

FALKIRK MINE

March 24, 2026

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

RE: Affidavit of Publication for Revision 40 to Permit NAFK-9503

Dear Mr. Emmer:

Please find enclosed copies of the Affidavit of Publication for Revision 40 to Falkirk's Mining Permit NAFK-9503. The publication was published for four (4) consecutive weeks in the McLean County Independent and in the Bismarck Tribune on January 15th, 22nd, 29th, and February 5th, 2026.

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

Sincerely,

THE FALKIRK MINING COMPANY



Tara Voigt
Technical Group Specialist

TV
Attachments

14 RC-25-294 Filed 03/24/2026 Pages: 5
Revision 40 Affidavit of Publication

Falkirk Mining Company
Tara Voigt

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

State of Indiana)
) SS:
County of Lake)

I, Andrew 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:

Jan 15, 22, 29 Feb 5, 2026

THE FALKIRK MINING COMPANY

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

ORDER NUMBER 80140

[Signature]
SIGNATURE

Sworn and subscribed to before me this 9 day of
Feb 2026

[Signature]
Notary Public in and for the State of Indiana



Section: Legals

Category: 5380 Public Notices

PUBLISHED ON: 01/15/2026, 01/22/2026, 01/29/2026, 02/05/2026

TOTAL AD COST: 1236.11
FILED ON: 2/6/2026

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

The Fakirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed an application (Revision No. 40) to Permit NAFK-9503 to mine federal coal and add mining plans in the NW¼ of Section 12, T144N, R84W. As a result of mine plan changes due to federal coal, there will be minor delays in the coal removal on adjacent tracts. As a result of this permit revision, Fakirk updated the Introductory, legal, surface and coal interest ownership, geology, operations plans, transportation facilities and reclamation plans.

The permit area is located southwest of Underwood, North Dakota. The map shows the location of the City of Underwood, North Dakota, and the boundaries of the permit area.

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

TRACT 110

Township 144 North, Range 84 West

Section 12: NW¼

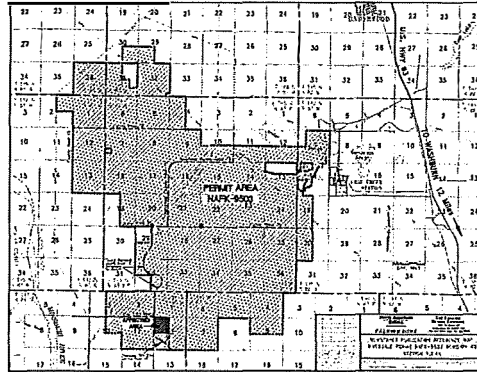
Surface Ownership: Ryan Peterson and Kristin Peterson

Coal Ownership: United States of America

County Road 17 located between the NW¼ and NE¼ and the SW¼ and SE¼ of Section 12, T144N, R84W, will be proposed to be closed and temporarily relocated in 2026. The temporarily relocated road will be approximately ½ mile to the west of its current location to accommodate the interception of mining in this permit. If approved, the temporarily relocated road will be in place for approximately 4 years under this proposed mine plan. This road closure and temporarily relocated road will be developed through input from McLean County Commissioners, McLean County Highway Superintendent, and local landowners. The road closure and temporarily relocated road will be subjected to a petition and hearing process conducted by the McLean County Board of Commissioners.

A copy of the application for 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 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

PO #170145 OP

Falkirk Mining Co

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

**4- McLean County Independent: 1/15/2026,
1/22/2026, 1/29/2026, 2/5/2026**

That the full amount of the fees for
the publication of the annexed notice is: **\$ 461.44**

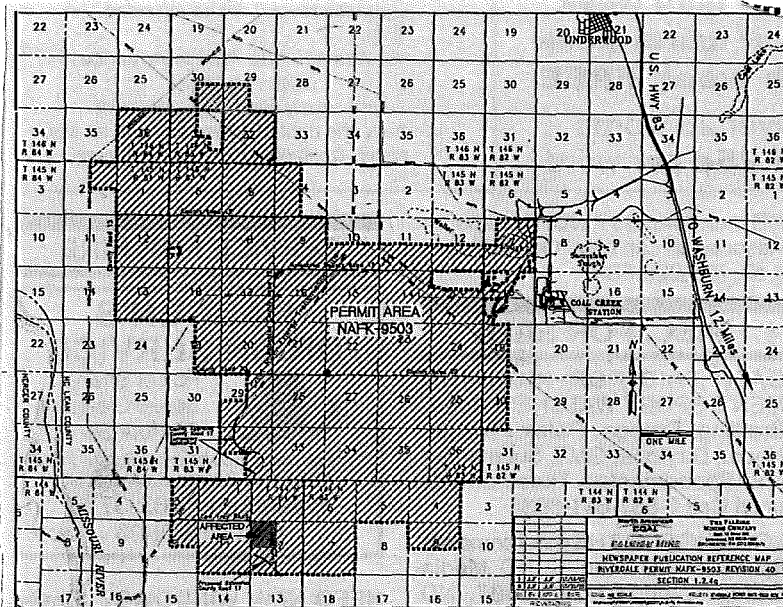
Eden Brunsell

Subscribed and sworn to before me this
2/5/2026

Darla J Mautz

Darla J. Mautz, Notary Public
State of North Dakota





Notice Of Filing A Permit Revision To Conduct Surface Coal Mining Operations

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Section 12: NW¼

Surface Ownership: Ryan Peterson and Kristin Peterson

Coal Ownership: United States of America

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mile to the west of its current location to accommodate the interception of mining in this permit. If approved, the temporarily relocated road will be in place for approximately 4 years under this proposed mine plan. This road closure and temporarily relocated road will be developed through input from McLean County Commissioners, McLean County Highway Superintendent, and local landowners. The road closure and temporarily relocated road will be subjected to a petition and hearing process conducted by the McLean County Board of Commissioners.

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(Jan. 15, 22, 29 & Feb. 5, 2026)