



Affidavit of Publication

Liz Prather, being duly sworn, states as follows:

1. I am the designated agent, under the provisions and for the purposes of, Section 31-04-06, NDCC, for the newspapers listed on the attached exhibits.

2. The newspapers listed on the exhibits published the advertisement of: **Public Service Commission – Dakota Gassification Company, Case No. PU-23-347, 1 time(s)** as required by law or ordinance.

3. All of the listed newspapers are legal newspapers in the State of North Dakota and, under the provisions of Section 46-05-01, NDCC, are qualified to publish any public notice or any matter required by law or ordinance to be printed or published in a newspaper in North Dakota.

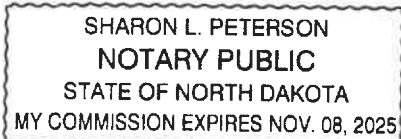
Signed: 

State of North Dakota

County of Burleigh

Subscribed and sworn to before me this 13th day of December, 2023.





Public Notices

BEULAH CITY COUNCIL MEETING NOVEMBER 20, 2023

CITY OF BEULAH
November 20, 2023, 6:30 pm
Beulah City Hall Council Chambers

CITY COUNCIL MEETING

The regular meeting of the Beulah City Council was called to order at 6:30 pm by Mayor Sean Cheatley with Council Members Gary Miller, Ben Lenzen, David Czywczynski, Jason Isaak, Amanda Mohl and Auston Biles present. Eric Hoffer absent.

Also Present: City Attorney Scott Solem, Economic Dev. Dir. Beaver Brinkman, Water Supt. Gary Bovkoon, Public Works Supt. Kenny Yeager, Police Chief Frank Senn, Assessor/Planner Heidi Hamelton, City Auditor Heather Ferebee, Bruce Neuberger, Adam Baker, Roger Gazur, Beulah Residents. Pledge of Allegiance.

Biles moved to dispense with the reading of the minutes of the regular meeting November 6 and approve as furnished to the Council by email. Miller seconded. Roll call vote found Biles, Miller, Czywczynski, Isaak, Lenzen and Mohl in favor.

COUNCIL AGENDA ITEMS

Council Member Isaak

Isaak presented a response to allegations at the last meeting that the Police Chief misled AgriBank into giving a \$25,000 grant to the Beulah Police Department for a command vehicle. Everyone involved was contacted. He restated discussion at the last meeting and went through a timeline of the application for the grant and the purchase of the police vehicle. The \$25,000 grant covers the \$16,310 for equipment installation from Electronic Communications. The remaining \$8,690 could be used for equipment for the PD Unit #18 vehicle to support it as a command vehicle. The grant also allows any portion of the grant to pay for the loan against the PD Unit #18 vehicle. BCI of ND was contacted and they have no investigation into Chief Senn or the City of Beulah as there was no crime committed. The VP of Relationship Management for AgriBank stated there was nothing wrong or deceitful about the grant application or change in vehicles and that the city can keep the funds. No other entity involved with the grant sees any wrongdoing or malicious intent by Chief Senn or the City of Beulah. The only entity that has an issue with it is the Adams County Sheriff's Department. The F-150 was never voted on as there was not an opportunity to buy one. Isaak stated his opinion is Chief Senn saved the city \$25,000. Isaak moved to keep the grant of \$25,000 from AgriBank and apply it to the purchase and equipment of the PD Unit #18 vehicle. Biles seconded. Roll call vote found Isaak, Biles, Miller, Czywczynski, Lenzen and Mohl in favor.

The Beulah Police Department was awarded the Back the Blue grant from the State of ND. Senn testified on this at the state legislature. The grant can only be used for law enforcement recruitment bonuses, retention bonuses or tuition payment for law enforcement

training. It is \$17,308, which would allow for \$2,885 per officer as a bonus. Since the city does not have a sixth officer, the remaining amount will be used towards recruitment and retention. Isaak moved to award the Back the Blue bonuses of \$2,885 to each of the five officers and use the remaining amount as a \$885 sign on bonus after FTO and \$2,000 after a year or by March 21, 2025. Mohl seconded. It was discussed that Chief Senn was encouraged by the Police Chief's Association of ND and the City of Beulah to testify at the legislature. Miller stated that Chief Senn is doing a good job for Beulah and the public input criticism is unjustified. Biles agreed. Roll call vote found Biles, Miller, Czywczynski, Isaak, Lenzen and Mohl in favor.

Council Member Biles

Employee Relations met on Friday and reviewed the HIPAA policies and procedures for the city's health insurance. The Back the Blue grant was also discussed.

CITY PERSONNEL

City Auditor

Isaak moved to approve the October Financial Reports. Miller seconded. Roll call vote found Isaak, Miller, Czywczynski, Biles, Lenzen and Mohl in favor.

Miller moved to approve the local permit for a 50/50 raffle for the Beulah Quarterback Club at the Beulah High School for half of the home basketball games from November 28, 2023, to February 23, 2024. Mohl seconded. Roll call vote found Miller, Mohl, Czywczynski, Isaak, Lenzen and Biles in favor.

Lenzen moved to approve the local permit for a 50/50 raffle for the Beulah Education Foundation at the Beulah High School for half of the home basketball games from December 21, 2023, to February 23, 2024. Miller seconded. Roll call vote found Lenzen, Miller, Czywczynski, Isaak, Biles and Mohl in favor.

Public Works Superintendent

Public Works put up the Christmas tree on Main Street with the assistance of MDU and Lakeview Services. Yeager thanked Noel and Betty Helm for donating the tree and MDU and Lakeview Services for helping put it up.

Water/Wastewater Superintendent

The control panel for Lift #1 is arriving in December. The chlorine system will need to be updated at the plant for safety reasons.

Economic Development Director

The Beulah Housing Authority draft budget was presented and the Housing Authority Board voted to refinance the loan to allow for better cash flow.

The City Attorney RFP will be advertised until January 15 with a January 29 deadline. A decision will then be made within 30 days. Biles moved to approve the City Attorney RFP and the dates proposed. Isaak seconded. Roll call vote found Biles, Isaak, Miller, Czywczynski, Lenzen and Mohl in favor.

MCED met on November 9, and they have requested funds from the

county to assist with development in Mercer County.

Police Chief

WRT was contacted regarding the Transfer Station camera and there is a solution to improve that one and detour illegal dumping. Three bids were received for security cameras for City Hall: WRT, Spartan and Verkada. WRT cameras were recommended as they are local and they will be able to replace or repair the leased cameras. The installation cost is \$6,625 and then \$237.30 monthly. WRT also returns 20%. Biles moved to award WRT the bid for cameras for City Hall. Mohl seconded. It was commented that the cameras need to be used. It was stated that the cameras are used every day at the Water Plant. The Public Building fund budget for City Hall improvements will be used. Roll call vote found Biles, Mohl, Miller, Czywczynski, Isaak and Lenzen in favor.

The hallway to the Police Department could be used as an alcohol testing area and fingerprint area if a wall is installed. It adds a layer of security for the Clerk, so the public does not enter the secure area. The bid is approximately \$3,000 for a wall and door to block off the hallway. Isaak moved to install the wall and door to isolate the hallway and move the equipment out there. Biles seconded. It would come out of the Public Building fund budget for City Hall. Roll call vote found Isaak, Biles, Miller, Czywczynski, Lenzen and Mohl in favor.

Door lock fobs were also researched for the Police Department and one for the City Hall office. Two companies were contacted and only Spartan responded. Mercer County Ambulance uses Spartan. It was commented that New Vision Security and Midwest Securities could be contacted.

Youthworks is budgeted for \$4,000 next year. Senn noticed the contract stated they have the right to reject an individual. He has contacted them, and they will remove that item. He compared other jurisdictions of comparable size that were paying less. Beulah's amount will be lowered to \$1,700.

PUBLIC INPUT

Adam Baker questioned if the vacancy in Ward 4 will be filled. Council decided to wait to fill it until the next election. Isaak commented the vacancy may be filled, but it's not required. Baker stated he contacted the Secretary of State. He commented that since there is interest, it should be filled.

Baker questioned when the Assessment Board will meet. Ferebee stated the board has consulted with the attorney and will publish a list of assessments in the paper. The public hearing can be held fifteen days after the first publication. Notice will be in the newspaper and on the city website.

The meeting adjourned at 7:26 pm.

Sean Cheatley, Mayor
Heather Ferebee, City Auditor
(12-7-2023)

NOTICE OF HEARING

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION
Dakota Gasification Company
Case No. PU-23-347

Transfer – Corridor #223 & Route #233

Siting Application

NOTICE OF OPPORTUNITY FOR HEARING

On July 28, 2021, in Case No. PU-21-150 the Commission adopted Findings of Fact, Conclusions of Law and Order issuing Certificate of Corridor Compatibility Number 223, and Route Permit number 233, to Dakota Gasification Company (DGC), for the construction, operation, and maintenance of approximately 2.9 miles of twelve-inch and 3.9 miles of six-inch carbon dioxide gas pipeline and associated facilities in Mercer County, North Dakota.

On November 15, 2023, in Case No. PU-23-347, DGC and Dakota Carbon LLC (DCS) filed a joint application to transfer Certificate of Corridor Compatibility Number 223 and Route Permit Number 233 from DGC to DCS.

The issues to be considered in Case No. PU-23-347 are whether DCS

agrees and is able to comply with the terms and conditions of the certificate and whether the requested transfer is compatible with the public interest.

Those interested are invited to comment on the application in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and reasons for requesting a hearing. Comments and requests for hearing must be received by January 8, 2024. If deemed appropriate, the Commission can determine the matter without a hearing.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission.

Issued: November 29, 2023

PUBLIC SERVICE COMMISSION
Sheri Haugen-Hoffart, Commissioner

Randy Christmann, Chair
Julie Fedorchak, Commissioner
(12-7-2023)

ADVERTISEMENT FOR BIDS

Notice is hereby given that the Beulah Public School District No. 27 requests sealed bids for the following:

Roof repair at the Beulah Middle School located at 1700 North Central, Beulah, ND 58523, to be completed Spring/Summer 2024 for areas 1, 2, and 4. Bid each area separately.

Interested bidders shall submit sealed bids in a sealed opaque envelope, marked BID on the exterior of the envelope, to the Business Manager's office at Beulah Public School District, 204 5th Street NW, Beulah, ND 58523, which must be received by 4:00 p.m. (Central Time) on December 13, 2023. Bids will be publicly opened and read aloud at the Regular Board Meeting on December 14, 2023 at 6:00 p.m. (Central Time), in the District Conference Room at 204 5th Street NW, Beulah, ND 58523.

For specifications and bid forms, contact the Business Manager at 701-873-5956 or krista.richau@k12.nd.us.

Each bid must be accompanied by a separate envelope containing the contractor's license and bid security. The bid security must be in a sum equal to 5% of the full amount of the bid and must be in the form of a bidder's bond. A bidder's bond must be executed by the bidder as principal and by a surety, conditioned that if the principal's bid is accepted and the contract awarded to the principal, the principal, within ten

days after notice of the award, shall execute a contract in accordance with the terms of the bid and the bid bond and any condition of the School Board. A countersignature of a bid bond is not required under this section. If a successful bidder does not execute a contract within the ten days allowed, the bidder's bond must be forfeited to the School Board and the project awarded to the next lowest responsible bidder.

The bidder must be licensed for the full amount of the bid as required by NDCC 43-07-12.

No bid may be read or considered if the bid does not fully comply with the requirements of this advertisement, and any deficient bid submitted must be resealed and returned to the bidder immediately.

The School Board reserves the right to reject any and all bids and rebid the project until a satisfactory bid is received. The School Board further reserves the right to waive any informalities or irregularities in a bid received, and to accept that bid which appears to be in the best interests of the School District. The School District shall incur no legal liability or obligation until a contract is awarded and approved by the appropriate authorities.

Krista Richau
Business Manager
(11-23-2023, 11-30-2023, 12-7-2023)

NOTICE OF HEARING

H-W-B-L Addition Replat Preliminary Plat

NOTICE IS HEREBY GIVEN that the Killdeer Planning and Zoning Commission will hold a Public Hearing at 5:00 p.m. Wednesday, December 13, 2023, at Killdeer City Hall, 165 Railroad Street, Killdeer, North Dakota, to consider a preliminary plat for the proposed Replat of Lots 4-8, Block 21, H-W-B-L Addition. The replat area is located on the north side of Alkali Way, between ND Highway 22 and Gumbo Loop, extending approximately 1,000 feet northeast from the intersection of ND Highway 22 and Alkali Way. The applicant is the City of Killdeer. The replat includes a rearrangement of five

lots to range in size from 35,905 square feet to 49,003 square feet. The plat also includes the proposed dedication of 60-foot-wide public right of way connecting ND Highway 22 and Gumbo Loop. The plat includes a total of 4.72 acres. The replat is associated with a street repaving project.

People who wish to comment on this proposal are invited to attend this hearing. Please call the City of Killdeer (701-764-5295) for additional information. Comments may also be provided in writing, addressed to the City of Killdeer (RE: H-W-B-L Addition Replat), P.O. Box 270, Killdeer, ND 58640; or emailed to creems@killdeer.com. (12-7-2023)

STAY INFORMED. READ YOUR PUBLIC NOTICES.

READ THE BEULAH BEACON
ONLINE

www.centralnordak.com

HAZEN CITY COMMISSION REGULAR MEETING NOVEMBER 20, 2023 HAZEN CITY HALL

Present: President Obenauer, Commissioner Haack, Commissioner Pillar, Commissioner Stern and Commissioner Wiedrich.
Others Present: Attorney Kaffar, PW Brousseau, Jerod Klabunde (Moore Engineering), Auditor Erhardt, Marla & Travis Hagemeister, Anthony Melberg, Antoinette Heier, and Buster Langowski.
The meeting was called to order at 5:30 PM by President Obenauer. President Obenauer led the Pledge of Allegiance and Commissioner Pillar said the prayer.
Minutes: Commissioner Wiedrich moved to suspend the reading and approve the minutes of the November 6th meeting, as presented, second by Commissioner Haack. Motion unanimously approved.
Agenda: Commissioner Haack moved to approve the agenda, as presented, second by Commissioner Wiedrich. Motion unanimously approved.
CONSULTATION WITH ATTORNEY & ENGINEER
Engineer's Report: Jerod Klabunde, Moore Engineering, provided information for the contract on the water storage project with Tand Construction. There is one area of concrete work that needs to be done in the spring by a subcontractor and paid for at that time. A final change order was reviewed to include cover actual costs under the contract and pay estimate #11 was also provided. Commissioner Pillar moved to approve change order #8 to increase \$2,163.50, second by Commissioner Stern. On roll call vote: Pillar, "Aye", Stern, "Aye", Haack, "Aye", Wiedrich, "Aye", Obenauer, "Aye", motion carried. Commissioner Haack moved to approve pay estimate #11 to Tand Construction for \$32,289.00, second by Commissioner Wiedrich. President Obenauer asked about using Prairie Dog Funds for the local share of the project and was advised that this has been done. On roll call vote: Haack, "Aye", Wiedrich, "Aye", Pillar, "Aye", Stern, "Aye", Obenauer, "Aye", motion carried.
Regarding Expedition Estates, Mr. Klabunde reminded the commission that this is a private project that, when completed, will be turned over to the city, if accepted. Not much more work will be completed this year due to the weather. The street, past the residences, has been prepped and graveled for the winter and the engineer will be tracking progress through inspections.
Regarding the alley project north of Main Street, the estimates have been

provided in the engineer's report for the project and a Resolution of Necessity has been published for a hearing on December 18th. Pending the outcome of the hearing, there will be time to design the project and prepare for bid letting in January or February, at which time the decision on the additional areas and parking lot will need to be determined.
Travis Hagemeister addressed the commission, and Mr. Klabunde, to thank them for the work to prep the street for winter and commented on a lack of material east of the residences and how this may be impacted in the spring when home construction is being done. Mr. Hagemeister asked if there is any schedule yet for the spring work. Mr. Klabunde said he will request a schedule from the developer. Mr. Hagemeister also asked if the sewer lines would be re-televised when the work is completed. Mr. Klabunde said this is part of the process, but he has not seen any videos yet. Buster Langowski asked if the paving may take place in the spring and Mr. Klabunde said they will start by getting the schedule and work forward from there. President Obenauer stated that he had contacted Bechtold Paving and they have been hired to do the paving work.
REQUEST OF CITIZENS
Free/Reduced Hall Rent – Heritage Insurance: Commissioner Stern moved to approve free use of the hall, subject to a kitchen fee if applicable, as requested by Heritage Insurance Services for a community event on December 16th, second by Commissioner Haack. Motion unanimously approved.
2024 CVB Budget: The commission reviewed the 2024 Convention and Visitor's Bureau budget. Mr. Langowski indicated they are anticipating a slight increase in revenue and added that, under the by-laws, 25% of revenue is to be held in reserve. Mr. Langowski added that CVB has pledged \$2500/year, for ten (10) years to Hazen Winter Sports for the digital sign near the all seasons arena. Commissioner Wiedrich moved to accept the CVB budget as presented, second by Commissioner Stern. Motion unanimously approved.
REPORTS
Water/Sewer/Garbage: Commissioner Pillar informed the board that the water department identified eight (8) fire hydrants that are low to the ground and should be raised to avoid any issues in accessing them. Core & Main provided an estimate of \$9,390.00 to purchase

eight (8) extension kits that can be installed by city staff. Commissioner Pillar reviewed the budget and funds are available to purchase the kits. Commissioner Pillar moved to purchase eight (8) hydrant extension kits at a cost of \$9,390.00, second by Commissioner Wiedrich. Upon discussion, Commissioner Stern asked if this is being done just because of the visibility due to snow and Commissioner Pillar indicated that visibility is the main concern recognizing that residents are directed to keep snow clear around hydrants in their neighborhoods. On roll call vote: Pillar, "Aye", Wiedrich, "Aye", Haack, "Aye", Stern, "Nay", Obenauer, "Aye", motion carried.
Commissioner Pillar reported that the water/wastewater and public works/forestry positions are being readvertised to attract additional applicants.
Street/Cemetery: Commissioner Haack informed the board that he has had discussion with the local funeral home director regarding purchasing a columbarium for the city cemetery since more and more families are looking to cremation. Commissioner Pillar said this would be a good discussion to have with the local faith community organizations to see if they have considered something similar. Commissioner Haack was informed that the cremation option is more affordable as funeral homes are even starting to rent caskets to reduce costs. Auditor Erhardt was directed to send a letter surveying local churches on the subject and to get more detailed cost information for the purchase of a forty-eight (48) and seventy-two (72) niche columbarium. No further Action taken.
Finance/Busing/Library: Commissioner Stern had nothing to report at this time.
Police/Fire/Forestry: Commissioner Wiedrich informed the board that, prior to his resignation, PW Forester Lemer had requested quotes for the removal of two (2) boulevard trees. Quotes were provided by Ternes Tree Services at a cost of \$3,300 (w/out stump removal) and Seven Arrows Tree Service at a cost of \$2,500 (w/ out stump removal). Commissioner Wiedrich moved to accept the quote of Seven Arrows Tree Service in the amount of \$2,500, second by Commissioner Stern. On roll call vote: Wiedrich, "Aye", Stern, "Aye", Haack, "Aye", Pillar, "Aye", Obenauer, "Aye", motion carried.
The city received \$11,538 from the ND Attorney General, "Back the

Blue" grant. The funds received can be used for retention bonuses, signing bonuses, or for tuition to hire law enforcement officers, which must be expended by March of 2025. Commissioner Wiedrich discussed retention bonuses with Chief Wolff, and he would like to see a portion of the funds used for retention bonuses at this time with a portion retained for future training or bonuses. President Obenauer agreed with the idea and Commissioner Wiedrich moved to approve a \$1000/ licensed officer retention bonus to be paid in December 2023, second by Commissioner Haack. On roll call vote: Wiedrich, "Aye", Haack, "Aye", Pillar, "Aye", Stern, "Aye", Obenauer, "Aye", motion carried.
Commissioner Wiedrich reported that for one-half of October and November, the fire department was called out for a couple of accidents. Officer Anthony Melberg was present and informed the commission that the department is working speed enforcement through the city, on the bypass. Officer Melberg reported that Officer Beyer and the Sheriff's Department recently arrested an individual with "product" and a probation search was pursued. Officer Melberg reported that he worked with Western Plains Health Unit regarding condemnation of properties that lack basic necessities and how he is looking at other properties for similar condemnation enforcement. Attorney Kaffar indicated the city may want to evaluate the current condemnation ordinances to provide more flexibility in such proceedings.
HCD: Buster Langowski informed the commission that with the Talon Metals announcement he is hoping the company will have representatives in the county after the holiday to provide updates on the project and answer community questions.
President: President Obenauer informed the board that the hearing on the resolution of necessity for the alley project north of Main Street will be very similar to the alley project south of Main Street by the post office where there are properties that may have a different benefit from the proposed project.
OLD BUSINESS
Board Appointment – Housing Authority Board: The commission reviewed two (2) notices of interest for the Hazen Housing Authority Board/Pioneer Apartment Board from Kim Folkerts and Nancy Wolf. After review, Commissioner Wiedrich moved to appoint Kimberly Folkerts to the

board, effective immediately, second by Commissioner Haack. On roll call vote: Wiedrich, "Aye" Haack, "Aye", Pillar, "Aye", Stern, "Aye", Obenauer, "Aye", motion carried.
NEW BUSINESS
2024 Safety Goals: As part of the recent WSI Audit, Safety Manager Tammy Rahn was directed to establish safety goals for the city for 2024. The goals presented include goals to have zero (0) strain/sprain incidents and zero (0) lost-time accidents, have all staff participate in a safety survey, as well as others. Commissioner Pillar moved to approve the safety goals, as present, second by Commissioner Haack. On roll call vote: Pillar, "Aye", Haack, "Aye", Stern, "Aye", Wiedrich, "Aye", Obenauer, "Aye", motion carried.
January 1, 2024, Meeting: The first Monday of January 2024 is the January 1st holiday. The commission will hold the first regular meeting of the month on January 2, 2024, at 5:30 PM CT.
PUBLIC COMMENTS
No public comments were received at this time.
Approval of Bills: Commissioner Wiedrich moved to approve the bills presented, second by Commissioner Haack. Pre-paid and bills approved for payment are as follows: Aramark, 376.07; Cenex, 5840.40; Coal Country CHC, 220.00; CVB, 5772.27; Donovan & Kaffar PLLP, 1200.00; Fastenal, 69.61; Fitterer Oil Hazen LLC, 596.43; Further, 19.50; I-State Truck Center, 1058.04; ITD, 28.30; J&M Hardware, 74.57; Jeff Thomas, 606.80; Loren Wiest, 750.00; Marc Corp, 196.22; ND Dept of Health, 294.00; ND League of Cities, 920.00; ND Water Users Assoc, 300.00; NAPA, 292.03; Oliver Mercer Multidistrict Special Education, 1409.00; Power Plan, 2451.42; Promiseland Designs, 30.00; Radar Shop Inc, 128.00; Roughrider Electric Coop Inc, 3691.47; Stamps.com, 160.65; Stein's, Inc, 190.30; Tand Construction LLC, 32289.00; The Hub, 1555.61; US Postal Service 352.33; Western Steel Builders, 14890.00. On roll call vote: Wiedrich, "Aye", Haack, "Aye", Pillar, "Aye", Stern, "Aye", Obenauer, "Aye", motion carried.
There being no further business, the meeting was adjourned at 6:26 PM CT. The next regular meeting of the commission is scheduled for Monday, December 4, 2023, at 5:30 PM CT in the Commission Room of the Hazen City Hall.
Approved: Jerry Obenauer, President
Attest: Monte J. Erhardt, Auditor
(12-14-2023)

AVAILABILITY OF AN ENVIRONMENTAL ASSESSMENT FOR PUBLIC REVIEW AND COMMENT FEDERAL COAL LEASE TRACTS NDM-110277 NEW FEDERAL MINING PLAN

In accordance with the Council on Environmental Quality regulations and the Department of the Interior procedures for implementing the National Environmental Policy Act of 1969 42 U.S.C. 43332(2) (C), the U.S. Department of the Interior, Office of Surface Mining Reclamation and Enforcement (OSMRE), Western Region Office, prepared a supplemental environmental assessment (SEA) to analyze the environmental impacts of a federal mining plan approval for future mining operations in federal coal lease NDM-110277, held by Coyote Creek Mining Company (CCMC). The Coyote Creek Mine is located in Mercer County, near Beulah, North Dakota. The federal coal lease tracts (LBA Tracts) consist of 320 acres in the following locations: Fifth Principal Meridian, North Dakota • SW¼ Section 24, Township 143 North, Range 89 West • SE¼ Section 26, Township 143 North, Range 89 West
OSMRE prepared the SEA, consistent with the National Environmental Policy Act of 1969. In accordance with 43 CFR 46.135, the SEA incorporates by reference the environmental analysis contained in the Bureau of Land Management's and OSMRE's Coyote Creek Mine Lease by Application for Emergency Lease Sale of Federal Coal, Serial Number: NDM 110277 available to the public at: <https://eplanning.blm.gov/> - Document # DOI-BLM-MT-C000-2018-0006-EA.

OSMRE is responsible for reviewing plans to conduct coal mining and reclamation operations on lands containing leased federal coal. Pursuant to 30 CFR 746, OSMRE must prepare and submit to the Assistant Secretary for Land and Minerals Management (ASLM) a decision document recommending approval, conditional approval, or disapproval of the proposed mining plan modification. Approval of a mining plan modification would authorize surface mining of recoverable federal coal in the leases of 5.2 million tons. If the 5.2 million tons of federal coal from the LBA Tracts is mined in a continuous manner, it would represent approximately two years of coal production at the Coyote Creek Mine at a mining rate of 2.6 million tons per year. However, the mine sequence of the LBA Tracts would take place in small tonnages over a 13-year period. The projected mine life and operating plans of the Coyote Creek Mine, whether the ASLM approves the federal mining plan for the LBA Tracts or not, are anticipated to extend through the year 2040. OSMRE is soliciting public comments on the EA and the unsigned Finding of No Significant Impact (FONSI). The EA and unsigned FONSI are available for review as of December 7, 2023. All comments must be received or postmarked by January 5, 2024, to be considered. Documents are available for review online at: <https://www.osmre.gov/laws-and-regulations/nepa/>

projects
Printed versions of the EA and unsigned FONSI are available upon request.
You are invited to direct these comments by mail to:
ATTN: OSMRE, Coyote Creek SEA
c/o: Logan Sholar
OSMRE Western Region
P.O. Box 25065
Lakewood, CO 80225-5065
Comments may be emailed to OSM-nepa-nd@OSMRE.gov, with the subject line: ATTN: OSMRE, Coyote Creek SEA.
Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment, including your personal identifying information, will be publicly available. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. All submissions from organizations or businesses and individuals identifying themselves as representatives or officials of organizations or businesses will be available for public review to the extent consistent with applicable law.
Additional information regarding this Project may be obtained from Logan Sholar at (303) 960-5816 or lsolar@osmre.gov.
(12-07-2023)

STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION

Dakota Gasification Company
Case No. PU-23-347
Transfer – Corridor #223 & Route #233
Siting Application
NOTICE OF OPPORTUNITY FOR HEARING
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terms and conditions of the certificate and whether the requested transfer is compatible with the public interest. Those interested are invited to comment on the application in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and reasons for requesting a hearing. Comments and requests for hearing must be received by January 8, 2024. If deemed appropriate, the Commission can determine the matter without a hearing.
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Issued: November 29, 2023
PUBLIC SERVICE COMMISSION
Sheri Haugen-Hoffart, Commissioner
Randy Christmann, Chair
Julie Fedorchak, Commissioner
(12-07-2023)

