

**North American
COAL**

FALKIRK MINE

April 5, 2024

RECEIVED

APR 12 2024

NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Mr. Jonathan Emmer
Reclamation Director
ND State Public Service Commission
600 East Boulevard, Dept. 408
Bismarck, ND 58505

RE: Affidavit of Publication for Revision 41, Renewal No. 7 to Permit NAFK-8705

Dear Mr. Emmer:

Please find enclosed copies of the Affidavit of Publication for Revision 41, Renewal No. 7 to Falkirk's Mining Permit NAFK-8705. The publication was published for four consecutive weeks in the Bismarck Tribune and in the McLean County Independent on February 22nd, 29th, March 7th, and 14th, 2024.

If you have any questions or comments, please call 250-2420 or email me at tara.voigt@nacoal.com.

Sincerely,

THE FALKIRK MINING COMPANY



Tara Voigt
Executive Assistant II

TV
Attachments

*** Proof of Publication ***

State of Indiana)
) SS:
County of Lake)

I, Kami Terrell, being
duly sworn says that I am the Legal Clerk of Bismarck Tribune Co., a
division of Lee Publications, Inc. A newspaper published in the
County of Burleigh and State of North Dakota. Who declares that the
attached Notice was published in said newspaper on the following
dates:

Feb. 22, 29 Mar. 7, 14

THE FALKIRK MINING COMPANY

2801 1ST ST SW PO BOX 1087
UNDERWOOD, ND 58576

ORDER NUMBER 70149

Kami Terrell
SIGNATURE

Sworn and subscribed to before me this 14 day of

March 20 24

Dawn Renee Heili
Notary Public in and for the State of Indiana



Section: Legals

Category: 5380 Public Notices

PUBLISHED ON: 02/22/2024, 02/29/2024, 03/07/2024, 03/14/2024

TOTAL AD COST: 9338.75

FILED ON: 3/14/2024

**NOTICE OF FILING A PERMIT RENEWAL AND REVISION
TO CONDUCT SURFACE COAL MINING OPERATIONS**

The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed applications for Revision No. 41 and Renewal No. 7 for continuing surface coal mining activities in Permit NAFK-8705, covering Sections 3, 4, 5, 6, 8, and 9, Township 145 North, Range 82 West, Sections 19, 27, 28, 29, 30, 31, 32, 33, 34, Township 146 North, Range 82 West, and Sections 22, 23, 24, 25, 26, 27, and 35, Township 146 North, Range 83 West in McLean County, North Dakota, which contains 9,843.4 acres. Currently, no coal removal is planned in this area during the next 5-year permit term, but coal removal is planned in the future. Renewal No. 7 to Permit NAFK-8705 will extend the permit term another five years until July 6, 2029. The revision application contains information to update the Permit in response to the Commission's pre-renewal review of the NAFK-8705 mining permit. The updated sections include legal, business and compliance information, identification of interest and rights to entry, operation plans, surface water management and reclamation plans. The permit area is located southwest of Underwood, North Dakota. The map shows the location of the City of Underwood, North Dakota, and the boundaries of the permit area. The names of the United States Geological Survey Quadrangle Maps (which contain the area described and shown on the map) are "Washburn Northeast" and "Underwood". The owners of the surface and coal in the permit area are as follows:

TRACT 2

Township 146 North, Range 82 West

Section 19: NE¹/₄

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Damian Parker, Trustee of the L. T. and V. J. Parker Family Trust dated 07-26-95

TRACT 3

Township 146 North, Range 82 West

Section 19: Lots 1 and 2, E¹/₂NW¹/₄

Surface Ownership: Duane Mautz
Coal Ownership: Layton Schuh; Michael Schuh; Kathi Cox; Patricia Finneman; James Schuh; Sandra L. Smith; Faith Evangelical Church; Raeann Rich; Richard Schuh; Roger Schuh

TRACT 4

Township 146 North, Range 83 West

Section 24: NE¹/₄

Surface Ownership: Steven L. Heger and Katherine E. Heger
Coal Ownership: The Estate of Merle Wieland and the Estate of Alon C. Wieland; Kathleen R. Bazz; Barbara K. King and Truman King

TRACT 5

Township 146 North, Range 83 West

Section 24: NW¹/₄

Surface Ownership: Duane Mautz
Coal Ownership: North Dakota Department of Trust Lands; Donna K. Robbins; Ralph Neal Snyder; Dennis Frank Snyder; Stanley K. Jacks; Clinton C. Jacks; Mary A. Jacks; Joysa M. Elam; Cheron K. Allcott; Michael W. Karns; Patrick E. Karns; Estates of Nadine S. Smith and Bill C. Smith; Susan Snyder; Della Mae Nathe; David A. Snyder and Nancy Snyder; Marliis D. Jenrich; Bruce Albers and Jane Albers

TRACT 6

Township 146 North, Range 83 West

Section 23: N¹/₂

Surface Ownership: Duane Mautz
Coal Ownership: AgriBank, FCB

TRACT 7

Township 146 North, Range 83 West

Section 22: E¹/₂NE¹/₄ less and except a 1.43 acre tract of land

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Judith L. Hepper, Trustee or her Successor Trustee, under the Judith L. Hepper Trust dated 08-31-07

TRACT 8

Township 146 North, Range 83 West

Section 22: Outlot "B" in the SE¹/₄

Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Falkirk Mining Company

TRACT 9

Township 146 North, Range 83 West

Section 23: N¹/₂S¹/₂, N¹/₂S¹/₂S¹/₂

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Rosemary Stamm; James A. Wietfeld; Sandra K. Ahrenholtz; The Estate of Janet L. Cornelius; Bonnie L. Davenport; Randal G. Ehrichs; Thomas L. Ehrichs; Rodney Messenbrink; Theresa Catron; Barbara J. Siemer; The Estate of W. K. Kirk; Leni Williams

TRACT 9A

Township 146 North, Range 83 West

Section 23: S¹/₂S¹/₂S¹/₂ less and except 2.00 acres

Surface Ownership: Great River Energy
Coal Ownership: Rosemary Stamm; James A. Wietfeld; Sandra K. Ahrenholtz; The Estate of Janet L. Cornelius; Bonnie L. Davenport; Randal G. Ehrichs; Thomas L. Ehrichs; Rodney Messenbrink; Theresa Catron; Barbara J. Siemer; The Estate of W. K. Kirk; Leni Williams

TRACT 10

Township 146 North, Range 83 West

Section 23: A two acre tract in the SW¹/₄SW¹/₄ of said section, which is described as follows: Beginning at the southwest corner of said Section 23; running thence North along the west line of said section 330 feet; thence East and parallel with the south line of said section 264 feet; thence South to a point on the south line of said section which is 264 feet East of the southwest corner of said section; thence West along the south line of said section to the point of beginning, containing 2.00 acres.

Surface Ownership: Great River Energy
Coal Ownership: Doyle W. Johannes and Patsy Johannes

TRACT 11

Township 146 North, Range 83 West

Section 24: SW¹/₄

Surface Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm
Coal Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm

TRACT 12

Township 146 North, Range 83 West

Section 24: SE¹/₄

Surface Ownership: Marlyn L. Seidler and Kristie L. Seidler
Coal Ownership: United States of America – Bureau of Land Management

TRACT 13

Township 146 North, Range 82 West

Section 19: Lots 3 and 4, E¹/₂SW¹/₄, SE¹/₄

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk; Leslie Inkala; Wendy Mosman; Christie Jo. Oyen; Pamela Villars, Life Estate; Lynn H. Stewart Revocable Trust

TRACT 16

Township 146 North, Range 82 West

Section 28: N¹/₂ west of railroad right-of-way, less tracts of 2.475 acres and 2.59 acres

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Robert R. Stadick; Anona Lundstrom and Bruce Lundstrom

TRACT 17

Township 146 North, Range 82 West

Section 29: NE¹/₄

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Duane F. Mautz

TRACT 18

Township 146 North, Range 82 West

Section 29: A 9.41 acre tract in the NE¹/₄NW¹/₄ less Tract 18A

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Sandra L. Laduke; Mary M. Reim; Carol A. Williams; Lee M. Benson; Tammi R. Benson; Nancy D. Miller; Thomas M. Miller

TRACT 18A

Township 146 North, Range 82 West

Section 29: A 5.625 acre tract in the NW¹/₄

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Sandra L. Laduke; Mary M. Reim; Carol A. Williams; Lee M. Benson; Tammi R. Benson; Nancy D. Miller; Thomas M. Miller

TRACT 19

Township 146 North, Range 82 West

Section 29: NW¹/₄, less and except a 9.41 acre tract in the NE¹/₄NW¹/₄ described as follows: Beginning at the northeast corner of the said NW¹/₄; thence due West a distance of 497 feet; thence due South a distance of 825 feet; thence due East a distance of 497 feet; thence due North 825 feet to the point of beginning.

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Sandra L. Laduke; Mary M. Reim; Carol A. Williams; Lee M. Benson; Tammi R. Benson; Nancy D. Miller; Thomas M. Miller

TRACT 20

Township 146 North, Range 82 West

Section 29: S¹/₂

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Clara Mautz, Trustee of the Fred J. and Clara Mautz Trust dated 07-10-90; Duane Mautz; Kaye Joanne Jessen; Joyce L. Bruns

TRACT 21

Township 146 North, Range 82 West

Section 30: SE¹/₄, less and except a 2.00 acre tract

Surface Ownership: The Falkirk Mining Company
Coal Ownership: Duane Mautz; Joyce L. Bruns; Kaye J. Jessen

TRACT 22**Township 146 North, Range 82 West****Section 30: NE¼**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Lynn H. Stewart, Revocable Trust; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk; Leslie Inkala; Wendy Mosman; Christie Jo. Oyen; Pamela Villars, Life Estate

TRACT 23**Township 146 North, Range 82 West****Section 30: Lots 1, 2, 3, 4, E½W½**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: AgriBank, FCB; Marsha A. Swanson; Wanda J. Mehrer; Cynthia A. Vossler; Michael W. Swanson; Debra M. Beilke; Steven W. Swanson; Connie Aitken; Linda L. Allen; Nicki Bartlett; Larry Swanson; Jay Swanson; The Estate of Wallace A. Swanson; Rick Aldinger; Bill Aldinger; Kelly Aldinger

TRACT 24**Township 146 North, Range 83 West****Section 25: E½**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Paul Johannes; Sarah Dziuk; Rebecca Durkop; Doyle Johannes; AgriBank, FCB

TRACT 25**Township 146 North, Range 83 West****Section 25: NW¼**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Paul Johannes; Sarah Dziuk; Rebecca Durkop; Doyle Johannes; AgriBank, FCB

TRACT 26**Township 146 North, Range 83 West****Section 25: SW¼**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Mary Schafer Conlon; Macy J. Schafer; Marty J. Schafer; Monty R. Schafer and June A. Schafer, Co-Trustees of the Schafer Trust

TRACT 27**Township 146 North, Range 83 West****Section 26: SE¼**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm; Frank J. Bavendick; Donna D. Geck; Vernon L. Pepple

TRACT 28**Township 146 North, Range 83 West****Section 26: NE¼**

Surface Ownership: Great River Energy
 Coal Ownership: Fern Eade; Cindy Denter; Kathy Peil; Gary Saylor; Marcia Engelking; Gary S. Saylor and Patricia Saylor; Cynthia J. Denter and Douglas Denter; Kathryn A. Peil and Timothy Peil; Marcia R. Engelking and Gerald Engelking; Karon Hacanson; Donald D. Saylor

TRACT 29**Township 146 North, Range 83 West****Section 26: SW¼**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm

TRACT 29A**Township 146 North, Range 83 West****Section 26: NW¼**

Surface Ownership: Great River Energy
 Coal Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm

TRACT 30**Township 146 North, Range 83 West****Section 27: E½NE¼, less and except a 2.31 acre tract**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: North Dakota Department of Trust Lands; Ernest F. Saylor and Rita Saylor

TRACT 31**Township 146 North, Range 83 West****Section 35: NW¼**

Surface Ownership: Bradley A. Landenberger and Carla J. Landenberger
 Coal Ownership: The Lloyd G. Schafer Revocable Trust

TRACT 32**Township 146 North, Range 83 West****Section 35: SW¼, less and except a one acre tract**

Surface Ownership: Bradley A. Landenberger and Carla J. Landenberger
 Coal Ownership: The Lloyd G. Schafer Revocable Trust

TRACT 33**Township 146 North, Range 83 West****Section 35: SE¼**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Prudence Landenberger; John Landenberger; Judy Smith; Jay Landenberger

TRACT 34**Township 146 North, Range 83 West****Section 35: E½NE¼**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Casey Land Agency Corporation

TRACT 34A**Township 146 North, Range 83 West****Section 35: W½NE¼**

Surface Ownership: Leslie Landenberger and Ruby Landenberger
 Coal Ownership: Casey Land Agency Corporation

TRACT 39**Township 146 North, Range 82 West****Section 31: Lots 1, 2, 3, 4, E½W½, less two tracts of Outlot A**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Marsha A. Swanson; Wanda J. Mehrer; Cynthia A. Vossler; Michael W. Swanson; Debra M. Beilke; Steven W. Swanson; Connie Aitken; Linda L. Allen; Nicki Bartlett; Larry Swanson; Jay Swanson; The Estate of Wallace A. Swanson; Rick Aldinger; Bill Aldinger; Kelly Aldinger

TRACT 40**Township 146 North, Range 82 West****Section 31: E½ less two tracts of Outlot A, also less Lot 1, Block 1, and less Lot 2, Block 1**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Elsie V. Clark, Individually and as Personal Representative of the Estate of Clements E. Clark; Clements Roger Clark; Shirley Seher; Velma Cleveland; Flaminia Specht; Darralu S. Lindholm; Warren Potter; Lois Woodall; Linda Anderson; Lorine Potter; Mary O'Brien Specht; Martha Specht

TRACT 40A**Township 146 North, Range 82 West**

Section 31: Lot 1, Block 1 in NE¼, particularly described as follows: Beginning at the southeast corner of the NE¼ of Section 31; thence N 89-31-08 W 460.67 feet; thence N 00-03-16 W 1,292.36 feet; thence N 90-00-00 E 474.50 feet; thence S 00-33-28 W 1,296.29 feet to the point of beginning. Said tract contains 13.89 acres.

Lot 2, Block 1 in SE¼, particularly described as follows: Beginning at the northeast corner of the SE¼ of Section 31; thence S 00-33-28 W 1,046.18 feet; thence N 90-00-00 W 200.47 feet; thence N 00-00-00 E 750.00 feet; thence N 90-00-00 W 250.00 feet; thence N 00-00-00 E 300.00 feet; thence S 89-31-08 E 460.67 feet to the point of beginning. Said tract contains 6.66 acres.

Surface Ownership: Great River Energy
 Coal Ownership: Elsie V. Clark, Individually and as Personal Representative of the Estate of Clements E. Clark; Clements Roger Clark; Shirley Seher; Velma Cleveland; Flaminia Specht; Darralu S. Lindholm; Warren Potter; Lois Woodall; Phyllis Ann Hermanson; Lorine Potter; Mary O'Brien Specht; Martha Specht

TRACT 42**Township 146 North, Range 82 West****Section 32: W½W½ less Lot 1, Block 2 of the SW¼ and less Lot 2, Block 2 of the NW¼, and less that portion of Lot 3, Block 2 lying in the W½SW¼**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Estate of Edna Dean McGray; David P. Kjelstrup; Eleanor L. Kjelstrup

TRACT 42A**Township 146 North, Range 82 West****Section 32: Lot 1, Block 2 of the SW¼; Lot 2, Block 2 of the NW¼; and that portion of Lot 3, Block 2 lying in the W½SW¼**

Surface Ownership: Great River Energy
 Coal Ownership: The Estate of Edna Dean McGray; David P. Kjelstrup; Eleanor L. Kjelstrup

TRACT 43**Township 146 North, Range 82 West****Section 32: E½NW¼**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: John C. Samuelson and Helen K. Samuelson; Roberta Coughlin

TRACT 44**Township 146 North, Range 82 West****Section 32: E½SW¼ less that portion of Lot 3, Block 2**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: John C. Samuelson and Helen K. Samuelson; Mercy Ann Dennis; Jean L. Samuelson

TRACT 44A**Township 146 North, Range 82 West****Section 32: That portion of Lot 3, Block 2 lying within the E½SW¼**

Surface Ownership: Rainbow Energy Center, LLC
 Coal Ownership: John C. Samuelson and Helen K. Samuelson; Mercy Ann Dennis; Jean L. Samuelson

TRACT 45**Township 146 North, Range 82 West****Section 32: W $\frac{1}{2}$ SE $\frac{1}{4}$, less Lot 4, Block 2 of the SE $\frac{1}{4}$**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Mercy Ann Dennis; Jean L. Samuelson;
 Lois Samuelson, as Trustee of the Lois Samuelson Revocable Trust;
 Harry W. Samuelson, Jr., as Trustee of the Harry W. Samuelson,
 Jr. Revocable Trust

TRACT 45A**Township 146 North, Range 82 West****Section 32: Lot 4, Block 2 of the SE $\frac{1}{4}$**

Surface Ownership: Rainbow Energy Center, LLC
 Coal Ownership: Mercy Ann Dennis; Jean L. Samuelson;
 Lois Samuelson, as Trustee of the Lois Samuelson Revocable Trust;
 Harry W. Samuelson, Jr., as Trustee of the Harry W. Samuelson,
 Jr. Revocable Trust

TRACT 46**Township 146 North, Range 82 West****Section 32: W $\frac{1}{2}$ NE $\frac{1}{4}$**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Roberta Coughlin; Lois Samuelson, as
 Trustee of the Lois Samuelson Revocable Trust; Harry W. Samuelson, Jr.,
 as Trustee of the Harry W. Samuelson, Jr. Revocable Trust

TRACT 47**Township 146 North, Range 82 West****Section 32: E $\frac{1}{2}$ E $\frac{1}{2}$**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Clara Mautz, Trustee under the Fred J. and
 Clara Mautz Trust dated 07-10-90; Duane Mautz; Kaye Joanne Jessen;
 Joyce L. Bruns

TRACT 48**Township 146 North, Range 82 West****Section 33: SW $\frac{1}{4}$**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Carla Rae Jordan; Kerr-McGee Oil & Gas
 Onshore LP; The Falkirk Mining Company

TRACT 49**Township 146 North, Range 82 West****Section 33: SE $\frac{1}{4}$**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Elaine Turner-Faulk; Kerr-McGee Oil & Gas
 Onshore LP; The Falkirk Mining Company

TRACT 50**Township 146 North, Range 82 West****Section 34: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad and U.S.****Hwy. 83 Rights-of-Way**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: United States of America

TRACT 50A**Township 146 North, Range 82 West****Section 34: NW $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad and U.S. Hwy. 83****Rights-of-Way**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: United States of America

TRACT 51**Township 146 North, Range 82 West****Section 34: A strip of land 100 feet wide, running west of, adjacent to, and parallel with U.S. Highway No. 83****Township 145 North, Range 82 West****Section 3: A strip of land 100 feet wide, running west of, adjacent to, and parallel with U.S. Highway No. 83 in the N $\frac{1}{2}$**

Surface Ownership: Soo Line Railroad Company d/b/a Canadian
 Pacific Railway Company
 Coal Ownership: Soo Line Railroad Company d/b/a Canadian
 Pacific Railway Company

TRACT 52**Township 145 North, Range 82 West****Section 3: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, less Soo Line Railroad and U. S. Highway 83 Rights-of-Way**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Larry Schulz, Trustee of the Larry Schulz
 Revocable Trust dated 11-20-97; Patricia A. Schulz, Trustee of the Patricia
 A. Schulz Revocable Trust dated 11-20-97; Martha C. Click, Independent
 Executrix of the Estate of Mary Elizabeth Bass; William F. Murray; Clyde
 M. Guild and Grace I. Guild; W. L. Braun Oil Properties Revocable Trust
 dated 10-22-98; BM Marcus Royalty LLC; James H. Luther Royalty,
 LLC; Mary Langdon; Martha Bauman; El Campo Energy Partner, LLC;
 Roberts Royalty LLC

TRACT 53**Township 145 North, Range 82 West****Section 3: SE $\frac{1}{4}$, less the Soo Line Railroad and U.S. Highway 83 rights-of-way and less a tract of land described as follows: Beginning at the southeast corner of Section 3, thence North 0°26'26" East, 2,640.33 feet; thence South 89°58'42" West 1,436.70 feet; thence South 0°25'51" West 1,630.17 feet; thence South 14°39'45" East 1,028.82 feet; thence South 89°18'01" East 1,168.33 feet to a point of beginning.**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Andrew Anderson and Karen Anderson;
 Donna Sandvik; Dan Swanson; Randy Swanson; Kenneth Fjeldahl; Lila
 Akan; Henry S. Anderson and Katherine Anderson; Marilyn I. Beyer and
 James G. Beyer; Elizabeth D. Klabunde; Robert J. Petz; Stanley J. Petz;
 Shawn Leingang, Successor Trustee of the Larry A. Schulz Revocable
 Trust dated 11-20-97; Patricia A. Schulz, Trustee of the Patricia A. Schulz
 Revocable Trust dated 11-20-97; Evelyn P. Valley; Fern Tosh; Gordon
 W. Valley; Melba M. Valley; Barrett W. Valley; Leanne K. Day; Pauline
 M. Rosberg; Elaine G. Mann; Winifred A. Marvin; Paul R. Glanville,
 Successor Trustee of the Margaret M. Glanville Revocable Trust dated
 02-14-03; Altair Corporation; Lilas Dangerfield and Arthur Dangerfield;
 Winifred A. Marvin and James W. Marvin; Lloyd E. Anderson Marital
 Trust A; Wallace Anderson

TRACT 54**Township 145 North, Range 82 West****Section 3: SW $\frac{1}{4}$**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Estate of Rachel Eichhorst

TRACT 55**Township 145 North, Range 82 West****Section 3: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, less Soo Line Railroad and U.S. Highway 83 Rights-of-Way**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Laura M. Martinez; Michelle Wilson

TRACT 56**Township 145 North, Range 82 West****Section 4: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Paul B. Brown and Marthella Brown

TRACT 57**Township 145 North, Range 82 West****Section 4: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$**

Surface Ownership: Rainbow Energy Center, LLC
 Coal Ownership: North Dakota Department of Trust Lands; Paul
 Anthony Peltier; Gene Thomas Peltier; Jacob William Reuter; Thomas
 Joseph Reuter; Michael Anthony Reuter; Tina Marie Evanchuck; Sheryl Ann
 Trottier; Debbie Marie Seyer; Steve Charles Johnson; Barbara Ann Morris;
 David Scott Johnson; Eric Kevin Johnson; Francis Reuter; Clarence J.
 Reuter; Daniel Dean Reuter; Steven John Reuter; Lowell Thomas Vizenor;
 Tara Marie Vizenor; Patricia Lee Fowler; Anne Reuter Kerzel; Robert David
 Reuter; Patrick Michael Reuter; The Nokota Company; Three Forks Oil
 Corporation; Patricia Borden Mosier; Therese Borden Sloane; James M.
 Borden; Francis P. Borden, III; Arkansas Minerals, Inc.; John C. Bradford;
 Candice Robinson and George H. Robinson, Jr.; Pamela Owens and
 David Owens; Clayton Douglas Rivenbark, Sr.; Mary Josephine McKnight
 Runge; Robert R. Aillet; Cynthia Aillet Murry; Ralph H. Baker, Jr. and Diane
 B. Rowland, Trustees of the Baker Mineral Trust created 06-10-82

TRACT 58**Township 145 North, Range 82 West****Section 5: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$**

Surface Ownership: Brian A. Gutknecht
 Coal Ownership: Brian A. Gutknecht

TRACT 59**Township 145 North, Range 82 West****Section 5: A 2 acre tract located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: John C. Samuelson and Helen K. Samuelson

TRACT 60**Township 145 North, Range 82 West****Section 5: SE $\frac{1}{4}$, less and except a 2 acre tract**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: John C. Samuelson and Helen K. Samuelson;
 AgriBank, FCB

TRACT 61**Township 145 North, Range 82 West****Section 5: SW $\frac{1}{4}$ less Outlot D**

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Harry W. Samuelson, Jr. and Lois A.
 Samuelson; AgriBank, FCB

TRACT 61A**Township 145 North, Range 82 West****Section 5: Outlot D of the SW $\frac{1}{4}$**

Surface Ownership: Great River Energy
 Coal Ownership: Harry W. Samuelson, Jr. and Lois A.
 Samuelson; AgriBank, FCB

TRACT 62**Township 145 North, Range 82 West****Section 5: Lots 3, 4, S½NW¼ less Outlots A, B, and C of the NW¼**Surface Ownership: The Falkirk Mining Company
Coal Ownership: John C. Samuelson and Helen K. Samuelson;
Elmer H. Schafer and Clara Schafer; Harry W. Samuelson and Lois A. Samuelson**TRACT 62A****Township 145 North, Range 82 West****Section 5: Outlots A, B and C of NW¼**Surface Ownership: Great River Energy
Coal Ownership: John C. Samuelson and Helen K. Samuelson;
Elmer H. Schafer and Clara Schafer; Harry W. Samuelson and Lois A. Samuelson**TRACT 63****Township 145 North, Range 82 West****Section 6: Lots 1, 2, S½NE¼**Surface Ownership: The Falkirk Mining Company
Coal Ownership: Wilfred M. Baska and Alida B. Baska,
Trustees, the Baska
Family Trust**TRACT 64****Township 145 North, Range 82 West****Section 6: Lots 6, 7, E½SW¼, SE¼**Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Ervin R. Schafer Revocable Trust;
AgriBank, FCB**TRACT 65****Township 145 North, Range 82 West****Section 6: Lot 5, SE¼NW¼**Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Ervin R. Schafer Revocable Trust**TRACT 66****Township 145 North, Range 82 West****Section 6: Lots 3, 4**Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Lloyd G. Schafer Revocable Trust**TRACT 68****Township 145 North, Range 82 West****Section 8: A 81.82 acre tract of land located in the N½**Surface Ownership: Rainbow Energy Center, LLC
Coal Ownership: Rainbow Energy Center, LLC**TRACT 69****Township 145 North, Range 82 West****Section 9: That portion of the W½NW¼, SE¼NW¼ lying within a 51.44 acre tract in the NW¼**Surface Ownership: Great River Energy
Coal Ownership: Great River Energy; Patricia Borden Mosier;
Therese Borden Sloane; James M. Borden; Francis P. Borden, III;
Arkansas Minerals, Inc.; John C. Bradford; Candice S. Robinson and
George H. Robinson, Jr.; Pamela Owens and David Owens; Clayton
Douglas Rivenbark, Jr.; Rocky Mountain Oil, Gas and Minerals, LLC;
Robert R. Aillet; Cynthia Aillet Murry; Lisa Baker Wilson and Diane B.
Rowland, Trustees of the Baker Mineral Trust Created 06-10-82**TRACT 70****Township 145 North, Range 82 West****Section 9: That portion of the NE¼NW¼ lying within a 51.44 acre tract of land located in the NW¼**Surface Ownership: Rainbow Energy Center, LLC
Coal Ownership: Rainbow Energy Center, LLC; AgriBank, FCB**TRACT 71****Township 145 North, Range 82 West****Section 9: A 0.53 acre tract of land in the NE¼NE¼**Surface Ownership: Rainbow Energy Center, LLC
Coal Ownership: Rainbow Energy Center, LLC; AgriBank, FCB**TRACT 72****Township 146 North, Range 82 West****Section 28: SW¼**Surface Ownership: The Falkirk Mining Company
Coal Ownership: Clara Mautz, Trustee of the Fred J. and Clara
Mautz Trust dated 07-10-90; Duane Mautz; Kaye Joanne Jessen; Joyce
L. Bruns**TRACT 73****Township 146 North, Range 82 West****Section 28: SE¼, west of Soo Line Railroad Right-of-Way**Surface Ownership: The Falkirk Mining Company
Coal Ownership: North Dakota Department of Trust Lands;
Robert Stadick; Anona Lundstrom and Bruce Lundstrom**TRACT 74****Township 146 North, Range 82 West****Section 33: E½NE¼**Surface Ownership: The Falkirk Mining Company
Coal Ownership: Elaine Turner-Faulk; Verdjie A. Emineth; North
Dakota Department of Trust Lands**TRACT 75****Township 146 North, Range 82 West****Section 33: W½NE¼**Surface Ownership: The Falkirk Mining Company
Coal Ownership: Elaine Turner-Faulk; Terry R. Peterson and
Norma C. Peterson; North Dakota Department of Trust Lands**TRACT 76****Township 146 North, Range 82 West****Section 33: NW¼**Surface Ownership: The Falkirk Mining Company
Coal Ownership: Carla Rae Jordan; Estate of Jack Louis
Steinle; John Henry Steinle, III**TRACT 77****Township 146 North, Range 82 West****Section 34: N½NW¼ less Highway 83 and Soo Line Railroad right-of-ways**Surface Ownership: The Falkirk Mining Company
Coal Ownership: Estate of Bertha Anderson**TRACT 78****Township 146 North, Range 82 West****Section 34: S½NW¼ less Highway 83 and Soo Line Railroad right-of-ways**Surface Ownership: The Falkirk Mining Company
Coal Ownership: Estate of Bertha Anderson; Janelle L. Bruesch;
Margaret A. Anderson; Charles D. Anderson; Mary J. Anderson; Thomas
D. Anderson and Diane L. Anderson; Martha C. Click, Independent
Executrix of the Estate of Mary Elizabeth Bass; Earl Schwartz Company;
C. James Luther, Trustee of Trust B (non-marital trust) Pursuant to the Last
Will and Testament of James H. Luther dated 11-01-74; Mary C. Wilday;
Jean Taylor Clark, as Independent Executrix of the Estate of Charles
Clark, Deceased; Judith P. Hoffman Trust U/A/D 11-22-94**TRACT 79****Township 146 North, Range 82 West****Section 34: NW¼SE¼, NE¼SW¼, less Highway 83 and Soo Line Railroad right-of-ways**

Surface Ownership: The Falkirk Mining Company

Affidavit of Publication

STATE OF NORTH DAKOTA,
COUNTY OF McLean, ss.

I, Ashley Nordstrom, employee of the McLean County Independent of said County and State, being first duly sworn, on oath says, that the McLean County Independent is a weekly newspaper published in Garrison ND County of McLean, 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

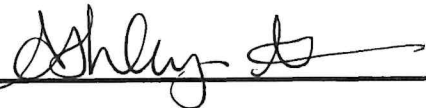
Notice of filing permit renewal-PO 150253 OP

Falkirk Mining Co

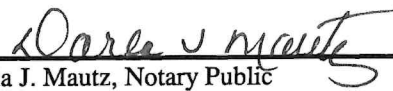
a printed copy of which, taken from the paper in which same was published, is attached to this sheet, and is made a part of this Affidavit, was published in said newspaper at least once each week for 4 successive week, on the day of each week on which said newspaper was regularly published to-wit:

4- McLean County Independent: 2/22/2024,
2/29/2024, 3/7/2024, 3/14/2024

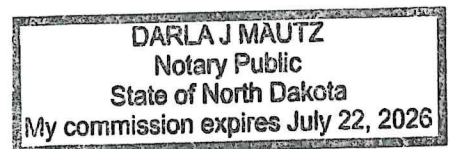
That the full amount of the fees for
the publication of the annexed notice is: \$ 3769.20

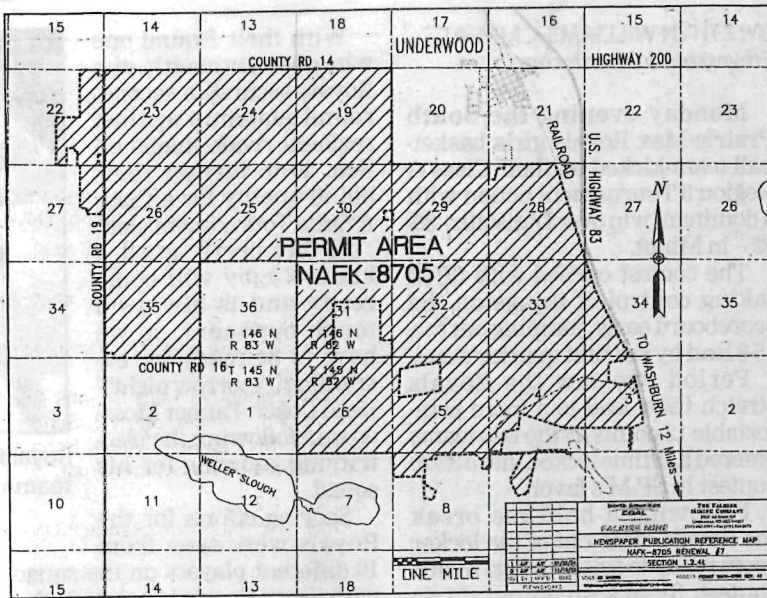


Subscribed and sworn to before me this 3/18/2024



Darla J. Mautz, Notary Public
State of North Dakota





Notice of Filing a Permit Renewal and Revision to Conduct Surface Coal Mining Operations

The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed applications for Revision No. 41 and Renewal No. 7 for continuing surface coal mining activities in Permit NAFK-8705, covering Sections 3, 4, 5, 6, 8, and 9, Township 145 North, Range 82 West, Sections 19, 27, 28, 29, 30, 31, 32, 33, 34, Township 146 North, Range 82 West, and Sections 22, 23, 24, 25, 26, 27, and 35, Township 146 North, Range 83 West in McLean County, North Dakota, which contains 9,843.4 acres. Currently, no coal removal is planned in this area during the next 5-year permit term, but coal removal is planned in the future. Renewal No. 7 to Permit NAFK-8705 will extend the permit term another five years until July 6, 2029. The revision application contains information to update the Permit in response to the Commission's pre-renewal review of the NAFK-8705 mining permit. The updated sections include legal, business and compliance information, identification of interest and rights to entry, operation plans, surface water management and reclamation plans.

The permit area is located southwest of Underwood, North Dakota. The map shows the location of the City of Underwood, North Dakota, and the boundaries of the permit area. The names of the United States Geological Survey Quadrangle Maps (which contain the area described and shown on the map) are "Washburn Northeast" and "Underwood".

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

TRACT 2

Township 146 North, Range 82 West Section 19: NE¼
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Damian Parker, Trustee of the L. T. and V. J. Parker Family Trust dated 07-26-95

TRACT 3

Township 146 North, Range 82 West Section 19: Lots 1 and 2, E½NW¼
Surface Ownership: Duane Mautz
Coal Ownership: Layton Schuh; Michael Schuh; Kathi Cox; Patricia Finneman; James Schuh; Sandra L. Smith; Faith Evangelical Church; Rae-ann Rich; Richard Schuh; Roger Schuh

TRACT 4

Township 146 North, Range 83 West Section 24: NE¼
Surface Ownership: Steven L. Heger and Katherine E. Heger
Coal Ownership: The Estate of Merle Wieland and the Estate of Alon C. Wieland; Kathleen R. Bazz; Barbara K. King and Truman King

TRACT 5

Township 146 North, Range 83 West Section 24: NW¼
Surface Ownership: Duane Mautz
Coal Ownership: North Dakota Department of Trust Lands; Donna K. Robbins; Ralph Neal Snyder; Dennis Frank Snyder; Stanley K. Jacks; Clinton C. Jacks; Mary A. Jacks; Joysa M. Elam; Cheron K. Allcott; Michael W. Karns; Patrick E. Karns; Estates of Nadine S. Smith and Bill C. Smith; Susan Snyder; Della Mae Nathe; David A. Snyder and Nancy Snyder; Mariss D. Jenrich; Bruce Albers and Jane Albers

TRACT 6

Township 146 North, Range 83 West Section 23: N¼
Surface Ownership: Duane Mautz

Coal Ownership: AgriBank, FCB

TRACT 7

Township 146 North, Range 83 West Section 22: E½NE¼ less and except a 1.43 acre tract of land
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Judith L. Hepper, Trustee or her Successor Trustee, under the Judith L. Hepper Trust dated 08-31-07

TRACT 8

Township 146 North, Range 83 West Section 22: Outlot "B" in the SE¼
Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Falkirk Mining Company

TRACT 9

Township 146 North, Range 83 West Section 23: N½S½, N¼S½S½
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Rosemary Stamm; James A. Wietfeld; Sandra K. Ahrenholtz; The Estate of Janet L. Cornelius; Bonnie L. Davenport; Randal G. Ehrichs; Thomas L. Ehrichs; Rodney Messenbrink; Theresa Catron; Barbara J. Siemer; The Estate of W. K. Kirk; Leni Williams

TRACT 9A

Township 146 North, Range 83 West Section 23: S½S½S½ less and except 2.00 acres
Surface Ownership: Great River Energy
Coal Ownership: Rosemary Stamm; James A. Wietfeld; Sandra K. Ahrenholtz; The Estate of Janet L. Cornelius; Bonnie L. Davenport; Randal G. Ehrichs; Thomas L. Ehrichs; Rodney Messenbrink; Theresa Catron; Barbara J. Siemer; The Estate of W. K. Kirk; Leni Williams

TRACT 10

Township 146 North, Range 83 West Section 23: A two acre tract in the SW¼SW¼ of said section, which is described as follows: Beginning at the southwest corner of said Section 23; running thence North along the west line of said section 330 feet; thence East and parallel with the south line of said section 264 feet; thence South to a point on the south line of said section which is 264 feet East of the southwest corner of said section; thence West along the south line of said section to the point of beginning, containing 2.00 acres.
Surface Ownership: Great River Energy
Coal Ownership: Doyle W. Johannes and Patsy Johannes

TRACT 11

Township 146 North, Range 83 West Section 24: SW¼
Surface Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm
Coal Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm

TRACT 12

Township 146 North, Range 83 West Section 24: SE¼
Surface Ownership: Marilyn L. Seidler and Kristie L. Seidler
Coal Ownership: United States of America, Bureau of Land Management

TRACT 13

Township 146 North, Range 82 West
Section 19: Lots 3 and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$,
SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk; Leslie Inkala; Wendy Mosman; Christie Jo. Oyen; Pamela Villars, Life Estate; Lynn H. Stewart Revocable Trust

TRACT 16

Township 146 North, Range 82 West
Section 28: N $\frac{1}{2}$ west of railroad right-of-way, less tracts of 2.475 acres and 2.59 acres

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Robert R. Stadick; Anona Lundstrom and Bruce Lundstrom

TRACT 17

Township 146 North, Range 82 West
Section 29: NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Duane F. Mautz

TRACT 18

Township 146 North, Range 82 West
Section 29: A 9.41 acre tract in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ less Tract 18A

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Sandra L. Laduke; Mary M. Reim; Carol A. Williams; Lee M. Benson; Tammi R. Benson; Nancy D. Miller; Thomas M. Miller

TRACT 18A

Township 146 North, Range 82 West
Section 29: A 5.625 acre tract in the NW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Sandra L. Laduke; Mary M. Reim; Carol A. Williams; Lee M. Benson; Tammi R. Benson; Nancy D. Miller; Thomas M. Miller

TRACT 19

Township 146 North, Range 82 West
Section 29: NW $\frac{1}{4}$, less and except a 9.41 acre tract in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows: Beginning at the northeast corner of the said NW $\frac{1}{4}$; thence due West a distance of 497 feet; thence due South a distance of 825 feet; thence due East a distance of 497 feet; thence due North 825 feet to the point of beginning.

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Sandra L. Laduke; Mary M. Reim; Carol A. Williams; Lee M. Benson; Tammi R. Benson; Nancy D. Miller; Thomas M. Miller

TRACT 20

Township 146 North, Range 82 West
Section 29: S $\frac{1}{2}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Clara Mautz, Trustee of the Fred J. and Clara Mautz Trust dated 07-10-90; Duane Mautz; Kaye Joanne Jessen; Joyce L. Bruns

TRACT 21

Township 146 North, Range 82 West
Section 30: SE $\frac{1}{4}$, less and except a 2.00 acre tract

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Duane Mautz; Joyce L. Bruns; Kaye J. Jessen

TRACT 22

Township 146 North, Range 82 West
Section 30: NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Lynn H. Stewart, Revocable Trust; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk; Leslie Inkala; Wendy Mosman; Christie Jo. Oyen; Pamela Villars, Life Estate

TRACT 23

Township 146 North, Range 82 West
Section 30: Lots 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: AgriBank, FCB; Marsha A. Swanson; Wanda J. Mehrer; Cynthia A. Vossler; Michael W. Swanson; Debra M. Beilke; Steven W. Swanson; Connie Aitken; Linda L. Allen; Nicki Bartlett; Larry Swanson; Jay Swanson; The Estate of Wallace A. Swanson; Rick Aldinger; Bill Aldinger; Kelly Aldinger

TRACT 24

Township 146 North, Range 83 West
Section 25: E $\frac{1}{2}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Paul Johannes; Sarah Dziuk; Rebecca Durkop; Doyle Johannes; AgriBank, FCB

TRACT 25

Township 146 North, Range 83 West
Section 25: NW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Paul Johannes; Sarah Dziuk; Rebecca Durkop; Doyle Johannes; AgriBank, FCB

TRACT 26

Township 146 North, Range 83 West
Section 25: SW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Mary Schafer Conlon; Macy J. Schafer; Marty J. Schafer; Monty R. Schafer and June A. Schafer, Co-Trustees of the Schafer Trust

TRACT 27

Township 146 North, Range 83 West
Section 26: SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm; Frank J. Bavendick; Donna D. Geck; Vernon L. Pepple

TRACT 28

Township 146 North, Range 83 West
Section 26: NE $\frac{1}{4}$

Surface Ownership: Great River Energy

Coal Ownership: Fern Eade; Cindy Denter; Kathy Peil; Gary Saylor; Marcia Engelking; Gary S. Saylor and Patricia Saylor; Cynthia J. Denter and Douglas Denter; Kathryn A. Peil and Timothy Peil; Marcia R. Engelking and Gerald Engelking; Karon Hacanson; Donald D. Saylor

TRACT 29

Township 146 North, Range 83 West
Section 26: SW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm

TRACT 29A

Township 146 North, Range 83 West
Section 26: NW $\frac{1}{4}$

Surface Ownership: Great River Energy

Coal Ownership: Daniel J. Leidholm; Timothy J. Leidholm; Vicki L. Leidholm; Dale G. Leidholm; Mikel R. Leidholm

TRACT 30

Township 146 North, Range 83 West
Section 27: E $\frac{1}{2}$ NE $\frac{1}{4}$, less and except a 2.31 acre tract

Surface Ownership: The Falkirk Mining Company

Coal Ownership: North Dakota Department of Trust Lands; Ernest F. Saylor and Rita Saylor

TRACT 31

Township 146 North, Range 83 West
Section 35: NW $\frac{1}{4}$

Surface Ownership: Bradley A. Landenberger and Carla J. Landenberger

Coal Ownership: The Lloyd G. Schafer Revocable Trust

TRACT 32

Township 146 North, Range 83 West
Section 35: SW $\frac{1}{4}$, less and except a one acre tract

Surface Ownership: Bradley A. Landenberger and Carla J. Landenberger

Coal Ownership: The Lloyd G. Schafer Revocable Trust

TRACT 33

Township 146 North, Range 83 West
Section 35: SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Prudence Landenberger; John Landenberger; Judy Smith; Jay Landenberger

TRACT 34

Township 146 North, Range 83 West
Section 35: E $\frac{1}{2}$ NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Casey Land Agency Corporation

TRACT 34A

Township 146 North, Range 83 West
Section 35: W $\frac{1}{2}$ NE $\frac{1}{4}$

Surface Ownership: Leslie Landenberger and Ruby Landenberger

Coal Ownership: Casey Land Agency Corporation

TRACT 39

Township 146 North, Range 82 West
Section 31: Lots 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$, less two tracts of Outlot A

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Marsha A. Swanson; Wanda J. Mehrer; Cynthia A. Vossler; Michael W. Swanson; Debra M. Beilke; Steven W. Swanson; Connie Ait-

ken; Linda L. Allen; Nicki Bartlett; Larry Swanson; Jay Swanson; The Estate of Wallace A. Swanson; Rick Aldinger; Bill Aldinger; Kelly Aldinger

TRACT 40

Township 146 North, Range 82 West Section 31: E $\frac{1}{2}$ less two tracts of Outlot A, also less Lot 1, Block 1, and less Lot 2, Block 1

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Elsie V. Clark, Individually and as Personal Representative of the Estate of Clements E. Clark; Clements Roger Clark; Shirley Seher; Velma Cleveland; Flaminia Specht; Darralu S. Lindholm; Warren Potter; Lois Woodall; Linda Anderson; Lorine Potter; Mary O'Brien Specht; Martha Specht

TRACT 40A

Township 146 North, Range 82 West Section 31: Lot 1, Block 1 in NE $\frac{1}{4}$, particularly described as follows: Beginning at the southeast corner of the NE $\frac{1}{4}$ of Section 31; thence N 89-31-08 W 460.67 feet; thence N 00-03-16 W 1,292.36 feet; thence N 90-00-00 E 474.50 feet; thence S 00-33-28 W 1,296.29 feet to the point of beginning. Said tract contains 13.89 acres.

Lot 2, Block 1 in SE $\frac{1}{4}$, particularly described as follows: Beginning at the northeast corner of the SE $\frac{1}{4}$ of Section 31; thence S 00-33-28 W 1,046.18 feet; thence N 90-00-00 W 200.47 feet; thence N 00-00-00 E 750.00 feet; thence N 90-00-00 W 250.00 feet; thence N 00-00-00 E 300.00 feet; thence S 89-31-08 E 460.67 feet to the point of beginning. Said tract contains 6.66 acres.

Surface Ownership: Great River Energy

Coal Ownership: Elsie V. Clark, Individually and as Personal Representative of the Estate of Clements E. Clark; Clements Roger Clark; Shirley Seher; Velma Cleveland; Flaminia Specht; Darralu S. Lindholm; Warren Potter; Lois Woodall; Phyllis Ann Hermanson; Lorine Potter; Mary O'Brien Specht; Martha Specht

TRACT 42

Township 146 North, Range 82 West Section 32: W $\frac{1}{2}$ W $\frac{1}{2}$ less Lot 1, Block 2 of the SW $\frac{1}{4}$ and less Lot 2, Block 2 of the NW $\frac{1}{4}$, and less that portion of Lot 3, Block 2 lying in the W $\frac{1}{2}$ SW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: The Estate of Edna Dean McGray; David P. Kjelstrup; Eleanor L. Kjelstrup

TRACT 42A

Township 146 North, Range 82 West Section 32: Lot 1, Block 2 of the SW $\frac{1}{4}$; Lot 2, Block 2 of the NW $\frac{1}{4}$; and that portion of Lot 3, Block 2 lying in the W $\frac{1}{2}$ SW $\frac{1}{4}$

Surface Ownership: Great River Energy

Coal Ownership: The Estate of Edna Dean McGray; David P. Kjelstrup; Eleanor L. Kjelstrup

TRACT 43

Township 146 North, Range 82 West Section 32: E $\frac{1}{2}$ NW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: John C. Samuelson and Helen K. Samuelson; Roberta Coughlin

TRACT 44

Township 146 North, Range 82 West Section 32: E $\frac{1}{2}$ SW $\frac{1}{4}$ less that portion of Lot 3, Block 2

Surface Ownership: The Falkirk Mining Company

Coal Ownership: John C. Samuelson and Helen K. Samuelson; Mercy Ann Dennis; Jean L. Samuelson

TRACT 44A

Township 146 North, Range 82 West Section 32: That portion of Lot 3, Block 2 lying within the E $\frac{1}{2}$ SW $\frac{1}{4}$

Surface Ownership: Rainbow Energy Center, LLC

Coal Ownership: John C. Samuelson and Helen K. Samuelson; Mercy Ann Dennis; Jean L. Samuelson

TRACT 45

Township 146 North, Range 82 West Section 32: W $\frac{1}{2}$ SE $\frac{1}{4}$ less Lot 4, Block 2 of the SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Mercy Ann Dennis; Jean L. Samuelson; Lois Samuelson, as Trustee of the Lois Samuelson Revocable Trust; Harry W. Samuelson, Jr., as Trustee of the Harry W. Samuelson, Jr. Revocable Trust

TRACT 45A

Township 146 North, Range 82 West Section 32: Lot 4, Block 2 of the SE $\frac{1}{4}$

Surface Ownership: Rainbow Energy Center, LLC

Coal Ownership: Mercy Ann Dennis; Jean L. Samuelson; Lois Samuelson, as Trustee of the Lois Samuelson Revocable Trust; Harry W. Samuelson, Jr., as Trustee of the Harry W. Samuelson, Jr. Revocable Trust

TRACT 46

Township 146 North, Range 82 West Section 32: W $\frac{1}{2}$ NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Roberta Coughlin; Lois Samuelson, as Trustee of the Lois Samuelson Revocable Trust; Harry W. Samuelson, Jr., as Trustee of the Harry W. Samuelson, Jr. Revocable Trust

TRACT 47

Township 146 North, Range 82 West Section 32: E $\frac{1}{2}$ E $\frac{1}{2}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Clara Mautz, Trustee under the Fred J. and Clara Mautz Trust dated 07-10-90; Duane Mautz; Kaye Joanne Jessen; Joyce L. Bruns

TRACT 48

Township 146 North, Range 82 West Section 33: SW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Carla Rae Jordan; Kerr-McGee Oil & Gas Onshore LP; The Falkirk Mining Company

TRACT 49

Township 146 North, Range 82 West Section 33: SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Elaine Turner-Faulk; Kerr-McGee Oil & Gas Onshore LP; The Falkirk Mining Company

TRACT 50

Township 146 North, Range 82 West Section 34: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad and U.S. Hwy. 83 Rights-of-Way

Surface Ownership: The Falkirk Mining Company

Coal Ownership: United States of America

TRACT 50A

Township 146 North, Range 82 West Section 34: NW $\frac{1}{4}$ SW $\frac{1}{4}$, less Soo Line Railroad and U.S. Hwy. 83 Rights-of-Way

Surface Ownership: The Falkirk Mining Company

Coal Ownership: United States of America

TRACT 51

Township 146 North, Range 82 West Section 34: A strip of land 100 feet wide, running west of, adjacent to, and parallel with U.S. Highway No. 83

Township 145 North, Range 82 West Section 3: A strip of land 100 feet wide, running west of, adjacent to, and parallel with U.S. Highway No. 83 in the N $\frac{1}{2}$

Surface Ownership: Soo Line Railroad Company d/b/a Canadian Pacific Railway Company

Coal Ownership: Soo Line Railroad Company d/b/a Canadian Pacific Railway Company

TRACT 52

Township 145 North, Range 82 West Section 3: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, less Soo Line Railroad and U. S. Highway 83 Rights-of-Way

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Larry Schulz, Trustee of the Larry Schulz Revocable Trust dated 11-20-97; Patricia A. Schulz, Trustee of the Patricia A. Schulz Revocable Trust dated 11-20-97; Martha C. Click, Independent Executrix of the Estate of Mary Elizabeth Bass; William F. Murray; Clyde M. Guild and Grace I. Guild; W. L. Braun Oil Properties Revocable Trust dated 10-22-98; BM Marcus Royalty LLC; James H. Luther Royalty, LLC; Mary Langdon; Martha Bauman; El Campo Energy Partner, LLC; Roberts Royalty LLC

TRACT 53

Township 145 North, Range 82 West Section 3: SE $\frac{1}{4}$, less the Soo Line Railroad and U.S. Highway 83 rights-of-way and less a tract of land described as follows: Beginning at the southeast corner of Section 3, thence North 0°26'26" East, 2,640.33 feet; thence South 89°58'42" West 1,436.70 feet; thence South 0°25'51" West 1,630.17 feet; thence South 14°39'45" East 1,028.82 feet; thence South 89°18'01" East 1,168.33 feet to a point of beginning.

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Andrew Anderson

and Karen Anderson; Donna Sandvik; Dan Swanson; Randy Swanson; Kenneth Fjeldahl; Lila Akan; Henry S. Anderson and Katherine Anderson; Marilyn I. Beyer and James G. Beyer; Elizabeth D. Klabunde; Robert J. Petz; Stanley J. Petz; Shawn Leingang, Successor Trustee of the Larry A. Schulz Revocable Trust dated 11-20-97; Patricia A. Schulz, Trustee of the Patricia A. Schulz Revocable Trust dated 11-20-97; Evelyn P. Valley; Fern Tosh; Gordon W. Valley; Melba M. Valley; Barrett W. Valley; Leanne K. Day; Pauline M. Rosberg; Elaine G. Mann; Winifred A. Marvin; Paul R. Glanville, Successor Trustee of the Margaret M. Glanville Revocable Trust dated 02-14-03; Altair Corporation; Lilas Dangerfield and Arthur Dangerfield; Winifred A. Marvin and James W. Marvin; Lloyd E. Anderson Marital Trust A; Wallace Anderson

TRACT 54

Township 145 North, Range 82 West
Section 3: SW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Estate of Rachel Eichhorst

TRACT 55

Township 145 North, Range 82 West
Section 3: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, less Soo Line Railroad and U.S. Highway 83 Rights-of-Way
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Laura M. Martinez; Michelle Wilson

TRACT 56

Township 145 North, Range 82 West
Section 4: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Paul B. Brown and Marthella Brown

TRACT 57

Township 145 North, Range 82 West
Section 4: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$
Surface Ownership: Rainbow Energy Center, LLC
Coal Ownership: North Dakota Department of Trust Lands; Paul Anthony Peltier; Gene Thomas Peltier; Jacob William Reuter; Thomas Joseph Reuter; Michael Anthony Reuter; Tina Marie Evanchuck; Sheryl Ann Trottier; Debbie Marie Seyer; Steve Charles Johnson; Barbara Ann Morris; David Scott Johnson; Eric Kevin Johnson; Francis Reuter; Clarence J. Reuter; Daniel Dean Reuter; Steven John Reuter; Lowell Thomas Vizenor; Tara Marie Vizenor; Patricia Lee Fowler; Anne Reuter Kerzel; Robert David Reuter; Patrick Michael Reuter; The Nokota Company; Three Forks Oil Corporation; Patricia Borden Mosier; Therese Borden Sloane; James M. Borden; Francis P. Borden, III; Arkansas Minerals, Inc.; John C. Bradford; Candice Robinson and George H. Robinson, Jr.; Pamela Owens and David Owens; Clayton Douglas Rivenbark, Sr.; Mary Josephine McKnight Runge; Robert R. Aillet; Cynthia Aillet Murry; Ralph H. Baker, Jr. and Diane B. Rowland, Trustees of the Baker Mineral Trust created 06-10-82

TRACT 58

Township 145 North, Range 82 West
Section 5: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$
Surface Ownership: Brian A. Gutknecht
Coal Ownership: Brian A. Gutknecht

TRACT 59

Township 145 North, Range 82 West
Section 5: A 2 acre tract located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: John C. Samuelson and Helen K. Samuelson

TRACT 60

Township 145 North, Range 82 West
Section 5: SE $\frac{1}{4}$, less and except a 2 acre tract
Surface Ownership: The Falkirk Mining Company
Coal Ownership: John C. Samuelson and Helen K. Samuelson; AgriBank, FCB

TRACT 61

Township 145 North, Range 82 West
Section 5: SW $\frac{1}{4}$ less Outlot D
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Harry W. Samuelson, Jr. and Lois A. Samuelson; AgriBank, FCB

TRACT 61A

Township 145 North, Range 82 West
Section 5: Outlot D of the SW $\frac{1}{4}$
Surface Ownership: Great River Energy

Coal Ownership: Harry W. Samuelson, Jr. and Lois A. Samuelson; AgriBank, FCB

TRACT 62

Township 145 North, Range 82 West
Section 5: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$ less Outlots A, B, and C of the NW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: John C. Samuelson and Helen K. Samuelson; Elmer H. Schafer and Clara Schafer; Harry W. Samuelson and Lois A. Samuelson

TRACT 62A

Township 145 North, Range 82 West
Section 5: Outlots A, B and C of NW $\frac{1}{4}$
Surface Ownership: Great River Energy
Coal Ownership: John C. Samuelson and Helen K. Samuelson; Elmer H. Schafer and Clara Schafer; Harry W. Samuelson and Lois A. Samuelson

TRACT 63

Township 145 North, Range 82 West
Section 6: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Wilfred M. Baska and Alida B. Baska, Trustees, the Baska Family Trust

TRACT 64

Township 145 North, Range 82 West
Section 6: Lots 6, 7, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Ervin R. Schafer Revocable Trust; AgriBank, FCB

TRACT 65

Township 145 North, Range 82 West
Section 6: Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Ervin R. Schafer Revocable Trust

TRACT 66

Township 145 North, Range 82 West
Section 6: Lots 3, 4
Surface Ownership: The Falkirk Mining Company
Coal Ownership: The Lloyd G. Schafer Revocable Trust

TRACT 68

Township 145 North, Range 82 West
Section 8: A 81.82 acre tract of land located in the N $\frac{1}{2}$
Surface Ownership: Rainbow Energy Center, LLC
Coal Ownership: Rainbow Energy Center, LLC

TRACT 69

Township 145 North, Range 82 West
Section 9: That portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying within a 51.44 acre tract in the NW $\frac{1}{4}$
Surface Ownership: Great River Energy
Coal Ownership: Great River Energy; Patricia Borden Mosier; Therese Borden Sloane; James M. Borden; Francis P. Borden, III; Arkansas Minerals, Inc.; John C. Bradford; Candice S. Robinson and George H. Robinson, Jr.; Pamela Owens and David Owens; Clayton Douglas Rivenbark, Jr.; Rocky Mountain Oil, Gas and Minerals, LLC; Robert R. Aillet; Cynthia Aillet Murry; Lisa Baker Wilson and Diane B. Rowland, Trustees of the Baker Mineral Trust Created 06-10-82

TRACT 70

Township 145 North, Range 82 West
Section 9: That portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying within a 51.44 acre tract of land located in the NW $\frac{1}{4}$
Surface Ownership: Rainbow Energy Center, LLC
Coal Ownership: Rainbow Energy Center, LLC; AgriBank, FCB

TRACT 71

Township 145 North, Range 82 West
Section 9: A 0.53 acre tract of land in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
Surface Ownership: Rainbow Energy Center, LLC
Coal Ownership: Rainbow Energy Center, LLC; AgriBank, FCB

TRACT 72

Township 146 North, Range 82 West
Section 28: SW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Clara Mautz, Trustee of the Fred J. and Clara Mautz Trust dated 07-10-90; Duane Mautz; Kaye Joanne Jessen; Joyce L. Brun

TRACT 73

Township 146 North, Range 82 West
Section 28: SE $\frac{1}{4}$, west of Soo Line Railroad Right-of-Way
Surface Ownership: The Falkirk Mining Company
Coal Ownership: North Dakota De-

partment of Trust Lands; Robert Stadick; Anona Lundstrom and Bruce Lundstrom

TRACT 74

Township 146 North, Range 82 West
Section 33: E $\frac{1}{2}$ NE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Elaine Turner-Faulk; Verdjie A. Emineth; North Dakota Department of Trust Lands

TRACT 75

Township 146 North, Range 82 West
Section 33: W $\frac{1}{2}$ NE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Elaine Turner-Faulk; Terry R. Peterson and Norma C. Peterson; North Dakota Department of Trust Lands

TRACT 76

Township 146 North, Range 82 West
Section 33: NW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Carla Rae Jordan; Estate of Jack Louis Steinle; John Henry Steinle, III

TRACT 77

Township 146 North, Range 82 West
Section 34: N $\frac{1}{2}$ NW $\frac{1}{4}$ less Highway 83 and Soo Line Railroad right-of-ways
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Estate of Bertha Anderson

TRACT 78

Township 146 North, Range 82 West
Section 34: S $\frac{1}{2}$ NW $\frac{1}{4}$ less Highway 83 and Soo Line Railroad right-of-ways
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Estate of Bertha Anderson; Janelle L. Bruesch; Margaret A. Anderson; Charles D. Anderson; Mary J. Anderson; Thomas D. Anderson and Diane L. Anderson; Martha C. Click, Independent Executrix of the Estate of Mary Elizabeth Bass; Earl Schwartz Company; C. James Luther, Trustee of Trust B (non-marital trust) Pursuant to the Last Will and Testament of James H. Luther dated 11-01-74; Mary C. Wilday; Jean Taylor Clark, as Independent Executrix of the Estate of Charles Clark, Deceased; Judith P. Hoffman Trust U/A/D 11-22-94

TRACT 79

Township 146 North, Range 82 West
Section 34: NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, less Highway 83 and Soo Line Railroad right-of-ways

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Estate of Bertha Anderson; Thomas D. Anderson and Diane L. Anderson; Charles D. Anderson; Mary J. Anderson; Margaret A. Anderson; Janelle L. Bruesch; C. James Luther, Trustee of Trust B (non-marital trust) Pursuant to the Last Will and Testament of James H. Luther dated 11-01-74; Earl Schwartz Company; Mary C. Wilday; Jean Taylor Clark, as Independent Executrix of the Estate of Charles Clark, Deceased; Judith P. Hoffman Trust U/A/D 11-22-94; Harris Hutcheson Bass; Harris Hutcheson Bass and First National Bank of Fort Worth, Trustees U/W/O Mary Elizabeth Harris Bass

TRACT 80

Township 146 North, Range 82 West
Section 27: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ less Highway 83 and Soo Line Railroad right-of-ways

Surface Ownership: Michael R. Berg
Coal Ownership: Three Forks Oil Corporation; The Nokota Company; Lucille Neary; Estate of Bertha Anderson; Janelle L. Bruesch; Margaret A. Boston and Frank H. Boston; Thomas D. Anderson and Diane L. Anderson; Charles D. Anderson; Mary J. Anderson

A copy of the application for renewal and revision of a surface coal mining permit is 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 offices of the County Auditor, McLean County Courthouse, Washburn, ND, 58577.

Written comments, objections, or requests for informal conferences on the application may be submitted by any person with an interest which is or may be adversely affected to the North Dakota Public Service Commission, 600 East Boulevard Ave, Bismarck, ND, 58505-0480, within 30 days after the last publication of this notice. The written request should state the issues or objections regarding the renewal and revision.

(Feb. 22, 29 & Mar. 7, 2024)