

Emmer, Jonathan W.

From: Welch, Guy A.
Sent: Friday, July 14, 2023 7:49 AM
To: Brinkman, Zanna A.; Emmer, Jonathan W.
Subject: FW: Updated Affidavit of Publication for FBR #2 and FBR #3 NACT-9501
Attachments: Hazen Star Affidavit of Publication FBR#2 NACT-9501.pdf; Hazen Star - Affidavit of Publication FBR#3 NACT-9501.pdf

FYI

From: Belisle, Dillon E <Dillon.Belisle@NACOAL.COM>
Sent: Thursday, July 13, 2023 8:26 AM
To: Welch, Guy A. <gwelch@nd.gov>
Cc: Sundsbak, Rylan A. <Rylan.Sundsbak@NACOAL.COM>; Wallen, Mark A <Mark.Wallen@NACOAL.COM>; Boger, Kyle J <Kyle.Boger@NACOAL.COM>
Subject: Updated Affidavit of Publication for FBR #2 and FBR #3 NACT-9501

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

Morning Guy,

Please find attached the updated Affidavit of Publication for FBR #2 and FBR #3 to NACT-9501. Originally these publications were only ran for 3 weeks as the newspaper made an error. We re-ran the publications for 4 weeks and are now in compliance.

Please let me know if you have any questions or need additional information.

Thank you,

Dillon Belisle
Environmental Specialist
The Coteau Properties Company

Freedom Mine | North American Coal
204 County Road 15
Beulah, ND 58523
P. 701.873.7273
NACoal.com



A NACCO Company

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Affidavit of Publication

STATE OF NORTH DAKOTA,
COUNTY OF MERCER, ss.

I, Marjorie Schaffer being first duly sworn, on oath says, that she is the bookkeeper of the THE HAZEN STAR, a weekly newspaper published in Hazen, 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

Release Bond #2

Coteau Properties

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:

3 - Hazen Star: 6/1/2023, 6/8/2023, 6/15/2023,
6/22/2023

That the full amount of the fees for
the publication of the annexed notice is: \$ 651.00

Marjorie Schaffer

Subscribed and sworn to before me this 7/3/2023

Arden Pahl

Arden Pahl, Notary Public
State of South Dakota

My commission expires August 1, 2025



NOTICE OF FILING FOR FINAL RELEASE OF RECLAMATION BOND

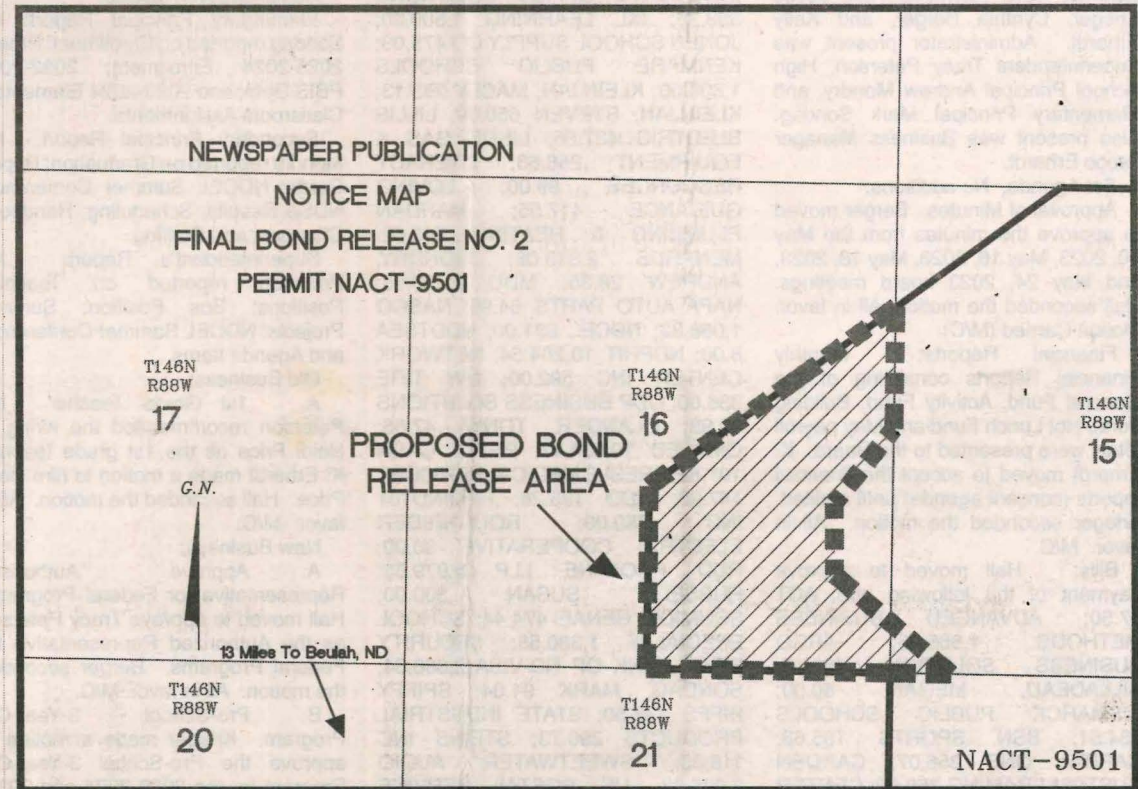
The Coteau Properties Company, as applicant, has filed an application for final bond release on approximately 162.5 acres of land located in Sections 15 and 16, T146N, R88W, as indicated on the map. This land is included in Surface Coal Mining Permit NACT-9501, approved by the North Dakota Public Service Commission on April 3, 1996. This permit area is covered under the Worst-Case Consolidated Bond for the Freedom Mine. The current bond amount is 186 million dollars. Upon approval of this bond release application, The Coteau Properties Company will be released from reclamation liability for all stages (backfilling and grading, soil respreading, vegetation establishment, and revegetation success) for the bond release area. The bond amount will not be reduced due to continued mining and reclamation operations within other permitted areas covered under the Worst Case Consolidated Bond.

Following permit approval, initial mining disturbance commenced with sediment pond construction and soil stripping in 2005. Coal removal began in 2008 and continued through 2009. Reclamation began after coal removal and continued until 2014 when reclamation of the approximately

64.9 acres that were disturbed from mining or considered to be associated disturbance was complete. The bond release tract was granted a variance from the ten-year revegetation responsibility period on 4.9 acres on August 18, 2021. The entire bond release tract is privately owned by one landowner and has been successfully reclaimed to native grassland and a developed water resource.

Written comments, objections, or requests for an informal conference or public hearing on this bond release may be submitted by any person having a valid legal interest which is or may be adversely affected by this action, to the North Dakota Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, ND 58505-0480, within 30 days after the last publication of this notice. Any request for an informal conference or hearing should be in writing to the Commission, and must state specifically the issues or objections that an affected party has regarding this bond release.

The Coteau Properties Company
204 County Road 15
Beulah, North Dakota 58523



(06-01-2023)(06-08-2023)(06-15-2023)(06-22-2023)