

FALKIRK MINE

December 15, 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 45, Renewal #8 to Permit NAFK-8405

Dear Mr. Emmer:

Please find enclosed copies of the Affidavit of Publication for Revision 45, Renewal #8 to Falkirk's Mining Permit NAFK-8405. The publication was published for four (4) consecutive weeks in the McLean County Independent and the Bismarck Tribune on October 23, 30, November 6, and 13, 2025.

If you have any questions or comments, please contact me at 701-250-2420 or at tara.voigt@nacoal.com.

Sincerely,

THE FALKIRK MINING COMPANY



Tara Voigt
Technical Group Specialist

TV
Attachments

22 RC-25-241 Filed 12/15/2025 Pages: 13
Revision 45 Renewal 8 Affidavit of Publication with Tear Sheets

14 RC-25-242 Filed 12/15/2025 Pages: 13
Revision 45 Renewal 8 Affidavit of Publication with Tear Sheets

AFFIDAVIT OF PUBLICATION

The Bismarck Tribune
707 E Front Ave, Bismarck, ND 58506
(701) 223-2500

State of Florida, County of Orange, ss:

I, Edmar Corachia, of lawful age, being duly sworn upon oath depose and say that I am an agent of Column Software, PBC, duly appointed and authorized agent of the Publisher of The Bismarck Tribune, and that the publication(s) of the attached notice were made through The Bismarck Tribune on the following dates.

Publication Dates:

- Oct 23, 2025
- Oct 30, 2025
- Nov 6, 2025
- Nov 13, 2025

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Edmar Corachia

Agent

VERIFICATION

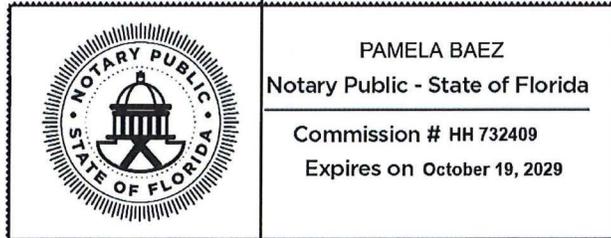
State of Florida
County of Orange

Signed or attested before me on this: 11/14/2025



Notary Public

Notarized remotely online using communication technology via Proof.



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 an application for renewal and an application to revise Surface Coal Mining Permit NAFK-8405, which contains 13,150.0 acres and is located in Section 3, Township 146 North, Range 82 West, Sections 6, 7, and 18 in Township 146 North, Range 81 West, Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 26, 27, 34, and 35 in Township 146 North, Range 82 West, and Sections 33, 34, 35, and 36 in Township 147 North, Range 82 West in McLean County, North Dakota. Renewal No. 8 to Permit NAFK-8405 will extend the permit term another five years until April 15, 2031 and Revision 45 identifies the coal removal areas for the next 5-year permit term. The revision application contains information to update the Permit in response to the Commission's pre-renewal review of the NAFK-8405 mining permit. The updated sections include introductory, legal, compliance, surface and coal interest and ownership, geology, fish and wildlife resources, operation plans, extended mining plans, transportation facilities, surface water management and reclamation plans and schedule. Also, Falkirk has McLean County approval to temporarily close the section line road (28th avenue NW) between the E1/2 of Section 8 and W1/2 of Section 9, T146N, R82W and the SE1/4 of Section 5 and the SW1/4 of Section 4, T146N, R82W, and temporarily relocate the road approximately 3/4 of a mile to the west of its current location. The temporary road will be in place for approximately 15 years.

The permit area is located approximately one-half mile east 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 1**
Township 146 North, Range 82 West
Section 22: NW1/4 less a strip of land 100.00 feet wide
Surface Ownership: The Estate of Michael R. Berg
Coal Ownership: The Estate of Michael R. Berg, North Dakota Department of Trust Lands
- TRACT 1A**
Township 146 North, Range 82 West
Section 22: A strip of land 100.00 feet wide lying south of, adjoining, and extending along the SE1/4 north line of the NW1/4, excepting all that portion lying within 33.00 feet of the section line.
Surface Ownership: State of North Dakota, subject to easement in McLean County, for the use and benefit of the North Dakota State Highway Department
Coal Ownership: State of North Dakota, subject to easement in McLean County, for the use and benefit of the North Dakota State Highway Department
- TRACT 2**
Township 146 North, Range 82 West
Section 22: NE1/4, less Outlot A
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Elton M. Dell; The Estate of Mony A. Dell; Maureen R. Mallock; The Falkirk Mining Company
- TRACT 3**
Township 146 North, Range 82 West
Section 22: SW1/4, less a 2.625 acre tract of land
Surface Ownership: The Estate of Michael R. Berg
Coal Ownership: Frank J. Bavendick and Joanne C. Bavendick; John R. Dyer and Lova Dyer; Northwestern National Bank of Minneapolis, as Trustee of Thomas J. Pearce Insurance Trust
- TRACT 4**
Township 146 North, Range 82 West
Section 22: SW1/4, less Outlot A and B
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Marilyn Wagner; Howard L. Ness; Troy Ness; Jeffrey Ness; Suzanne Fisher; Adeline Ness; Clark Ness; Lori Ross; Phyllis Brown; John W. Ness; Dale Ness
- TRACT 5**
Township 146 North, Range 82 West
Section 27: N1/2NW1/4
Surface Ownership: The Estate of Michael R. Berg
Coal Ownership: Martin Lohmann; David Lohmann; Amy Tangen; Ruth Smith; Leland J. Asch and Leone M. Asch
- TRACT 6**
Township 146 North, Range 82 West
Section 23: NW1/4, N1/2SW1/4
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1
- TRACT 6A**
Township 146 North, Range 82 West
Section 23: NE1/4
Surface Ownership: Chad Berg and Jennifer Berg
Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr; US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kirms; Robert V. Bolinke; Sharon Smith; Murray G. Sagsveen; Lance D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Beauclair; Anne Byrne Lewis
- TRACT 7**
Township 146 North, Range 82 West
Section 23: Outlot A in the S1/2SW1/4
Surface Ownership: Chad Berg and Jennifer Berg
Coal Ownership: Washburn Trust No. 1
- TRACT 7A**
Township 146 North, Range 82 West
Section 23: SE1/4 less: Lot 2, Block 1, Lot 3, Block 1, Lot 4, Block 1, Outlot A, Outlot B, and Outlot C
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr; US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kirms; Robert V. Bolinke; Sharon Smith; Murray G. Sagsveen; Lance D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Beauclair; Anne Byrne Lewis
- TRACT 7B**
Township 146 North, Range 82 West
Section 23: That part of Lot 3, Block 1 and Lot 4, Block 1 in the SE1/4
Surface Ownership: Waste Management of ND, Inc.
Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr; US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kirms; Robert V. Bolinke; Sharon Smith; Murray G. Sagsveen; Lance D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Beauclair; Anne Byrne Lewis
- TRACT 7C**
Township 146 North, Range 82 West
Section 23: That part of Lot 3, Block 1 lying in the SE1/2SW1/4
Surface Ownership: Waste Management of ND, Inc.
Coal Ownership: Washburn Trust No. 1
- TRACT 8**
Township 146 North, Range 82 West

- TRACT 21**
Township 146 North, Range 82 West
Section 34: NE1/4NE1/4
Surface Ownership: Gregory Jordahl and Mildred L. Jordahl
Coal Ownership: United States of America - Bureau of Land Management
- TRACT 22**
Township 146 North, Range 82 West
Section 35: NW1/4NW1/4, W1/2NE1/4NW1/4, S1/2NW1/4
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1
- TRACT 23**
Township 146 North, Range 82 West
Section 34: SE1/4NE1/4
Surface Ownership: Gregory Jordahl and Mildred L. Jordahl
Coal Ownership: Gregory Jordahl and Mildred L. Jordahl; Paul R. Glanville, Successor Trustee of the Margaret M. Glanville Revocable Trust dated 02-14-03; Altair Corporation; Gordon Valley; Andrew Anderson and Karen Anderson; Donna Sandvik; Dan Swanson; Randy Swanson; Lila Akan; Kenneth Fieldahl; Robert J. Pez; Evelyn Valey; Robert C. Mann; Audrey M. Crum, Trustee of the Audrey M. Crum Revocable Trust dated 02-07-17; Margaret E. Tollerud; Lias Sillassen; Fern Tosh; Pauline M. Rosberg; Winifred A. Marvin; Winifred A. Marvin and James W. Marvin; Stanley J. Patz; Meba M. Valley; Barre W. Valley; Leanne K. Day; Lloyd E. Anderson Limited Partnership; Wallace Anderson; Elizabeth D. Klabunde; Marilyn L. Beyer and James G. Beyer; Henry S. Anderson and Katherine Anderson; Eva Anderson; Lias Dangerfield
- TRACT 24**
Township 146 North, Range 82 West
Section 34: S1/2NW1/4 less Hwy. 83 and Soo Line Railroad right-of-ways
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Estate of Bertha Anderson; Janelle L. Brusoch; Margaret A. Anderson; Charles D. Anderson; Mary J. Anderson; Thomas D. Anderson and Diane L. Anderson; 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. Widay; Jean Taylor Clark, Independent Executrix of the Estate of Charles Clark, Deceased; Judith P. Hoffman Trust U/W/D 11-22-94; Martha C. Click, Independent Executrix of the Estate of Mary Elizabeth Bass
- TRACT 26**
Township 146 North, Range 82 West
Section 34: NW1/4SE1/4, NE1/4SW1/4, less Hwy. 83 and Soo Line Railroad right-of-ways
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Estate of Bertha Anderson; Janelle L. Brusoch; Margaret A. Anderson; Charles D. Anderson; Mary J. Anderson; Thomas D. Anderson and Diane L. Anderson; Harris Hulcheson Bass; Harris Hulcheson Bass and First National Bank of Fort Worth, Trustees U/W/O 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. Widay; Jean Taylor Clark, Independent Executrix of the Estate of Charles Clark, Deceased; Judith P. Hoffman Trust U/W/D 11-22-94
- TRACT 27**
Township 146 North, Range 82 West
Section 34: SE1/4SW1/4 less Hwy. 83 and Soo Line Railroad right-of-ways
Surface Ownership: The Falkirk Mining Company
Coal Ownership: United States of America - Bureau of Land Management
- TRACT 28**
Township 146 North, Range 82 West
Section 34: E1/2SE1/4, SW1/4SE1/4, less Hwy. 83 right-of-way
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Gregory Jordahl and Mildred L. Jordahl; Robert J. Pez; Elizabeth D. Klabunde; Marilyn L. Beyer and James G. Beyer; Donna Sandvik; Dan Swanson; Randy Swanson; Lila Akan; Kenneth Fieldahl; Stanley J. Patz; Andrew Anderson and Karen Anderson; Henry S. Anderson and Katherine Anderson; Paul R. Glanville, Successor Trustee of the Margaret M. Glanville Revocable Trust dated 02-14-03; Altair Corporation; Barre W. Valley; Leanne K. Day; Lloyd E. Anderson Limited Partnership; Wallace Anderson; Eva Anderson; Gordon Valley; Evelyn Valey; Robert C. Mann; Audrey M. Crum, Trustee of the Audrey M. Crum Revocable Trust dated 02-07-17; Margaret E. Tollerud; Lias Sillassen; Fern Tosh; Pauline M. Rosberg; Winifred A. Marvin; Winifred A. Marvin and James W. Marvin; Meba M. Valley; Lias Dangerfield
- TRACT 29**
Township 146 North, Range 82 West
Section 3: Lot 3 (39.29) and 4 (39.29); S2NW1/4; less a tract of land 100.00 feet wide located in the E1/2NE1/4NW1/4 (1.75 acres); and less all that portion of the W1/2 of Section 3, lying easterly of the easterly limits of the Soo Line Railroad. Excepting all that portion lying within 33.00 feet of the section line. Tract contains 0.69 acres, more or less.
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Laura M. Martinez; Michelle Wilson
- TRACT 29A**
Township 146 North, Range 82 West
Section 3: All that portion of the W1/2 of Section 3, lying easterly of the easterly limits of the Soo Line Railroad. Excepting all that portion lying within 33.00 feet of the section line. Tract contains 0.69 acres, more or less.
Surface Ownership: State of North Dakota for the use and benefit of the State Highway Department
Department Coal Ownership: State of North Dakota for the use and benefit of the State Highway Department
- TRACT 29B**
Township 146 North, Range 82 West
Section 3: NE1/4NE1/4, W1/2NE1/4, less Soo Line Railroad and less U.S. Highway 83 Right-of-Way
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Larry Schulz and Patricia Schulz; Martha C. Click, Independent Executrix of the Estate of Mary Elizabeth Bass; BM Marcus Royalty LLC; James H. Luther Royalty, LLC; Mary Langsd; Martha Bauran; El Campo Energy Partners, LLC; Roberts Royalty LLC; William F. Murray, Clyde M. Gurd and Grace L. Guld; Lucille Braun, Trustee of the W.L. Braun Oil Properties Revocable Trust dated 10-22-93
- TRACT 31**
Township 146 North, Range 82 West
Section 27: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. Highway No. 83 right-of-way, in the SW1/4
Section 34: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. No. 83 right-of-way, in the W1/2
Township 145 North, Range 82 West
Section 3: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. Highway No. 83 right-of-way, in the NW1/2
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 32**
Township 146 North, Range 82 West
Section 22: Commencing at the southwest corner of the SW1/4 of Section 22, extending along the west line of Section 22 to the east 77 rods due north of said quarter section corner to a point, and beginning

- TRACT 42**
Township 146 North, Range 81 West
Section 18: Lot 4
Surface Ownership: Collin R. Weisz and Vonnie Weisz
Coal Ownership: Collin R. Weisz and Vonnie Weisz; Lols L. Bailey; William J. Roadfield
- TRACT 44**
Township 146 North, Range 82 West
Section 13: All
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Washburn Trust No. 1
- TRACT 45**
Township 146 North, Range 82 West
Section 14: NE1/4
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Harlen Jesser; The Estate of Laurel Clark, Mike Jesser; Aidan Jesser; Kyle Jesser; The Estate of Theresa Brunner; Laurie Handeland; Corey Jesser
- TRACT 46**
Township 146 North, Range 82 West
Section 14: NW1/4
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Monty J. Miller and Wendy A. Miller
- TRACT 47**
Township 146 North, Range 82 West
Section 15: NE1/4
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Karen K. Johannes; Life Estate, Remaindermen: Cynthia R. Klingbeil, Ronald D. Johannes, Sidney L. Johannes, Chandra J. Longnecker
- TRACT 48**
Township 146 North, Range 82 West
Section 15: NW1/4
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Bavendick Minerals & Royalty, LLC; Neil William Dyer; Elizabeth C. Dyer; The Estate of Lorette H. Pearce
- TRACT 50**
Township 146 North, Range 82 West
Section 15: SW1/4
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 51**
Township 146 North, Range 82 West
Section 16: NE1/4 less a parcel of land located in the NE1/4
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Renee C. Thorp; John K. Thorp; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-02; Ellen Olson; M. Jean Sitz; Lori Gills, LLC; Jeff M. Leidholm; James P. Leidholm; Steven T. Leidholm; Kelley J. Leidholm; Patricia L. Schmitt
- TRACT 52**
Township 146 North, Range 82 West
Section 16: A parcel of land located in the NE1/4
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Renee C. Thorp; John K. Thorp; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-02; Ellen Olson; M. Jean Sitz; Lori Gills, LLC; Jeff M. Leidholm; James P. Leidholm; Steven T. Leidholm; Kelley J. Leidholm; Patricia L. Schmitt
- TRACT 53**
Township 146 North, Range 82 West
Section 16: NW1/4 lying north of New U.S. Highway 83 right-of-way, less that portion of Lot C
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Lynn H. Stewart Revocable Trust; Leslie Inkala; Wendy Mosman; Christie Jo Oyen; Pamela Villars, Life Estate; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk
- TRACT 54**
Township 146 North, Range 82 West
Section 16: E1/2SE1/4, lying east of U.S. Hwy. 83 right-of-way
Surface Ownership: The Falkirk Mining Company
Coal Ownership: North Dakota Department of Trust Lands; Lynn H. Stewart Revocable Trust; Leslie Inkala; Wendy Mosman; Christie Jo Oyen; Pamela Villars, Life Estate; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk
- TRACT 55**
Township 146 North, Range 82 West
Section 16: 0.18 acre in the northeast corner of the SW1/4, W1/2SE1/4 north of New U.S. Highway 83 right-of-way, less Lot C, Outlot A and Outlot B
Surface Ownership: The Falkirk Mining Company
Coal Ownership: North Dakota Department of Trust Lands; Denny R. Porta and Ruby J. Porta; Leslie Inkala; Wendy Mosman; Christie Jo Oyen; Pamela Villars, Life Estate; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk
- TRACT 56**
Township 146 North, Range 82 West
Section 16: Lot B
Surface Ownership: Denny R. Porta and Ruby J. Porta
Coal Ownership: North Dakota Department of Trust Lands; Denny R. Porta and Ruby J. Porta; Leslie Inkala; Wendy Mosman; Christie Jo Oyen; Pamela Villars, Life Estate; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk
- TRACT 57**
Township 146 North, Range 82 West
Section 16: Lot A in the SE1/4
Surface Ownership: Denny R. Porta and Ruby J. Porta
Coal Ownership: Denny R. Porta and Ruby J. Porta; North Dakota Department of Trust Lands
- TRACT 58**
Township 146 North, Range 82 West
Section 8: SE1/4 less U.S. Hwy. 83; less a strip of land 100.00 feet in width
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Claudia G. Tauer; Thomas Wilkinson; Mollie Jo Stremick; Abbie T. Geyer; Meghann L. Wilkinson Poku; Karin McCadam, Personal Representative of the Estate of Gunvor Gudbranson, deceased; Robert M. Gudbranson; Karin McCadam; The Estate of Mona Gudbranson, deceased; David Gudbranson
- TRACT 59**
Township 146 North, Range 82 West
Section 8: W1/2 east of the railroad, less U.S. Hwy. 83 and a strip of land 100.00 feet in width
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Karen Mitchell
- TRACT 60**
Township 146 North, Range 82 West
Section 9: SW1/4
Surface Ownership: Kenneth Stadick, Life Estate
Coal Ownership: Kenneth Stadick, Life Estate
- TRACT 60A**
Township 146 North, Range 82 West

Section 24: NW¼NW¼, S½NW¼, less a 9.87 acre tract located in the SW¼NW¼
 Surface Ownership: Chad Berg and Jennifer Berg
 Coal Ownership: Renee Heinle, Colin Weisz, Donald V. Koenig, Robert L. Koenig, Eileen J. Doble, James S. Koenig, Joy A. Person
TRACT 9
 Township 146 North, Range 82 West
 Section 24: NE¼NW¼
 Surface Ownership: Chad Berg and Jennifer Berg
 Coal Ownership: United States of America - Bureau of Land Management
TRACT 10A
 Township 146 North, Range 82 West
 Section 24: A 9.87 acre tract located in the SW¼NW¼
 Surface Ownership: Chad Berg and Jennifer Berg
 Coal Ownership: Colin R. Weisz and Vonnie Weisz; Donald V. Koenig; Robert L. Koenig; Eileen J. Doble, James S. Koenig, Joy A. Person
TRACT 13
 Township 146 North, Range 82 West
 Section 26: NW¼ less Lot 1, Block 2 in the NW¼ and Outlot A located in the E½NE¼NW¼
 Surface Ownership: Chad Berg and Jennifer Berg
 Coal Ownership: Alma E. Janke; Frank J. Bavendick
TRACT 15
 Township 146 North, Range 82 West
 Section 26: N½SW¼, SW¼SW¼, W½SE¼SW¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Diane L. Bakken; Bob, Truman Janke and Velma Janke; Doris E. Janke and Carmen N. White
TRACT 16
 Township 146 North, Range 82 West
 Section 27: W½NE¼, W½E½NE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Eileen Gutknecht
TRACT 17
 Township 146 North, Range 82 West
 Section 27: S½NW¼
 Surface Ownership: The Estate of Michael R. Berg
 Coal Ownership: Robert Stadick; Arona Lundstrom; Iona C. Stadick; Martin Lohmann; David Lohmann; Amy Tangen; Ruth Smith
TRACT 18
 Township 146 North, Range 82 West
 Section 27: SW¼ less Hwy. 83 and railroad right-of-ways
 Surface Ownership: The Estate of Michael R. Berg
 Coal Ownership: Janelle L. Bruesch; Margaret A. Boston and Frank H. Boston; Mary J. Anderson; Charles D. Anderson; Thomas D. Anderson and Diane L. Anderson; Bertha Anderson; The Nokota Company; Lucille F. Neary; Chad A. Winter; Joann Hall Swenson; John A. DePuy; Richard S. Johnson; Rhea A. Johnson; Anne M. Johnson, Trustee of the Margaret M. Olson Trust dated 03-14-12; B.M. Kennolly Farm Management Group, LP; Vivian Tunkler; Darne Bakken; Emily Laxdal Sommer; Stefan D. Laxdal; Edward Laxdal; Sidney S. Lawler, Trustee of the Sidney S. Lawler Trust dated 06-14-11; Arthur V. Seay III; T. S. Snyder; Patrick W. Fisher Minerals LLC; Gary N. Hagen; Andary Resources LLC; Gregory Paul Eizensmmer; Blaire Christie; John Knudson, Jr.; Mark S. Wilhelm; Mary Sandberger; Lagness Properties, a partnership; Claudette Mokcard; Torben Henrik Thies; FME, LLC; Spotted Dog Holdings, LLC; Linda S. Smith; Jennifer S. Rova; Galye Settle, Trustee of the Settle Bypass Trust, u/d 03-02-01; Gwendolyn M. Schaeffer; Megan R. Harris; Loretta Moe
TRACT 19
 Township 146 North, Range 82 West
 Section 27: SE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: LeRoy T. Parker and Virginia J. Parker, Trustees of the L. T. and V.J. Parker Family Trust dated 7-26-95
TRACT 20
 Township 146 North, Range 82 West
 Section 34: N½NW¼, W½NE¼, less Hwy. 83 and Soo Line Railroad right-of-ways
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Estate of Bertha Anderson
TRACT 59
 Township 146 North, Range 82 West
 Section 11: SW¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Monte J. Miller and Wendy A. Miller
TRACT 70
 Township 146 North, Range 82 West
 Section 12: S½NE¼, NE¼NW¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Rhonda Pfaff; John Frederick McNeely; Lisbeth Mary McNeely; David Satterlund McNeely; Jeffrey Alan McNeely; Jennifer Dean Cromwell; Christopher Brand Cromwell
TRACT 71
 Township 146 North, Range 82 West
 Section 12: NW¼NE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Falkirk Mining Company
TRACT 72
 Township 146 North, Range 82 West
 Section 12: NW¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Rhonda Pfaff
TRACT 73
 Township 146 North, Range 82 West
 Section 12: SW¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: AgriBank, FCB; Gary J. Mautz; Betty J. Hovey, Trustee of the Betty J. Hovey Revocable Family Trust dated 03-09-93; Wayne A. Lunde, Trustee of the Wayne A. Lunde Revocable Trust dated 09-09-92
TRACT 74
 Township 146 North, Range 82 West
 Section 12: SE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Rhonda Pfaff
TRACT 75
 Township 146 North, Range 82 West
 Section 7: Lots 1, 2, 3 & 4
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Washburn Trust No. 1
TRACT 76
 Township 146 North, Range 82 West
 Section 8: Lots 6, 7
 Surface Ownership: Emanuel Schauer
 Coal Ownership: Emanuel Schauer
TRACT 77
 Township 146 North, Range 82 West
 Section 1: SE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Rhonda Pfaff; North Dakota Department of Trust Lands
TRACT 78
 Township 146 North, Range 82 West
 Section 1: SW¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Eric Johnson and Lisa Johnson

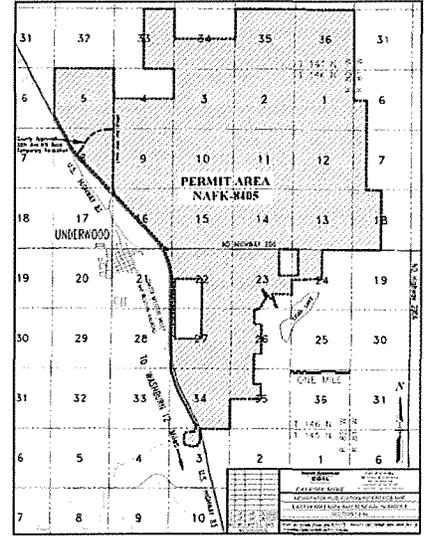
from that point by proceeding due east at right angles a distance of 21 rods; thence due north at right angles a distance of 20 rods; thence due west for a distance of 21 rods to the west section line of said section; thence due south along the west section line of said section a distance of 20 rods to the point of beginning, containing approximately 2 and 5/8 acres
 Surface Ownership: The Estate of Michael R. Berg
 Coal Ownership: The Estate of Michael R. Berg
TRACT 33
 Township 146 North, Range 82 West
 Section 21: That part of the NE¼ lying east of the Hwy. 83 right-of-way, less a 4.00 acre tract of land and less a 0.4166 acre tract of land
 Surface Ownership: Linda M. Pryor
 Coal Ownership: Linda M. Pryor
TRACT 34
 Township 146 North, Range 82 West
 Section 21: A 4.00 acre tract of land and a 0.4166 acre tract of land in the NE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Falkirk Mining Company
TRACT 35
 Township 146 North, Range 82 West
 Section 21: A 5.38 acre tract of land, insofar as it lies within the SE¼
 Surface Ownership: Waste Management of ND, Inc.
 Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr, US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kimris; Robert V. Boltnke; Sharon Smith; Murray G. Sagsveen; Charles D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Baucalar; Anne Byrne Lewis
TRACT 36
 Township 146 North, Range 82 West
 Section 23: A 5.38 acre tract of land, insofar as it lies within the SW¼
 Surface Ownership: Waste Management of ND, Inc.
 Coal Ownership: Washburn Trust No. 1
TRACT 37
 Township 146 North, Range 82 West
 Section 14: SE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Melva W. Berg and Agnes E. Berg; Marilyn Wagner; LeRoy Ness; Karen Ness; Troy Ness; Jeffery Ness; Suzanne Fisher; Clark Ness; Lori Ross; Phyllis Brown; John W. Ness; Dale Ness; Adeline Ness
TRACT 38
 Township 146 North, Range 82 West
 Section 14: SW¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Falkirk Mining Company, Rhonda Pfaff, Mary C. Hodges; Malcolm L. Dell; Maureen R. Matlock; The Estate of Monty A. Dell; Andrea Christine Dell, Life Estate; Amanda Nicole Boyer, Life Estate; Candra Kaye Dell, Life Estate
TRACT 39
 Township 146 North, Range 82 West
 Section 15: SE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Falkirk Mining Company, Mary C. Hodges; Malcolm L. Dell; Maureen R. Matlock; The Estate of Monty A. Dell; Andrea Christine Dell, Life Estate; Amanda Nicole Boyer, Life Estate, Candra Kaye Dell, Life Estate
TRACT 40
 Township 146 North, Range 82 West
 Section 18: E½W½
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Betty J. Hovey, Trustee of the Betty J. Hovey Revocable Family Trust dated 03-09-93; Gary J. Mautz; Wayne A. Lunde, Trustee of the Wayne A. Lunde Revocable Trust dated 09-09-92
TRACT 41
 Township 146 North, Range 82 West
 Section 18: SW¼, T. 3
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Renee Heinle; Colin Weisz; Collin R. Weisz and Vonnie Weisz; Lois L. Bately; Patricia J. Roadfield
 M. Meier, Frederick Wilson and Becki J. Wilson, North Dakota Department of Trust Lands
TRACT 89
 Township 146 North, Range 82 West
 Section 5: S½ less U.S. Hwy. 83, and less a strip, piece, or parcel of land 150.00 feet in width
 Surface Ownership: Knst D. Kjelstrup and Taryn Kjelstrup; Kjelstrup Land Holdings, LLLP
 Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann; Krist D. Kjelstrup and Taryn Kjelstrup; Kjelstrup Land Holdings, LLLP; Dorchester Minerals, LP; Pogo Producing Company, LLC
TRACT 90
 Township 146 North, Range 82 West
 Section 8: NE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Claudia G. Tauer
TRACT 9
 Township 146 North, Range 82 West
 Section 8: NW¼
 Surface Ownership: The Estate of Michael R. Berg
 Coal Ownership: Monte J. Miller
TRACT 92
 Township 146 North, Range 82 West
 Section 10: NW¼
 Surface Ownership: HV Busch Family Partnership
 Coal Ownership: HV Busch Family Partnership
TRACT 93
 Township 146 North, Range 82 West
 Section 22: Outlot A in the W½NE¼
 Surface Ownership: The Estate of Michael R. Berg
 Coal Ownership: Eileen M. Dell; The Estate of Monty A. Dell; Maureen R. Matlock; The Estate of Michael R. Berg
TRACT 94
 Township 146 North, Range 82 West
 Section 22: Outlot A located in the W½SE¼
 Surface Ownership: The Estate of Michael R. Berg
 Coal Ownership: Marilyn Wagner; Howard L. Ness; Troy Ness; Jeffery Ness; Suzanne Fisher; Adeline Ness; Clark Ness; Lori Ross; Phyllis Brown; John W. Ness; Dale Ness
TRACT 95
 Township 146 North, Range 82 West
 Section 22: Outlot B located in the E½SE¼SE¼
 Surface Ownership: The Estate of Michael R. Berg
 Coal Ownership: Marilyn Wagner; Howard L. Ness; Troy Ness; Jeffery Ness; Suzanne Fisher; Adeline Ness; Clark Ness; Lori Ross; Phyllis Brown; John W. Ness; Dale Ness
TRACT 9
 Township 146 North, Range 82 West
 Section 23: Outlot B and Outlot C in the SE¼
 Surface Ownership: Chad Berg and Jennifer Berg
 Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr; US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kimris; Robert V. Boltnke; Sharon Smith; Murray G. Sagsveen; Lance D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Baucalar; Anne Byrne Lewis

Section 9: Lot A in the SW¼NW¼
 Surface Ownership: Steven L. Heger and Katherine E. Heger
 Coal Ownership: Kenneth Sladick, Life Estate
TRACT 81
 Township 146 North, Range 82 West
 Section 9: SE¼ less a tract of land located in the SE4SE4
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Renee C. Thorp; John K. Thorp; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-14; Ellen Olson; M. Jean Siz; Lord Girls, LLC; Jeff M. Leidholm; James P. Leidholm; Steven T. Leidholm; Kelley J. Leidholm; Patricia L. Schmitt
TRACT 82
 Township 146 North, Range 82 West
 Section 9: A tract of land located in the SE4SE4
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Dennis R. Folden, Life Estate; Renee C. Thorp; John K. Thorp; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-14; Ellen Olson; M. Jean Siz; Lord Girls, LLC; Jeff M. Leidholm; James P. Leidholm; Steven T. Leidholm; Kelley J. Leidholm; Patricia L. Schmitt
TRACT 83
 Township 146 North, Range 82 West
 Section 10: N½SW¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Martha Specht; Nancy Walkins; Larry Woodall; Darraul S. Lindholm; Mary O'Brien Specht; Patricia Weiss; Richard Potter; William Potter; M. Jean Siz; Ellen Olson; Lord Girls, LLC; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-14; Jeff M. Leidholm; James P. Leidholm; Steven T. Leidholm; Kelley J. Leidholm; Patricia L. Schmitt
TRACT 84
 Township 146 North, Range 82 West
 Section 10: S½SW¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Martha Specht; Nancy Walkins; Larry Woodall; Darraul S. Lindholm; Mary O'Brien Specht; Patricia Weiss; Richard Potter; William Potter; Jessica Potter; Beverly A. Bergquist; Kenneth Gruber and Donna Grabinger; The Estate of Michael R. Berg; Steven Berg; Kathryn Anderson; Marcia Blotzke; Michael A. Love; Kimberly A. Reiner
TRACT 85
 Township 146 North, Range 82 West
 Section 10: E½ less and except 2.81 acres, 5.00 acres and 7.00 acres
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: United States of America - Bureau of Land Management; Bavendick Minerals & Royalty, LLC; Neil William Dyer; Elizabeth C. Dyer; The Estate of Loretta H. Pearce
TRACT 86
 Township 146 North, Range 82 West
 Section 10: A 5.00 acre tract and 7.00 acre tract of land lying in the SE¼
 Surface Ownership: The Falkirk Mining Company - Bureau of Land Management; Bavendick Minerals & Royalty, LLC; Neil William Dyer; Elizabeth C. Dyer; The Estate of Loretta H. Pearce
TRACT 87
 Township 146 North, Range 82 West
 Section 11: NW¼, SE¼ less 16.46 acres in the SE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Harlan Jesser; The Estate of Laurel Clark; Mike Jesser; Aidan Jesser; Kyle Jesser; The Estate of Theresa Brunner; Laurie Handeland; Corey Jesser
TRACT 88
 Township 146 North, Range 82 West
 Section 11: A 16.46 acre parcel of land in the SE¼
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Harlan Jesser; The Estate of Laurel Clark; Mike Jesser; Aidan Jesser; Kyle Jesser; The Estate of Theresa Brunner; Laurie Handeland; Corey Jesser
 Producing Company, LLC
TRACT 109
 Township 146 North, Range 82 West
 Section 5: Outlot B, located in Lot 1 and the S½NE¼
 Surface Ownership: Wade Haselev and Amanda Haselev - Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann; Wade Haselev and Amanda Haselev; Dorchester Minerals, LP; Pogo Producing Company, LLC
TRACT 109
 Township 146 North, Range 82 West
 Section 5: E½ of Lot 1, less Outlot B
 Surface Ownership: David P. Kjelstrup and Linda K. Kjelstrup
 Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann, David P. Kjelstrup and Linda K. Kjelstrup; Dorchester Minerals, LP; Pogo Producing Company, LLC
TRACT 110
 Township 146 North, Range 82 West
 Section 5: Lots 3, 4, S½NW¼
 Surface Ownership: Krist D. Kjelstrup and Taryn Kjelstrup; Kjelstrup Land Holdings, LLLP
 Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann; Krist D. Kjelstrup and Taryn Kjelstrup; Kjelstrup Land Holdings, LLLP; Dorchester Minerals, LP; Pogo Producing Company, LLC
TRACT 111
 Township 147 North, Range 82 West
 Section 33: NE¼, SE¼
 Surface Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17
 Coal Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17
TRACT 112
 Township 147 North, Range 82 West
 Section 34: SE¼
 Surface Ownership: Paulson Family Farms, LLLP
 Coal Ownership: Beverly Jean Paulson and Donald E. Paulson, Trustees Under the Beverly Jean Paulson Living Trust dated 12-03-04; Marion E. Benser, formerly Marion E. Arnesten; Dora E. Rindt
TRACT 113
 Township 147 North, Range 82 West
 Section 34: SW¼
 Surface Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17
 Coal Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17
TRACT 114
 Township 147 North, Range 82 West
 Section 35: NE¼, W½
 Surface Ownership: Richard V. Hanson and Karen A. Hanson
 Coal Ownership: Richard V. Hanson and Karen A. Hanson
TRACT 115
 Township 147 North, Range 82 West
 Section 35: SE¼
 Surface Ownership: The Falkirk Mining Company

Coal Ownership: Eric Johnson and Linda Johnson
TRACT 79
 Township 146 North, Range 82 West
 Section 2: SE $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Charles E. Stadick; Satin Marie Garner; Rose Ann Anderson; Charlan M. Berg
TRACT 80
 Township 146 North, Range 82 West
 Section 2: SW $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Eddie James Owens, Jr.; William L. Hollingsworth; Estate of Marie Joanne Simons Murray; Eugene & Joanne Murray Trust dated 06-01-90; Chapter of Delta Tau Delta Fraternity; Eva Frances Reuter; Paul Nicholas Reuter; Shylah Kay Karvo; Margaret L. Kjos; Patric A. Reuter; The University of North Dakota Foundation; Bavendick Minerals & Royalty, LLC; The Estate of Loretta H. Pearce; Neil William Dyer; Elizabeth C. Dyer
TRACT 81
 Township 146 North, Range 82 West
 Section 10: A tract of land in the SE $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: United States of America - Bureau of Land Management; The Falkirk Mining Company
TRACT 82
 Township 146 North, Range 82 West
 Section 16: Lot C insofar as it lies within the NW $\frac{1}{4}$, containing 8.80 acres more or less
 Surface Ownership: Laurance L. Heger and Nancy L. Heger
 Coal Ownership: Lynn H. Stewart Revocable Trust; Leslie Inkala; Wendy Hosman; Christie Jo Oyen; Pamela Villars, Life Estate; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk
TRACT 83
 Township 146 North, Range 82 West
 Section 16: Lot C insofar as it lies within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ and the W $\frac{1}{2}$ SE $\frac{1}{4}$
 Surface Ownership: Laurance L. Heger and Nancy L. Heger
 Coal Ownership: North Dakota Department of Trust Lands; Lynn H. Stewart Revocable Trust; Leslie Inkala; Wendy Hosman; Christie Jo Oyen; Pamela Villars, Life Estate; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk
TRACT 84
 Township 146 North, Range 82 West
 Section 3: SE $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Barbara Finneman and Jerry Finneman; Donna Sorensen and Chris Sorensen; Michael Huber and Cynthia Huber; United States of America - Bureau of Land Management
TRACT 85
 Township 146 North, Range 82 West
 Section 3: NW $\frac{1}{4}$ less a tract of land
 Surface Ownership: Stuart Busch and Paula Busch; Dallas Benzmiller and Vicki Benzmiller; Dennis J. Dietz life estate; Troy Buller and Stephanie Buller; Leslie Forland and Wendy Forland; Cassie Busch; Stacey Busch; Richard Brunelle and Deann Brunelle
 Coal Ownership: Stuart Busch and Paula Busch; Dallas Benzmiller and Vicki Benzmiller; Dennis J. Dietz life estate; Troy Buller and Stephanie Buller; Leslie Forland and Wendy Forland; Cassie Busch; Stacey Busch; Richard Brunelle and Deann Brunelle
TRACT 86
 Township 146 North, Range 82 West
 Section 3: Outlot A and the north 50 feet of Outlot B in the SW $\frac{1}{4}$, the south 257.50 feet of Outlot B in the SW $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Falkirk Mining Company
TRACT 87
 Township 146 North, Range 82 West
 Section 3: SW $\frac{1}{4}$ less that portion of Out Lot "B" contained therein
 Surface Ownership: HV Busch Family Partnership
 Coal Ownership: HV Busch Family Partnership
TRACT 88
 Township 146 North, Range 82 West
 Section 4: S $\frac{1}{2}$
 Surface Ownership: William G. Wilson, Jr. and Nancy Wilson
 Coal Ownership: William G. Wilson, Jr. and Nancy Wilson; Connie

Charles I. Cull; Grayce F. Cull; Elizabeth Dyrne Frierer; Jane Dyrne Beauclair; Anne Byrne Lewis
TRACT 97
 Township 146 North, Range 82 West
 Section 27: E $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$
 Surface Ownership: The Estate of Michael R. Berg
 Coal Ownership: Eileen Gutknecht
TRACT 98
 Township 146 North, Range 82 West
 Section 1: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Falkirk Mining Company
TRACT 99
 Township 146 North, Range 82 West
 Section 1: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, less a 20.66 acre tract of land lying in Lots 3 and 4
 Surface Ownership: James H. Coultz and Jacquelen Coultz
 Coal Ownership: James H. Coultz and Jacquelen Coultz; AgriBank, FCB
TRACT 100
 Township 146 North, Range 82 West
 Section 1: A 20.66 acre tract of land lying in Lots 3 and 4
 Surface Ownership: James Coultz and Jacquelen Coultz
 Coal Ownership: James Coultz and Jacquelen Coultz; AgriBank, FCB
TRACT 101
 Township 146 North, Range 82 West
 Section 2: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Falkirk Mining Company; North Dakota Department of Trust Lands
TRACT 102
 Township 146 North, Range 82 West
 Section 2: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, less Lot A in the NW $\frac{1}{4}$
 Surface Ownership: Paulson Family Farms, LLP
 Coal Ownership: United States of America - Bureau of Land Management
TRACT 103
 Township 146 North, Range 82 West
 Section 2: Lot A in the NW $\frac{1}{4}$
 Surface Ownership: Gary R. Heidelberger
 Coal Ownership: United States of America - Bureau of Land Management
TRACT 104
 Township 146 North, Range 82 West
 Section 3: NE $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Dallas Benzmiller and Vicki Benzmiller; Stuart Busch and Paula Busch; Dennis J. Dietz; Leslie Forland and Wendy Forland; Janitia Grewing and Dan Grewing; Troy Buller and Stephanie Buller; Stacey Busch; Cassie Busch; Bradley Busch; Tamara Paulsen and Keith Paulsen; Richard Brunelle and Deann Brunelle; The Falkirk Mining Company; United States of America - Bureau of Land Management
TRACT 105
 Township 146 North, Range 82 West
 Section 3: NW $\frac{1}{4}$
 Surface Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17
 Coal Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17
TRACT 106
 Township 146 North, Range 82 West
 Section 5: W $\frac{1}{2}$ of Lot 1, Lot 2, W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, less Outlot B
 Surface Ownership: Kjelstrup Land Holdings, LLLP
 Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann; Kjelstrup Land Holdings, LLLP; Dorchester Minerals, LP; Pogo Producing Company, LLC
TRACT 107
 Township 146 North, Range 82 West
 Section 5: E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, less Outlot B
 Surface Ownership: David P. Kjelstrup and Linda K. Kjelstrup
 Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann; David P. Kjelstrup and Linda K. Kjelstrup; Dorchester Minerals, LP; Pogo

Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Falkirk Mining Company; AgriBank, FCB
TRACT 116
 Township 147 North, Range 82 West
 Section 36: NE $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: North Dakota Department of Trust Lands
TRACT 117
 Township 147 North, Range 82 West
 Section 36: SE $\frac{1}{4}$, SW $\frac{1}{4}$
 Surface Ownership: North Dakota Department of Trust Lands
 Coal Ownership: North Dakota Department of Trust Lands
TRACT 118
 Township 147 North, Range 82 West
 Section 36: NW $\frac{1}{4}$ less Auditor's Lot A in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: North Dakota Department of Trust Lands
TRACT 119
 Township 147 North, Range 82 West
 Section 36: Auditor's Lot A in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
 Surface Ownership: McLean Sheridan Rural Water District
 Coal Ownership: North Dakota Department of Trust Lands
 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 concerns or objections regarding the renewal and revision.



Affidavit of Publication

STATE OF NORTH DAKOTA,
COUNTY OF McLean, ss.

I, Eden Brunsell, 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

Permit Renewal w/map PO#167513OP

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: 10/23/2025,
10/30/2025, 11/6/2025, 11/13/2025**

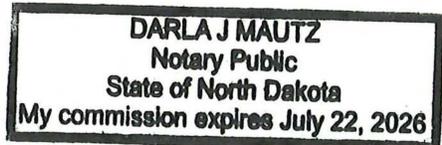
That the full amount of the fees for
the publication of the annexed notice is: **\$ 5436.36**

Eden Brunsell

Subscribed and sworn to before me this
11/25/2025

Darla J Mautz

Darla J. Mautz, Notary Public
State of North Dakota



The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed an application for renewal and an application to revise Surface Coal Mining Permit NAFK-8405, which contains 13,150.0 acres and is located in Section 3, Township 145 North, Range 82 West, Sections 6, 7, and 18 in Township 146 North, Range 81 West, Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 26, 27, 34, and 35 in Township 146 North, Range 82 West, and Sections 33, 34, 35, and 36 in Township 147 North, Range 82 West in McLean County, North Dakota. Renewal No. 8 to Permit NAFK-8405 will extend the permit term another five years until April 15, 2031 and Revision 45 identifies the coal removal areas for the next 5-year permit term. The revision application contains information to update the Permit in response to the Commission's pre-renewal review of the NAFK-8405 mining permit. The updated sections include introductory, legal, compliance, surface and coal interest and ownership, geology, fish and wildlife resources, operation plans, extended mining plans, transportation facilities, surface water management and reclamation plans and schedule. Also, Falkirk has McLean County approval to temporary close the section line road (28th avenue NW) between the E½ of Section 8 and W½ of Section 9, T146N, R82W and the SE¼ of Section 5 and the SW¼ of Section 4, T146N, R82W, and temporarily relocate the road approximately ¾ of a mile to the west of its current location. The temporary road will be in place for approximately 15 years.

The permit area is located approximately one-half mile east 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 1

Township 146 North, Range 82 West
Section 22: NW¼ less a strip of land
100.00 feet wide

Surface Ownership: The Estate of Michael R. Berg

Coal Ownership: The Estate of Michael R. Berg; North Dakota Department of Trust Lands

TRACT 1A

Township 146 North, Range 82 West
Section 22: A strip of land 100.00 feet wide lying south of, adjoining, and extending along the entire north line of the NW¼, excepting all that portion lying within 33.00 feet of the section line.

Surface Ownership: State of North Dakota, subject to easement in McLean County, for the use and benefit of the North Dakota State Highway Department

Coal Ownership: State of North Dakota, subject to easement in McLean County, for the use and benefit of the North Dakota State Highway Department

TRACT 2

Township 146 North, Range 82 West
Section 22: NE¼, less Outlot A
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Eileen M. Dell; The Estate of Monty A. Dell; Maureen R. Matlock; The Falkirk Mining Company

TRACT 3

Township 146 North, Range 82 West
Section 22: SW¼, less a 2.625 acre tract of land

Surface Ownership: The Estate of Michael R. Berg

Coal Ownership: Frank J. Bavendick and Joanne C. Bavendick; John R. Dyer and Lova Dyer; Northwestern National Bank of Minneapolis, as Trustee of Thomas J. Pearce Insurance Trust

TRACT 4

Township 146 North, Range 82 West
Section 22: SE¼, less Outlot A and B
Surface Ownership: The Falkirk Mining Company

Coal Ownership Marilyn Wagner; Howard L. Ness; Troy Ness; Jeffery Ness; Suzanne Fisher; Adeline Ness; Clark Ness; Lori Ross; Phyllis Brown; John W. Ness; Dale Ness

TRACT 5

Township 146 North, Range 82 West
Section 27: N½NW¼

Surface Ownership: The Estate of

Michael R. Berg

Coal Ownership: Martin Lohmann; David Lohmann; Amy Tangen; Ruth Smith; Leland J. Asch and Leone M. Asch

TRACT 6

Township 146 North, Range 82 West
Section 23: NW¼, N½SW¼

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Washburn Trust No. 1

TRACT 6A

Township 146 North, Range 82 West
Section 23: NE¼

Surface Ownership: Chad Berg and Jennifer Berg

Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr; US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kirmis; Robert V. Bolinke; Sharon Smith; Murray G. Sagsveen; Lance D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Beauclair; Anne Byrne Lewis

TRACT 7

Township 146 North, Range 82 West
Section 23: Outlot A in the S½SW¼

Surface Ownership: Chad Berg and Jennifer Berg

Coal Ownership: Washburn Trust No. 1

TRACT 7A

Township 146 North, Range 82 West
Section 23: SE¼ less: Lot 2, Block 1, Lot 3, Block 1, Lot 4, Block 1, Outlot A, Outlot B, and Outlot C

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr; US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kirmis; Robert V. Bolinke; Sharon Smith; Murray G. Sagsveen; Lance D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Beauclair; Anne Byrne Lewis

TRACT 7B

Township 146 North, Range 82 West
Section 23: That part of Lot 3, Block 1 And Lot 4, Block 1 in the SE¼

Surface Ownership: Waste Management of ND, Inc.

Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr; US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kirmis; Robert V. Bolinke; Sharon Smith; Murray G. Sagsveen; Lance D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Beauclair; Anne Byrne Lewis

TRACT 7C

Township 146 North, Range 82 West
Section 23: That part of Lot 3, Block 1 lying in the SE¼SW¼

Surface Ownership: Waste Management of ND, Inc.

Coal Ownership: Washburn Trust No. 1

TRACT 8

Township 146 North, Range 82 West
Section 24: NW¼NW¼, S½NW¼, less a 9.87 acre tract located in the SW4NW4

Surface Ownership: Chad Berg and Jennifer Berg

Coal Ownership: Renae Heinle; Collin Weisz; Donald V. Koenig; Robert L. Koenig; Eilene J. Doble; James S. Koenig; Joy A. Person

TRACT 9

Township 146 North, Range 82 West
Section 24: NE¼NW¼

Surface Ownership: Chad Berg and Jennifer Berg

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

TRACT 10A

Township 146 North, Range 82 West
Section 24: A 9.87 acre tract located in the SW4NW4

Surface Ownership: Chad Berg and Jennifer Berg

Coal Ownership: Collin R. Weisz and Vonnie Weisz; Donald V. Koenig; Robert L. Koenig; Eilene J. Doble; James S. Koenig; Joy A. Person

TRACT 13

Township 146 North, Range 82 West
Section 26: NW¼ less Lot 1, Block 2 in the NW¼ and Outlot A located in the E½NE¼NW¼

Surface Ownership: Chad Berg and Jennifer Berg

Coal Ownership: Alma E. Janke; Frank J. Bavendick

TRACT 15

Township 146 North, Range 82 West
Section 26: N½SW¼, SW¼SW¼, W½SE¼SW¼

Surface Ownership: The Falkirk Mining Company

Coal Ownership: The Estate of Michael R. Berg; Truman Janke and Velma Janke; Doris E. Janke and Carmen N. White

TRACT 16

Township 146 North, Range 82 West
Section 27: W½NE¼, W½E½NE¼

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Eileen Gutknecht

TRACT 17

Township 146 North, Range 82 West
Section 27: S½NW¼

Surface Ownership: The Estate of Michael R. Berg

Coal Ownership: Robert Stadick; Anona Lundstrom; Ione C. Stadick; Martin Lohmann; David Lohmann; Amy Tangen; Ruth Smith

TRACT 18

Township 146 North, Range 82 West
Section 27: SW¼ less Hwy. 83 and
railroad right-of-ways

Surface Ownership: The Estate of
Michael R. Berg

Coal Ownership: Janelle L. Bruesch;
Margaret A. Boston and Frank H.
Boston; Mary J. Anderson; Charles D.
Anderson; Thomas D. Anderson and
Diane L. Anderson; Bertha Anderson;
The Nokota Company; Lucille F. Neary;
Chad A. Winter; Joann Hall Swenson;
John A. DePuy; Richard S. Johnson;
Rita A. Johnson; Anne M. Johnson;
Trustee of the Margaret M. Olson Trust
dated 03-14-12; B.M. Kennelly Farm
Management Group, LLP; Vivian Dun-
bar; Dianne Bakken; Emily Laxdal Som-
mer; Stefan D. Laxdal; Edward Laxdal;
Sidney S. Lawler, Trustee of the Sidney
S. Lawler Trust dated 06-14-11; Arthur V.
Seay III; T. S. Snyder; Patrick W. Fisher
Minerals LLC; Gary N. Hagen; Andary
Resources LLC; Gregory Paul Eizen-
simmer; Blaire Christie; John Knudson,
Jr.; Mark S. Wilhelm; Mary Sandbergen;
Lagness Properties, a partnership; Clau-
dette Molcard; Torben Hendrik Thies;
FME, LLC; Spotted Dog Holdings, LLC;
Linda S. Smith; Jennifer S. Rova; Galye
Sette, Trustee of the Sette Bypass Trust,
udt 03-02-01; Gwendolyn M. Schaeffer;
Megan R. Harris; Loretta Moe

TRACT 19

Township 146 North, Range 82 West
Section 27: SE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: LeRoy T. Parker
and Virginia J. Parker, Trustees of the
L.T. and V.J. Parker Family Trust dated
7-26-95

TRACT 20

Township 146 North, Range 82 West
Section 34: N½NW¼, W½NE¼,
less Hwy. 83 and Soo Line Railroad
right-of-ways

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Estate of Bertha
Anderson

TRACT 21

Township 146 North, Range 82 West
Section 34: NE¼NE¼

Surface Ownership: Gregory Jordahl
and Mildred L. Jordahl

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

TRACT 22

Township 146 North, Range 82 West
Section 35: NW¼NW¼,
W½NE¼NW¼, S½NW¼

Surface Ownership: The Falkirk Min-
ing Company

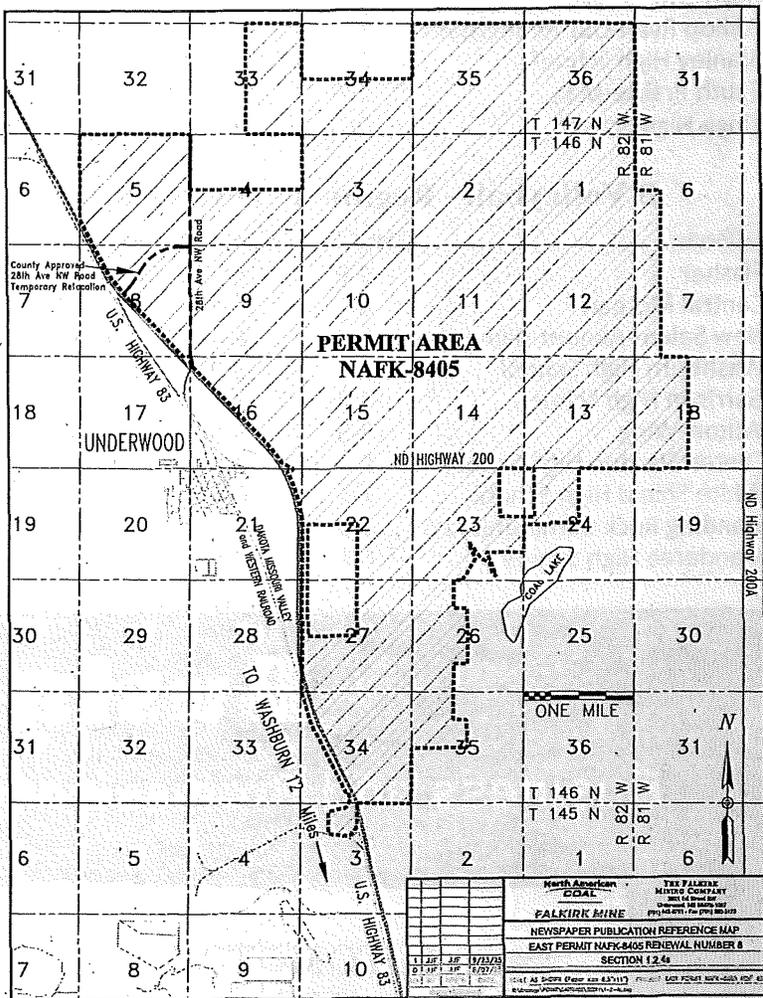
Coal Ownership: Washburn Trust
No. 1

TRACT 23

Township 146 North, Range 82 West
Section 34: SE¼NE¼

Surface Ownership: Gregory Jordahl
and Mildred L. Jordahl

Coal Ownership: Gregory Jordahl
and Mildred L. Jordahl; Paul R. Glanville,
Successor Trustee of the Margaret M.
Glanville Revocable Trust dated 02-14-
03; Altair Corporation; Gordon Valley;
Andrew Anderson and Karen Anderson;
Donna Sandvik; Dan Swanson; Randy
Swanson; Lila Akan; Kenneth Fjeldahl;
Robert J. Petz; Evelyn Valley; Robert
C. Mann; Audrey M. Crum, Trustee of
the Audrey M. Crum Revocable Trust
dated 02-07-17; Margaret E. Tollerud;
Lilas Sillasen; Fern Tosh; Pauline M.
Rosberg; Winifred A. Marvin; Winifred
A. Marvin and James W. Marvin; Stanley



J. Petz; Melba M. Valley; Barret W. Val-
ley; Leanne K. Day; Lloyd E. Anderson
Limited Partnership; Wallace Anderson;
Elizabeth D. Klabunde; Marilyn I. Beyer
and James G. Beyer; Henry S. Anderson
and Katherine Anderson; Eva Anderson;
Lilas Dangerfield

TRACT 24

Township 146 North, Range 82 West
Section 34: S½NW¼ less Hwy. 83
and Soo Line Railroad right-of-ways

Surface Ownership: The Falkirk Min-
ing 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; Earl Schwartz Com-
pany; 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, Independent Executrix of
the Estate of Charles Clark, Deceased;
Judith P. Hoffman Trust U/A/D 11-22-94;
Martha C. Click, Independent Executrix
of the Estate of Mary Elizabeth Bass

TRACT 26

Township 146 North, Range 82 West
Section 34: NW¼SE¼, NE¼SW¼,
less Hwy. 83 and Soo Line Railroad
right-of-ways

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Estate of Bertha
Anderson; Janelle L. Bruesch; Margaret
A. Anderson; Charles D. Anderson;
Mary J. Anderson; Thomas D. Ander-
son and Diane L. Anderson; Harris
Hutcheson Bass; Harris Hutcheson
Bass and First National Bank of Fort
Worth, Trustees U/W/O Mary Elizabeth
Harris 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, Independent Executrix of
the Estate of Charles Clark, Deceased;
Judith P. Hoffman Trust U/A/D 11-22-94

TRACT 27

Township 146 North, Range 82 West
Section 34: SE¼SW¼ less Hwy.
83 and Soo Line Railroad right-of-ways

Surface Ownership: The Falkirk Min-
ing Company

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

TRACT 28

Township 146 North, Range 82 West
Section 34: E½SE¼, SW¼SE¼, less
Hwy. 83 right-of-way

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Gregory Jordahl
and Mildred L. Jordahl; Robert J. Petz;
Elizabeth D. Klabunde; Marilyn I. Beyer
and James G. Beyer; Donna Sandvik;
Dan Swanson; Randy Swanson; Lila
Akan; Kenneth Fjeldahl; Stanley J. Petz;

Andrew Anderson and Karen Anderson; Henry S. Anderson and Katherine Anderson; Paul R. Glanville, Successor Trustee of the Margaret M. Glanville Revocable Trust dated 02-14-03; Altair Corporation; Barret W. Valley; Leanne K. Day; Lloyd E. Anderson Limited Partnership; Wallace Anderson; Eva Anderson; Gordon Valley; Evelyn Valley; Robert C. Mann; Audrey M. Crum, Trustee of the Audrey M. Crum Revocable Trust dated 02-07-17; Margaret E. Tollerud; Lilas Sil-lasen; Fern Tosh; Pauline M. Rosberg; Winifred A. Marvin; Winifred A. Marvin and James W. Marvin; Melba M. Valley; Lilas Dangerfield

TRACT 29

Township 145 North, Range 82 West Section 3: Lot 3 (39.26) and 4 (39.29); S2NW4; less a tract of land 100.00 feet wide located in the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ (1.75 acres); and less all that portion of the W $\frac{1}{2}$ of Section 3, lying easterly of the easterly limits of the Soo Line Railroad. Excepting all that portion lying within 33.00 feet of the section line. Tract contains 0.69 acres, more or less.

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Laura M. Martinez; Michelle Wilson

TRACT 29A

Township 145 North, Range 82 West Section 3: All that portion of the W $\frac{1}{2}$ of Section 3, lying easterly of the easterly limits of the Soo Line Railroad. Excepting all that portion lying within 33.00 feet of the section line. Tract contains 0.69 acres, more or less.

Surface Ownership: State of North Dakota for the use and benefit of the State Highway Department

Coal Ownership: State of North Dakota for the use and benefit of the State Highway Department

TRACT 29B

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

Surface Ownership: The Falkirk Mining Company

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

TRACT 31

Township 146 North, Range 82 West Section 27: A strip of land 100 ft. wide, running west of, adjacent to and

parallel with U.S. Highway No. 83 right-of-way, in the SW $\frac{1}{4}$

Section 34: A strip of land 100 ft. wide, running west of, adjacent to and parallel with U.S. No. 83 right-of-way, in the W $\frac{1}{2}$

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

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 32

Township 146 North, Range 82 West Section 22: Commencing at the southwest corner of the SW $\frac{1}{4}$ of Section 22, extending along the west line of said Section line 77 rods due north of said quarter section corner to a point, and beginning from that point by proceeding due east at right angles a distance of 21 rods; thence due north at right angles a distance of 20 rods; thence due west for a distance of 21 rods to the west section line of said section; thence due south along the west section line of said section a distance of 20 rods to the point of beginning, containing approximately 2 and 5/8 acres.

Surface Ownership: The Estate of Michael R. Berg

Coal Ownership: The Estate of Michael R. Berg

TRACT 33

Township 146 North, Range 82 West Section 21: That part of the NE $\frac{1}{4}$ lying east of the Hwy. 83 right-of-way, less a 4.00 acre tract of land and less a 0.4166 acre tract of land

Surface Ownership: Linda M. Pryor
Coal Ownership: Linda M. Pryor

TRACT 34

Township 146 North, Range 82 West Section 21: A 4.00 acre tract of land and a 0.4166 acre tract of land in the NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: The Falkirk Mining Company

TRACT 35

Township 146 North, Range 82 West Section 23: A 5.38 acre tract of land, insofar as it lies within the SE $\frac{1}{4}$

Surface Ownership: Waste Management of ND, Inc.

Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr; US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kirmis; Robert V. Bolinke; Sharon Smith; Murray G. Sagsveen; Lance D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Beauclair; Anne Byrne Lewis

TRACT 36

Township 146 North, Range 82 West Section 23: A 5.38 acre tract of land, insofar as it lies within the SW $\frac{1}{4}$

Surface Ownership: Waste Management of ND, Inc.

Coal Ownership: Washburn Trust No. 1

Township 146 North, Range 82 West Section 14: SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Melvin W. Berg and Agnes E. Berg; Marilyn Wagner; LeRoy Ness; Karen Ness; Troy Ness; Jeffery Ness; Suzanne Fisher; Clark Ness; Lori Ross; Phyllis Brown; John W. Ness; Dale Ness; Adeline Ness

TRACT 38

Township 146 North, Range 82 West Section 14: SW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: The Falkirk Mining Company, Rhonda Pfaff; Mary C. Hodges; Malcolm L. Dell; Maureen R. Matlock; The Estate of Monty A. Dell; Andrea Christine Dell, Life Estate; Amanda Nicole Boyer, Life Estate; Calandra Kaye Dell, Life Estate

TRACT 39

Township 146 North, Range 82 West Section 15: SE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: The Falkirk Mining Company; Mary C. Hodges; Malcolm L. Dell; Maureen R. Matlock; The Estate of Monty A. Dell; Andrea Christine Dell, Life Estate; Amanda Nicole Boyer, Life Estate; Calandra Kaye Dell, Life Estate

TRACT 40

Township 146 North, Range 81 West Section 18: E $\frac{1}{2}$ W $\frac{1}{2}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Betty J. Hovey, Trustee of the Betty J. Hovey Revocable Family Trust dated 03-09-93; Gary J. Mautz; Wayne A. Lunde, Trustee of the Wayne A. Lunde Revocable Trust dated 09-09-92

TRACT 41

Township 146 North, Range 81 West Section 18: Lots, 1, 2, 3

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Renae Heinle; Collin Weisz; Collin R. Weisz and Vonnie Weisz; Lois L. Bailey; William J. Roadfeldt

TRACT 42

Township 146 North, Range 81 West Section 18: Lot 4

Surface Ownership: Collin R. Weisz and Vonnie Weisz

Coal Ownership: Collin R. Weisz and Vonnie Weisz; Lois L. Bailey; William J. Roadfeldt

TRACT 44

Township 146 North, Range 82 West Section 13: All

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Washburn Trust No. 1

TRACT 45

Township 146 North, Range 82 West Section 14: NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Harlen Jesser; The Estate of Laurel Clark; Mike Jesser; Aidan Jesser; Kyle Jesser; The Estate of Theresa Brunner; Laurie Handeland; Corey Jesser

TRACT 46

Township 146 North, Range 82 West Section 14: NW $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Monty J. Miller and Wendy A. Miller

TRACT 47

Township 146 North, Range 82 West
Section 15: NE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Karen K. Johannes, Life Estate, Remaindermen: Cynthia R. Klingbeil, Ronald D. Johannes, Sidney L. Johannes, Chandra J. Longnecker

TRACT 48

Township 146 North, Range 82 West
Section 15: NW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Bavendick Minerals & Royalty, LLC; Neil William Dyer; Elizabeth C. Dyer; The Estate of Lolette H. Pearce

TRACT 50

Township 146 North, Range 82 West
Section 15: SW $\frac{1}{4}$
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 51

Township 146 North, Range 82 West
Section 16: NE $\frac{1}{4}$ less a parcel of land located in the NE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Renee C. Thorp; John K. Thorp; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-14; Ellen Olson; M. Jean Sitz; Lord Girls, LLC; Jeff M. Leidholm; James P. Leidholm; Steven T. Leidholm; Kelley J. Leidholm; Patricia L. Schmitt

TRACT 52

Township 146 North, Range 82 West
Section 16: A parcel of land located in the NE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Renee C. Thorp; John K. Thorp; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-14; Ellen Olson; M. Jean Sitz; Lord Girls, LLC; Jeff M. Leidholm; James P. Leidholm; Steven T. Leidholm; Kelley J. Leidholm; Patricia L. Schmitt

TRACT 53

Township 146 North, Range 82 West
Section 16: NW $\frac{1}{4}$ lying north of New U.S. Highway 83 right-of-way, less that portion of Lot C
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Lynn H. Stewart Revocable Trust; Leslie Inkala; Wendy Mosman; Christie Jo Oyen; Pamela

Villars, Life Estate; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk

TRACT 54

Township 146 North, Range 82 West
Section 16: E $\frac{1}{2}$ SE $\frac{1}{4}$, lying east of U.S. Hwy. 83 right-of-way
Surface Ownership: The Falkirk Mining Company

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

TRACT 55

Township 146 North, Range 82 West
Section 16: 0.18 acre in the northeast corner of the SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ north of New U.S. Highway 83 right-of-way, less Lot C, Outlot A and Outlot B
Surface Ownership: The Falkirk Mining Company

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

TRACT 56

Township 146 North, Range 82 West
Section 16: Lot B
Surface Ownership: Denny R. Portra and Ruby J. Portra

Coal Ownership: North Dakota Department of Trust Lands; Denny R. Portra and Ruby J. Portra; Leslie Inkala; Wendy Mosman; Christie Jo Oyen; Pamela Villars, Life Estate; Melanie Casanova; Camille C. Bonstrom; Chandler L. Feuk; Brad Feuk

TRACT 57

Township 146 North, Range 82 West
Section 16: Lot A in the SE $\frac{1}{4}$
Surface Ownership: Denny R. Portra and Ruby J. Portra

Coal Ownership: Denny R. Portra and Ruby J. Portra; North Dakota Department of Trust Lands

TRACT 58

Township 146 North, Range 82 West
Section 8: SE $\frac{1}{4}$ less U.S. Hwy. 83; less a strip of land 100.00 feet in width
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Claudia G. Tauer; Thomas Wilkinson; Mollie Jo Stremick; Abbie T. Geyer; Meghann L. Wilkinson Poku; Karin McCadam, Personal Representative of the Estate of Gunvor Gudbranson, deceased; Robert M. Gudbranson; Karin McCadam; The Estate of Mona Gudbranson, deceased; David Gudbranson

TRACT 59

Township 146 North, Range 82 West
Section 8: W $\frac{1}{2}$ east of the railroad, less U.S. Hwy. 83 and a strip of land 100.00 feet in width

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Karen Mitchell

TRACT 60

Township 146 North, Range 82 West
Section 9: SW $\frac{1}{4}$

Surface Ownership: Kenneth Stadick, Life Estate

Coal Ownership: Kenneth Stadick, Life Estate

TRACT 60A

Township 146 North, Range 82 West
Section 9: Lot A in the SW $\frac{1}{4}$ NW $\frac{1}{4}$
Surface Ownership: Steven L. Heger and Katherine E. Heger

Coal Ownership: Kenneth Stadick, Life Estate

TRACT 61

Township 146 North, Range 82 West
Section 9: SE $\frac{1}{4}$ less a tract of land located in the SE4SE4

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Renee C. Thorp; John K. Thorp; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-14; Ellen Olson; M. Jean Sitz; Lord Girls, LLC; Jeff M. Leidholm; James P. Leidholm; Steven T. Leidholm; Kelley J. Leidholm; Patricia L. Schmitt

TRACT 62

Township 146 North, Range 82 West
Section 9: A tract of land located in the SE4SE4

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Dennis R. Folden, Life Estate; Renee C. Thorp; John K. Thorp; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-14; Ellen Olson; M. Jean Sitz; Lord Girls, LLC

TRACT 63

Township 146 North, Range 82 West
Section 10: N $\frac{1}{2}$ SW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Martha Specht; Nancy Watkins; Larry Woodall; Daral S. Lindholm; Mary O'Brien Specht; Jessica Potter; Patricia Weiss; Richard Potter; William Potter; M. Jean Sitz; Ellen Olson; Lord Girls, LLC; George M. Ackre and Susan R. Ackre; James R. Britton, as Trustee of the James R. Britton Family Trust; Janet G. Britton, Trustee of the Britton Trust dated 10-20-14; Jeff M. Leidholm; James P. Leidholm; Steven T. Leidholm; Kelley J. Leidholm; Patricia L. Schmitt

TRACT 64

Township 146 North, Range 82 West
Section 10: S $\frac{1}{2}$ SW $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Martha Specht; Nancy Watkins; Larry Woodall; Daral S. Lindholm; Mary O'Brien Specht; Patricia Weiss; Richard Potter; William Potter; Jessica Potter; Beverly A. Bergquist; Kenneth Grabinger and Donna Grabinger; The Estate of Michael R. Berg; Steven Berg; Kathryn Anderson; Marcia Blotske; Michael A. Love; Kimberly A. Reiner

TRACT 65

Township 146 North, Range 82 West
Section 10: E $\frac{1}{2}$ less and except 2.81 acres, 5.00 acres and 7.00 acres
Surface Ownership: The Falkirk Mining Company

Coal Ownership: United States of America - Bureau of Land Management; Bavendick Minerals & Royalty, LLC; Neil William Dyer; Elizabeth C. Dyer; The Estate of Lolette H. Pearce

TRACT 66

Township 146 North, Range 82 West
Section 10: A 5.00 acre tract and
7.00 acre tract of land lying in the SE¼
Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: United States of
America - Bureau of Land Management;
Bavendick Minerals & Royalty, LLC; Neil
William Dyer; Elizabeth C. Dyer; The
Estate of Lolette H. Pearce

TRACT 67

Township 146 North, Range 82 West
Section 11: N½, SE¼ less 16.46
acres in the SE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Harlen Jesser; The
Estate of Laurel Clark; Mike Jesser;
Aidan Jesser; Kyle Jesser; The Estate of
Theresa Brunner; Laurie Handeland;
Corey Jesser

TRACT 68

Township 146 North, Range 82 West
Section 11: A 16.46 acre parcel of
land in the SE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Harlen Jesser; The
Estate of Laurel Clark; Mike Jesser;
Aidan Jesser; Kyle Jesser; The Estate of
Theresa Brunner; Laurie Handeland;
Corey Jesser

TRACT 69

Township 146 North, Range 82 West
Section 11: SW¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Monte J. Miller and
Wendy A. Miller

TRACT 70

Township 146 North, Range 82 West
Section 12: S½NE¼, NE¼NE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Rhonda Pfaff;
John Frederick McNeely; Lisbeth Mary
McNeely; David Satterlund McNeely;
Jeffrey Alan McNeely; Jennifer Dean
Cromwell; Christopher Brand Cromwell

TRACT 71

Township 146 North, Range 82 West
Section 12: NW¼NE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: The Falkirk Mining
Company

TRACT 72

Township 146 North, Range 82 West
Section 12: NW¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Rhonda Pfaff

TRACT 73

Township 146 North, Range 82 West
Section 12: SW¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: AgriBank, FCB;
Gary J. Mautz; Betty J. Hovey, Trustee
of the Betty J. Hovey Revocable Family
Trust dated 03-09-93; Wayne A. Lunde,
Trustee of the Wayne A. Lunde Revo-
cable Trust dated 09-09-92

TRACT 74

Township 146 North, Range 82 West
Section 12: SE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Rhonda Pfaff

TRACT 75

Township 146 North, Range 81 West
Section 7: Lots 1, 2, 3 & 4

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Washburn Trust
No. 1

TRACT 76

Township 146 North, Range 81 West
Section 6: Lots 6, 7

Surface Ownership: Emanuel Schau-
er

Coal Ownership: Emanuel Schauer

TRACT 77

Township 146 North, Range 82 West
Section 1: SE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Rhonda Pfaff; North
Dakota Department of Trust Lands

TRACT 78

Township 146 North, Range 82 West
Section 1: SW¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Eric Johnson and
Lona Johnson

TRACT 79

Township 146 North, Range 82 West
Section 2: SE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Charles E. Stadick;
Satin Marie Garner; Rose Ann Ander-
son; Charlain M. Berg

TRACT 80

Township 146 North, Range 82 West
Section 2: SW¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Eddie James Ow-
ens, Jr.; William L. Hollingsworth; Es-
tate of Marie Joanne Simons Murray;
Eugene & Joanne Murray Trust dated
06-01-90; Chapter of Delta Tau Delta
Fraternity; Eva Frances Reuter; Paul
Nicholas Reuter; Shylah Kay Karvo;
Margaret L. Kjos; Patric A. Reuter; The
University of North Dakota Foundation;
Bavendick Minerals & Royalty, LLC; The
Estate of Lolette H. Pearce; Neil William
Dyer; Elizabeth C. Dyer

TRACT 81

Township 146 North, Range 82 West
Section 10: A tract of land in the SE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: United States of
America - Bureau of Land Management;
The Falkirk Mining Company

TRACT 82

Township 146 North, Range 82 West
Section 16: Lot C insofar as it lies
within the NW¼, containing 8.80 acres
more or less

Surface Ownership: Laurance L.
Heger and Nancy L. Heger

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

TRACT 83

Township 146 North, Range 82 West
Section 16: Lot C insofar as it
lies within the N½NE¼SW¼ and the
W½SE¼

Surface Ownership: Laurance L.
Heger and Nancy L. Heger

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

TRACT 84

Township 146 North, Range 82 West
Section 3: SE¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: Barbara Finneman
and Jerry Finneman; Donna Sorensen
and Chris Sorensen; Michael Huber and
Cynthia Huber; United States of America
- Bureau of Land Management

TRACT 85

Township 146 North, Range 82 West
Section 3: N½SW¼ less a tract of
land

Surface Ownership: Stuart Busch
and Paula Busch; Dallas Benzmilller
and Vicki Benzmilller; Dennis J. Dietz life
estate; Troy Buller and Stephanie Buller;
Leslie Forland and Wendy Forland;
Cassie Busch; Stacey Busch; Richard
Brunelle and Deann Brunelle

Coal Ownership: Stuart Busch and
Paula Busch; Dallas Benzmilller and

Vicki Benzmilller; Dennis J. Dietz life
estate; Troy Buller and Stephanie Buller;
Leslie Forland and Wendy Forland;
Cassie Busch; Stacey Busch; Richard
Brunelle and Deann Brunelle

TRACT 86

Township 146 North, Range 82 West
Section 3: Outlot A and the north 50
feet of Outlot B in the SW¼, the south
257.50 feet of Outlot B in the SW¼

Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: The Falkirk Mining
Company

TRACT 87

Township 146 North, Range 82 West
Section 3: S½SW¼ less that portion
of Out Lot "B" contained therein

Surface Ownership: HV Busch Family
Partnership

Coal Ownership: HV Busch Family
Partnership

TRACT 88

Township 146 North, Range 82 West
Section 4: S½

Surface Ownership: William G. Wil-
son, Jr. and Nancy Wilson

Coal Ownership: William G. Wilson,
Jr. and Nancy Wilson; Connie M. Meier;
Frederick Wilson and Becki J. Wilson;
North Dakota Department of Trust Lands

TRACT 89

Township 146 North, Range 82 West
Section 5: S½ less U.S. Hwy. 83,
and less a strip, piece, or parcel of land
150.00 feet in width

Surface Ownership: Krist D. Kjelstrup
and Taryn Kjelstrup; Kjelstrup Land
Holdings, LLLP

Coal Ownership: Sue Ellen Gruman
Kraft; Karla Gruman Rippchen; Audra
Rose Copp; Mark Edward Gruman; Ca-
mille Wissmann; Krist D. Kjelstrup and
Taryn Kjelstrup; Kjelstrup Land Holdings,
LLLP; Dorchester Minerals, LP; Pogo
Producing Company, LLC

TRACT 90

Township 146 North, Range 82 West
Section 8: NE $\frac{1}{4}$
Surface Ownership: The Falkirk Mining Company

Coal Ownership: Claudia G. Tauer

TRACT 91

Township 146 North, Range 82 West
Section 9: NW $\frac{1}{4}$ less Lot A in the SW $\frac{1}{4}$ NW $\frac{1}{4}$

Surface Ownership: Monte J. Miller

Coal Ownership: Monte J. Miller

TRACT 92

Township 146 North, Range 82 West
Section 10: NW $\frac{1}{4}$
Surface Ownership: HV Busch Family Partnership

Coal Ownership: HV Busch Family Partnership

TRACT 93

Township 146 North, Range 82 West
Section 22: Outlot A in the W $\frac{1}{2}$ NE $\frac{1}{4}$
Surface Ownership: The Estate of Michael R. Berg

Coal Ownership: Eileen M. Dell; The Estate of Monty A. Dell; Maureen R. Matlock; The Estate of Michael R. Berg

TRACT 94

Township 146 North, Range 82 West
Section 22: Outlot A located in the W $\frac{1}{2}$ SE $\frac{1}{4}$

Surface Ownership: The Estate of Michael R. Berg

Coal Ownership: Marilyn Wagner; Howard L. Ness; Troy Ness; Jeffery Ness; Suzanne Fisher; Adeline Ness; Clark Ness; Lori Ross; Phyllis Brown; John W. Ness; Dale Ness

TRACT 95

Township 146 North, Range 82 West
Section 22: Outlot B located in the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Surface Ownership: The Estate of Michael R. Berg

Coal Ownership: Marilyn Wagner; Howard L. Ness; Troy Ness; Jeffery Ness; Suzanne Fisher; Adeline Ness; Clark Ness; Lori Ross; Phyllis Brown; John W. Ness; Dale Ness

TRACT 96

Township 146 North, Range 82 West
Section 23: Outlot B and Outlot C in the SE $\frac{1}{4}$

Surface Ownership: Chad Berg and Jennifer Berg

Coal Ownership: Washburn Trust No. 1; Bradley J. Fohr; US Bank, NA & Renee M. Zuger, Co-Trustees of the John A. Zuger Family Trust; Lyle W. Kirmis; Robert V. Bolinske; Sharon Smith; Murray G. Sagsveen; Lance D. Schreiner; James S. Hill, P.C.; Patrick J. Ward; Charles T. Edin; Bradley P. Edin; Elizabeth Byrne Pfeifer; Jane Byrne Beauclair; Anne Byrne Lewis

TRACT 97

Township 146 North, Range 82 West
Section 27: E $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$

Surface Ownership: The Estate of Michael R. Berg

Coal Ownership: Eileen Gutknecht

TRACT 98

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

Coal Ownership: The Falkirk Mining Company

TRACT 99

Township 146 North, Range 82 West
Section 1: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, less a 20.66 acre tract of land lying in Lots 3 and 4

Surface Ownership: James H. Coutts and Jacqualen Coutts

Coal Ownership: James H. Coutts and Jacqualen Coutts; AgriBank, FCB

TRACT 100

Township 146 North, Range 82 West
Section 1: A 20.66 acre tract of land lying in Lots 3 and 4

Surface Ownership: James Coutts and Jacqualen Coutts

Coal Ownership: James Coutts and Jacqualen Coutts; AgriBank, FCB

TRACT 101

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

Surface Ownership: The Falkirk Mining Company

Coal Ownership: The Falkirk Mining Company; North Dakota Department of Trust Lands

TRACT 102

Township 146 North, Range 82 West
Section 2: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, less Lot A in the NW $\frac{1}{4}$

Surface Ownership: Paulson Family Farms, LLLP

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

TRACT 103

Township 146 North, Range 82 West
Section 2: Lot A in the NW $\frac{1}{4}$

Surface Ownership: Gary R. Heidelberger

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

TRACT 104

Township 146 North, Range 82 West
Section 3: NE $\frac{1}{4}$

Surface Ownership: The Falkirk Mining Company

Coal Ownership: Dallas Benzmilller and Vicki Benzmilller; Stuart Busch and Paula Busch; Dennis J. Dietz; Leslie Forland and Wendy Forland; Juanita Grewing and Dan Grewing; Troy Buller and Stephanie Buller; Stacey Busch; Cassie Busch; Bradley Busch; Tamara Paulsen and Keith Paulsen; Richard Brunelle and Deann Brunelle; The Falkirk Mining Company; United States of America - Bureau of Land Management

TRACT 105

Township 146 North, Range 82 West
Section 3: NW $\frac{1}{4}$

Surface Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17

Coal Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17

TRACT 106

Township 146 North, Range 82 West
Section 5: W $\frac{1}{2}$ of Lot 1, Lot 2, W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, less Outlot B
Surface Ownership: Kjelstrup Land Holdings, LLLP

Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann; Kjelstrup Land Holdings, LLLP; Dorchester Minerals, LP; Pogo Producing Company, LLC

TRACT 107

Township 146 North, Range 82 West
Section 5: E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, less Outlot B

Surface Ownership: David P. Kjelstrup and Linda K. Kjelstrup

Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann; David P. Kjelstrup and Linda K. Kjelstrup; Dorchester Minerals, LP; Pogo Producing Company, LLC

TRACT 108

Township 146 North, Range 82 West
Section 5: Outlot B, located in Lot 1 and the S $\frac{1}{2}$ NE $\frac{1}{4}$

Surface Ownership: Wade Haseleu and Amanda Haseleu -

Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann; Wade Haseleu and Amanda Haseleu; Dorchester Minerals, LP; Pogo Producing Company, LLC

TRACT 109

Township 146 North, Range 82 West
Section 5: E $\frac{1}{2}$ of Lot 1, less Outlot B
Surface Ownership: David P. Kjelstrup and Linda K. Kjelstrup

Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra

Rose Coppa; Mark Edward Gruman; Camille Wissmann; David P. Kjelstrup and Linda K. Kjelstrup; Dorchester Minerals, LP; Pogo Producing Company, LLC

TRACT 110

Township 146 North, Range 82 West
Section 5: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$

Surface Ownership: Krist D. Kjelstrup and Taryn Kjelstrup; Kjelstrup Land Holdings, LLLP

Coal Ownership: Sue Ellen Gruman Kraft; Karla Gruman Rippchen; Audra Rose Coppa; Mark Edward Gruman; Camille Wissmann; Krist D. Kjelstrup and Taryn Kjelstrup; Kjelstrup Land Holdings, LLLP; Dorchester Minerals, LP; Pogo Producing Company, LLC

TRACT 111

Township 147 North, Range 82 West
Section 33: NE $\frac{1}{4}$, SE $\frac{1}{4}$

Surface Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17

Coal Ownership: James R. Britton, as Trustee of the James R. Britton Family Trust dated 02-01-08, as Amended on 06-02-17

TRACT 112

Township 147 North, Range 82 West
Section 34: SE $\frac{1}{4}$

Surface Ownership: Paulson Family Farms, LLLP

Coal Ownership: Beverly Jean Paulson and Donald E. Paulson, Trustees Under the Beverly Jean Paulson Living Trust dated 12-03-04; Marion E. Benser, formerly Marlon E. Arenstein; Dora E. Rindt

TRACT 113

Township 147 North, Range 82 West
Section 34: SW¼
Surface Ownership: James R. Britton,
as Trustee of the James R. Britton Family
Trust dated 02-01-08, as Amended
on 06-02-17

Coal Ownership: James R. Britton, as
Trustee of the James R. Britton Family
Trust dated 02-01-08, as Amended on
06-02-17

TRACT 114

Township 147 North, Range 82 West
Section 35: NE¼, W½
Surface Ownership: Richard V. Han-
son and Karen A. Hanson

Coal Ownership: Richard V. Hanson
and Karen A. Hanson

TRACT 115

Township 147 North, Range 82 West
Section 35: SE¼
Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: The Falkirk Mining
Company; AgriBank, FCB

TRACT 116

Township 147 North, Range 82 West
Section 36: NE¼
Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: North Dakota De-
partment of Trust Lands

TRACT 117

Township 147 North, Range 82 West
Section 36: SE¼, SW¼
Surface Ownership: North Dakota
Department of Trust Lands

Coal Ownership: North Dakota De-
partment of Trust Lands

TRACT 118

Township 147 North, Range 82 West
Section 36: NW¼ less Auditor's Lot
A in the NW¼NW¼
Surface Ownership: The Falkirk Min-
ing Company

Coal Ownership: North Dakota De-
partment of Trust Lands

TRACT 119

Township 147 North, Range 82 West
Section 36: Auditor's Lot A in the
NW¼NW¼
Surface Ownership: McLean Sheri-
dan Rural Water District

Coal Ownership: North Dakota De-
partment of Trust Lands

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 Boule-
vard 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 concerns or
objections regarding the renewal and
revision.

(Oct. 23, 30, Nov 6 & 13, 2025)