

**North American  
COAL**

**FALKIRK MINE**

May 16, 2025

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

**RE: Affidavit of Publication for Revision 38 to Permit NAFK-9503**

Dear Mr. Emmer:

Please find enclosed copies of the Affidavit of Publication for Revision 38 to Falkirk's Mining Permit NAFK-9503. The publication was published for four (4) consecutive weeks in the McLean County Independent and the Bismarck Tribune on March 27<sup>th</sup>, April 3<sup>rd</sup>, 10<sup>th</sup>, and 17<sup>th</sup>, 2025.

If you have any questions or comments, please contact me at 250-2420.

Sincerely,

**THE FALKIRK MINING COMPANY**



Tara Voigt  
Executive Assistant II

TV  
Attachments

12 RC-25-77 Filed 05/16/2025 Pages: 4  
Revision 38 Publication Dates

Falkirk Mining Company  
Tara Voigt

**Falkirk Mine**  
2801 1st Street SW  
Underwood, ND 58576  
P: 701.442.5751 F: 701.250.2473  
[NACoal.com](http://NACoal.com)

*The Falkirk Mining Company, a subsidiary company of The North American Coal Corporation*

 A NACCO 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

**Mining Permit-NAFK-9503 PO #161055**

**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:

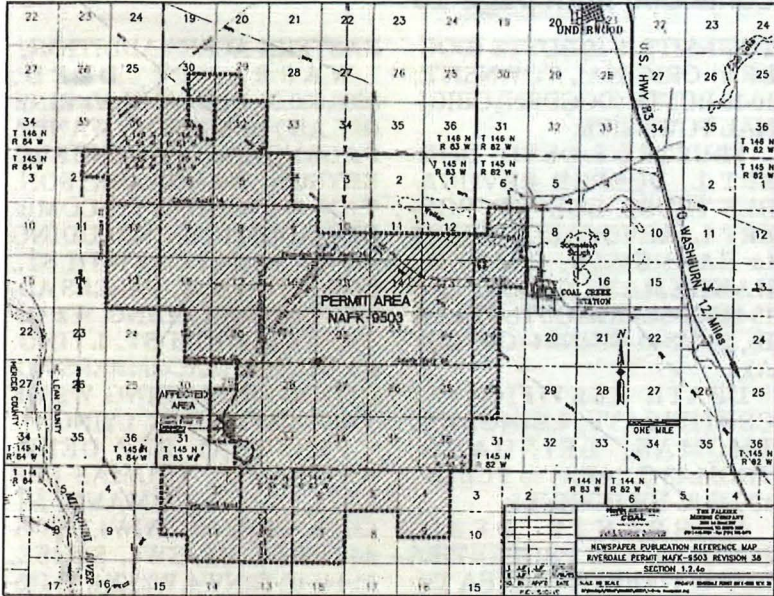
**4- McLean County Independent: 3/27/2025, 4/3/2025, 4/10/2025, 4/17/2025**

That the full amount of the fees for the publication of the annexed notice is: **\$ 360.84**

Subscribed and sworn to before me this  
**5/19/2025**

*Darla J Mautz*  
\_\_\_\_\_  
Darla J. Mautz, Notary Public  
State of North Dakota

**DARLA J MAUTZ**  
Notary Public  
State of North Dakota  
My commission expires July 22, 2026



## Notice Of A Filing To Revise A Permit For Surface Coal Mining Operations

The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed an application (Revision No. 38) to Permit NAFK-9503 to add mining plans on land owned by Falkirk in the E½ of the NW¼ of Section 32, T145N, R83W. Also, Falkirk has McLean County approval to conduct operations within 100 feet of the outside right-of-way of temporary relocated county road 17. As a result of this permit revision, Falkirk updated the introductory, legal, financial, compliance, surface and coal ownership information and the operation 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 owners of the surface and coal in the area affected by the permit revision are as follows:

**TRACT 148A**  
Township 145 North, Range 83 West  
Section 32: E½NW¼,  
Surface Ownership: The Falkirk Mining Company

Coal Ownership: The Stewart E. Bowers and Joyce W. Bowers 1989 Inter Vivos

Trust Dated 6-23-89; Robert C. Mann; Audrey M. Crum, Trustee of the Audrey M. Crum Revocable Trust Dated 02-07-17; Margaret E. Tollerud, as Trustee of the Margaret E. Tollerud

Revocable Trust Dated 02-19-10; J Hiram Moore, Ltd; MHM Resources, LP; Pheasant Energy;

El Paso Energy Engineering  
Copies of the application for this revision of a surface coal mining permit are available for public inspection at the offices of the North Dakota Public Service Commission, 600 East Boulevard Ave., Bismarck, ND 58505-0480 and at the office of the County Auditor, 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 concerns or objections regarding the revision.

\*\*\* Proof of Publication \*\*\*

State of Indiana )  
                          ) SS:  
County of Lake )

I, Ashty Singleton, 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:

March 29, 2025 and April 3, 10 & 17, 2025

THE FALKIRK MINING COMPANY

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

ORDER NUMBER 76447

Ashty Singleton  
SIGNATURE

Sworn and subscribed to before me this 18 day of  
April 2025

Sallie Gucwa  
Notary Public in and for the State of Indiana



Section: Legals

Category: 5380 Public Notices

PUBLISHED ON: 03/29/2025, 04/03/2025, 04/10/2025, 04/17/2025

TOTAL AD COST: 1406.99

FILED ON: 4/18/2025

**NOTICE OF A FILING TO REVISE A PERMIT FOR  
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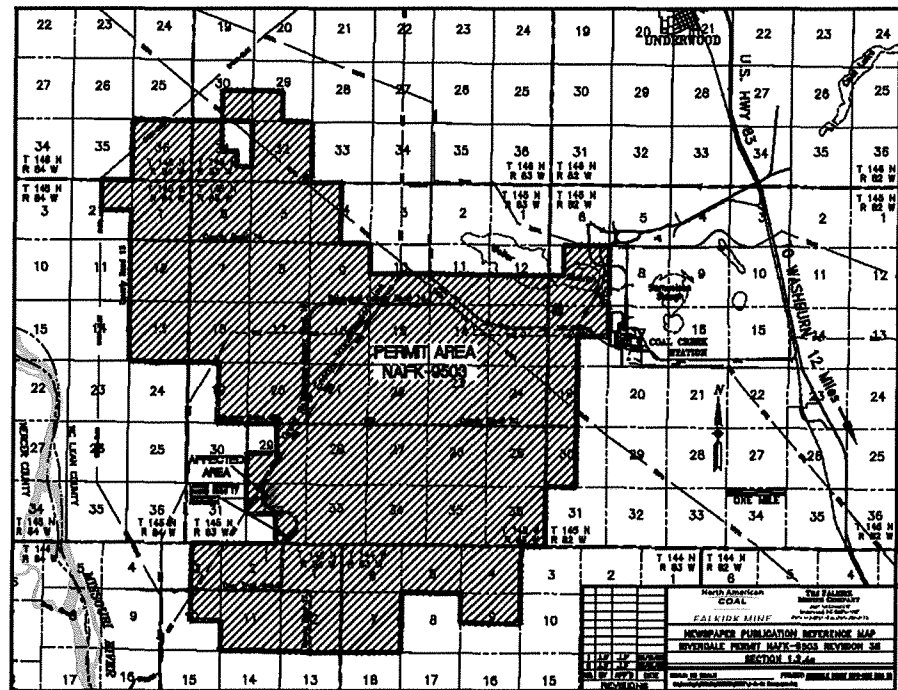
**Township 145 North, Range 83 West**

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Published: 3/29, 4/3, 4/10 & 4/17