

# Affidavit of Publication

STATE OF NORTH DAKOTA,  
COUNTY OF MERCER, ss.

I, Lori Cox, being first duly sworn, on oath says, that she is the bookkeeper of the THE BEACON, a weekly newspaper published in Beulah, County of Mercer, and has full and personal knowledge of all the facts herein stated; that said newspaper is a legal newspaper and has a bona fide circulation of at least two hundred copies weekly, and has been published within said county for fifty-two successive weeks next prior to the publication of the notice herein mentioned; that the

Notice of Filing with Map

Coyote Creek Mining Co LLC

a printed copy of which, taken from the paper in which same was published, is attached to this sheet, and is made a part of this Affidavit, was published in said newspaper at least once each week for 4 successive week, on the day of each week on which said newspaper was regularly published to-wit:

10 - Beacon: 4/29/2021, 5/6/2021, 5/13/2021, 5/20/2021

That the full amount of the fees for the publication of the annexed notice is: \$ 186.00

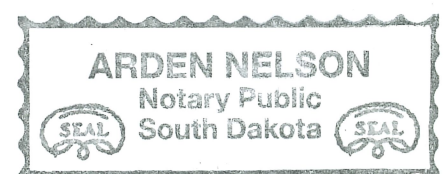
*Lori Cox*

Subscribed and sworn to before me this 5/24/2021

*Arden Nelson*

Arden Nelson, Notary Public  
State of South Dakota

My commission expires August 1, 2025



**NOTICE OF FILING TO REVISE  
A PERMIT FOR  
SURFACE COAL MINING  
OPERATIONS**

The Coyote Creek Mining Company, L.L.C., 6502 17th Street SW, Zap, North Dakota 58580 has filed an application (Revision No. 11) to Permit NACC-1302 to revise surface coal mining activities. The permit revision adds mining plans for the SE¼ of Section 23, and the federal coal in the SW¼ of Section 24 and the SE¼ of Section 26, T143N, R89W, of the Fifth Principal Meridian, Mercer County, North Dakota. Information that was updated in the permit includes legal information, business entity and compliance information, surface and coal ownership information, operation plans, surface water management plans, reclamation plans, and worst-case bonding.

The permit area is approximately ten miles southwest of Beulah. The newspaper publication notice map shows the distance to the city of Zap, North Dakota, the outline of the permit area, and the affected areas.

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

**TRACT 0045**  
**Township 143 North, Range 89 West**  
**Section 23: SE¼**  
Surface Ownership:  
Shawn Unruh and SheVele Unruh; Sharon L. Unruh, Life Estate, Remaindermen: Shawn Unruh and SheVele Unruh, Austin Jensen and Destinee Jensen, Denver Unruh  
Coal Ownership: Robert A. Keogh Revocable Mineral Trust c/o Robert A. Keogh, Trustee; Robert A. Keogh Family Revocable Mineral Trust, c/o Robert A. Keogh, Trustee; Priscilla A. Keogh, Trustee Under Trust Agreement dated 04-27-79; Faye Keogh, as Trustee of the Faye Keogh Revocable Trust dated 02-16-00; Claire C. Schwalbe and Donald J. Schwalbe

**TRACT 0048**  
**Township 143 North, Range 89 West**  
**Section 24: SW¼**  
Surface Ownership: Casey Voigt and Julie Voigt Subject to Contract for Deed from: Shawn Voigt, Karmen Eslinger and Craig Eslinger, Donald Voigt, Kenneth Voigt; Casey Voigt and Julie Voigt  
Coal Ownership: United States of America - Bureau of Land Management

**NEWSPAPER PUBLICATION  
NOTICE MAP  
PERMIT NACC-1302  
REVISION 11**

**TRACT 0050**  
**Township 143 North, Range 89 West**  
**Section 26: SE¼**  
Surface Ownership: Shawn Unruh and SheVele Unruh; Sharon L. Unruh, Life Estate, Remaindermen: Shawn Unruh and SheVele Unruh, Austin Jensen and Destinee Jensen, Denver Unruh  
Coal Ownership: United States of America - Bureau of Land Management

Copies of the application for this revision 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, Mercer County Courthouse, Stanton, North Dakota 58571. A copy of the revision application may also be requested 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 the Public Service Commission, at the address above.

Written comments, objections, or requests for an informal conference on the revision may be submitted by any person with an interest that is or may be adversely affected, to the North Dakota Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota 58505-0480, within 30 days after the last publication of this notice. Any request for informal conference must be in writing to the Commission. The request must also state specifically the issues or objections that an affected party has regarding the revision.

The Coyote Creek Mining Company, L.L.C.  
6502 17th Street SW  
Zap, North Dakota 58580  
(4-29-21)(5-6-21)(5-13-21)(5-20-21)

\*\*\* 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:

4/29, 5/6, 13 & 20/2021

Signed Jill Lindsay

NORTH AMERICAN COAL - COYOTE CREEK

6502 17TH ST SW  
ZAP ND 58580

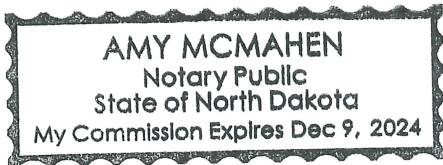
ORDER NUMBER 26426

Sworn and subscribed to before me this 20<sup>th</sup> day of

May 20 21

Amy McMahen

Notary Public in and for the State of North Dakota



Section: Legals

Category: 5380 Public Notices

PUBLISHED ON: 04/29/2021, 05/06/2021, 05/13/2021, 05/20/2021

TOTAL AD COST: 2050.80

FILED ON: 5/20/2021

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Section 23: SE¼

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Coal Ownership: Robert A. Keogh Revocable Mineral Trust c/o Robert A. Keogh, Trustee; Robert A. Keogh Family Revocable Mineral Trust, c/o Robert A. Keogh, Trustee; Priscilla A. Keogh, Trustee Under Trust Agreement dated 04-27-79; Faye Keogh, as Trustee of the Faye Keogh Revocable Trust dated 02-16-00; Claire C. Schwalbe and Donald J. Schwalbe

TRACT 0048

Township 143 North, Range 89 West

Section 24: SW¼

Surface Ownership: Casey Voigt and Julie Voigt Subject to Contract for Deed from: Shawn Voigt, Karmen Eslinger and Craig Eslinger, Donalda Voigt, Kenneth Voigt; Casey Voigt and Julie Voigt

Coal Ownership: United States of America - Bureau of Land Management

TRACT 0050

Township 143 North, Range 89 West

Section 26: SE¼

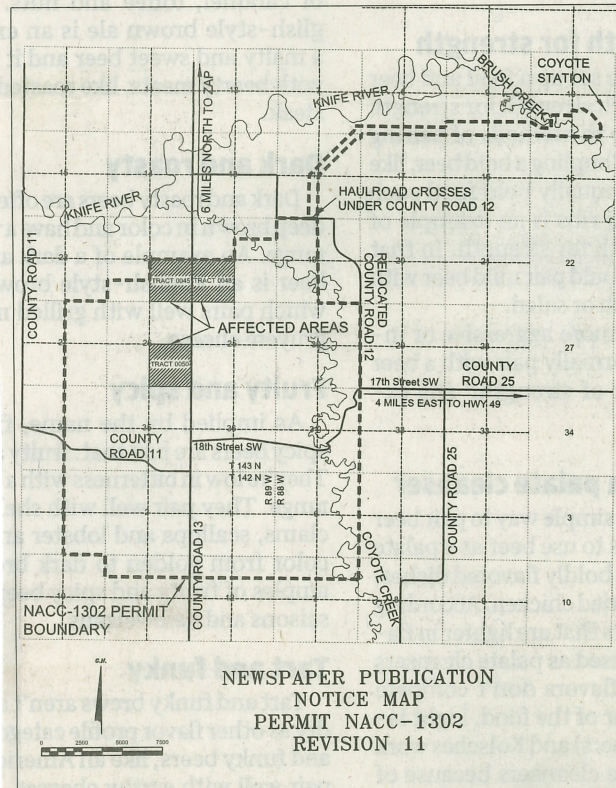
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The Coyote Creek Mining Company, L.L.C.  
6502 17th Street SW  
Zap, North Dakota 58580



NEWSPAPER PUBLICATION  
NOTICE MAP  
PERMIT NACC-1302  
REVISION 11