SP-159 issued by the North Dakota Department of Environmental Quality. The proposed bond release area has been zoned industrial by Oliver County. Small portions of topsoil removal occurred in 1996 in association with construction of a storm water pond. Topsoil and subsoil were removed from the ash cell area in 2010-2011 and coal removal occurred in 2017. Following the removal of lignite, construction of Ash Cell #4 for the Milton R. Young Power Plant was completed by Minnkota Power Cooperative. None of the usual operations associated with reclamation of a pit have been performed due to the intended use of Ash Cell #4 for disposal of power plant wastes. Ash Cell #4 was put into use by Minnkota in November 2018.

Copies of the bond release applica-



tion are available for inspection at the Oliver County Auditor's office located in the Oliver County Courthouse, Center, North Dakota 58530 and the Director's office, Reclamation Division, North Dakota Public Service Commission, 600 E Boulevard Avenue, Dept. 408,, Bismarck, North Dakota 58505.

Any person whose interests are or may be adversely affected by the proposed application has the right to

file written comments, objections, or request an informal conference with the North Dakota Public Service Commission. Written comments, objections, or requests for informal conferences should be sent to the ND Public Service Commission, 600 E Boulevard Avenue, Dept. 408, Bismarck, ND 58505 within 30 days after the last date of publication of this notice.

(3-19-20)(3-26-20)(4-2-20)(4-9-20)