

PUBLIC NOTICE

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

The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed applications for Revision No. 35 and Renewal No. 5 for continuing surface coal mining activities in Permit NAFK-8705, covering Sections 3, 4, 5, 6, 8, and 9, Township 145 North, Range 82 West, Sections 19, 27, 28, 29, 30, 31, 32, 33, 34, Township 146 North, Range 82 West, and Sections 22, 23, 24, 25, 26, and 27, 35, and 36, Township 146 North, Range 83 West in McLean County, North Dakota, which contains 10,485.6 acres. Renewal No. 5 to Permit NAFK-8705 will extend the permit term another five years until July 6, 2019. The revision application contains information to update the Permit in response to the Commission's pre-renewal review of the NAFK-8705 mining permit. The updated sections include legal and financial, soils, wildlife monitoring, operations, reclamation and monitoring plans, and Permit conditions. This revision also includes the stand-alone post-mining hydrologic assessment of the West Mine area.

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

TRACT 2
T146N-R82W-Section 19: **NE1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Damian Parker, Trustee of the L.T. and V.J. Parker Family Trust Dated July 26, 1995

TRACT 3
T146N-R82W-Section 19: **Lots 1 and 2, E1/2NW1/4**
 Surface Ownership: Duane Mautz
 Coal Ownership: Marvin Schuh and Frances Schuh Estate of Doreen D. Speaks Faith Evangelical Church Raeann Rich Richard Schuh Roger Schuh

TRACT 4
T146N-R83W-Section 24: **NE1/4**
 Surface Ownership: KBW Land Company
 Coal Ownership: KBW Land Company

TRACT 5
T146N-R83W-Section 24: **NW1/4**
 Surface Ownership: Duane Mautz
 Coal Ownership: North Dakota Department of Trust Lands Donna K. Robbins Ralph Neal Snyder Dennis Frank Snyder Estates of Nadine S. Smith and Bill C. Smith Susan Snyder Della Mae Nathe David A. Snyder and Nancy Snyder Marliss D. Jenrich Bruce Albers and Jane Albers Stanley K. Jacks Clinton C. Jacks Mary A. Dynes Joysa M. Elam Cheron K. Allcott Michael W. Karns Patrick E. Karns

TRACT 6
T146N-R83W-Section 23: **N1/2**
 Surface Ownership: Duane Mautz
 Coal Ownership: AgriBank, FCB

TRACT 7
T146N-R83W-Section 22: **E1/2NE1/4 less and except a 1.43 acre tract of land described as follows: Beginning at the north-east corner of said Section 22, thence West 250 feet, thence South 250 feet; thence East 250 feet to the east section line of said Section 22; thence North 250 feet to the point of beginning.**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Judith Hepper

TRACT 8
T146N-R83W-Section 22: **Outlot "B" in the SE1/4, described as follows: Commencing at the southeast corner of said section; thence North 89°03'49" West 235.00 feet, along the south line of said section, to the true point of beginning; thence North 89°03'49" West 1248.09 feet, along the south line of said section; thence North 0°07'13" East 738.86 feet; thence South 89°59'32" West 148.74 feet; thence North 0°12'46" East 140.06 feet; thence North 88°46'53" West 397.76 feet; thence South 0°01'13" West 878.46 feet to the south line of said section; thence North 89°03'49" West 599.57 feet, along the south line of said section; thence North 0°32'04" East 2649.25 feet, along the north-south quarter line of said section to the center of said section; thence South 88°54'35" East 2625.31 feet, along the east-west quarter line of said section to the east 1/4 corner of said section; thence South 0°29'17" West 2139.46 feet, along the east line of said section; thence North 89°22'53" West 235.00 feet, along the north line of Alexander Cemetery; thence South 0°29'17" West 501.44 feet, along the West line of Alexander Cemetery and Alexander Presbyterian Church, to the true point of beginning, containing 146.293 acres, more or less.**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Falkirk Mining Company

TRACT 9
T146N-R83W-Section 23: **N1/2S1/2, N1/2S1/2S1/2**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Rosemary Stamm Linda Sue Wietfeld Sandra K. Ahrenholtz Janet L. Cornelius Bonnie L. Davenport Randal G. Ehrichs Thomas L. Ehrichs Judith A. Messenbrink Barbara J. Siemer W. K. Kirk Leni Williams

TRACT 9A
T146N-R83W-Section 23: **S1/2S1/2 LESS AND EXCEPT the following tract: Beginning at the southwest corner of said Section 23, running thence North along the west line of said section 330 feet; thence East and parallel with the south line of said section 264 feet; thence South to a point on the south line of said section which is 264 feet East of the southwest corner of said section; thence West along the south line of said section to the point of beginning, containing 2.00 acres.**
 Surface Ownership: Great River Energy Rosemary Stamm Linda Sue Wietfeld Sandra K. Ahrenholtz Janet L. Cornelius Bonnie L. Davenport Randal G. Ehrichs Thomas L. Ehrichs Judith A. Messenbrink Barbara J. Siemer W. K. Kirk Leni Williams

TRACT 10
T146N-R83W-Section 23: **A two acre tract in the SW1/4SW1/4 of said section, which is described as follows: Beginning at the southwest corner of said Section 23; running thence North along the west line of said section 330 feet; thence East and parallel with the south line of said section 264 feet; thence South to a point on the south line of said section which is 264 feet East of the southwest corner of said section; thence West along the south line of said section to the point of beginning, containing 2.00 acres.**
 Surface Ownership: Great River Energy
 Coal Ownership: Doyle W. Johannes and Patsy Johannes

TRACT 11
T146N-R83W-Section 24: **SW1/4**
 Surface Ownership: Daniel J. Leidholm Timothy J. Leidholm Vicki L. Leidholm Dale G. Leidholm Mikel R. Leidholm Daniel J. Leidholm Timothy J. Leidholm Vicki L. Leidholm Dale G. Leidholm Mikel R. Leidholm

TRACT 12
T146N-R83W-Section 24: **SE1/4**
 Surface Ownership: Marlyn L. Seidler and Kristie L. Seidler
 Coal Ownership: United States of America

TRACT 13
T146N-R82W-Section 19: **Lots 3 and 4, E1/2SW1/4, SE1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Cleome Hennessy, Trustee of the Hennessy Trust dated March 9, 1999 Trust Agreement of Harlan P. Feuk and Cleora G. Feuk Amended 3/27/08 Lynn H. Stewart Revocable Trust

TRACT 16
T146N-R82W-Section 28: **NW1/4, less a 2.475 acre tract and a 2.59 acre tract in the NW1/4 owned by the City of Underwood, NE1/4 west of the Soo Line Railroad Right-of-Way**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Robert R. Stadick Anona Lundstrom and Bruce Lundstrom

TRACT 17
T146N-R82W-Section 29: **NE1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Duane F. Mautz

TRACT 18
T146N-R82W-Section 29: **A 9.41 acre tract in the NE1/4NW1/4 of said section which is described as follows: Beginning at the northeast corner of said NW1/4; thence due West a distance of 497 feet; thence due South a distance of 825 feet; thence due East a distance of 497 feet; thence due North 825 feet to the point of beginning, less a 5.625 acre tract described as Tract 18A.**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Mary Jane Miller Lee M. Benson Tammi R. Benson Nancy D. Miller Thomas Mac Miller

TRACT 18A
T146N-R82W-Section 29: **A tract in the NW1/4 described as follows: Beginning at the northeast corner**

quarter line; thence at right angles go 30 rods South; thence at right angles go 30 rods East; thence at right angles and along the East line of the quarter, go 30 rods North to the point of beginning, containing 5.625 acres, more or less.
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Mary Jane Miller Lee M. Benson Tammi R. Benson Nancy D. Miller Thomas Mac Miller

TRACT 19
T146N-R82W-Section 29: **NW1/4, less and except a 9.41 acre tract in the NE1/4NW1/4 described as follows: Beginning at the northeast corner of the said NW1/4; thence due West a distance of 497 feet; thence due South a distance of 825 feet; thence due East a distance of 497 feet; thence due North 825 feet to the point of beginning.**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Mary Jane Miller Lee M. Benson Tammi R. Benson Nancy D. Miller Thomas Mac Miller

TRACT 20
T146N-R82W-Section 29: **SE1/2**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Clara Mautz, Trustee of the Fred J. and Clara Mautz Trust dated July 10, 1990 Duane Mautz Kaye Joanne Jessen Joyce L. Bruns

TRACT 21
T146N-R82W-Section 30: **SE1/4, less and except a 2.00 acre tract described as follows: Beginning at a point 33 feet west of the northeast corner of the SE1/4 of said Section 30; thence westward 295-1/12 feet; thence by right angle southward 295-1/12 feet; thence by right angle eastward 295-1/12 feet; thence by right angle northward 295-1/12 feet to the point of beginning.**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Clara Mautz, Trustee of the Fred J. and Clara Mautz Trust dated July 10, 1990

TRACT 22
T146N-R82W-Section 30: **NE1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Lynn H. Stewart, Revocable Trust Trust Agreement of Harlan P. Feuk and Cleora G. Feuk amended 3/27/08 Cleome Hennessy, Trustee of the Hennessy Trust dated March 9, 1999

TRACT 23
T146N-R82W-Section 30: **Lots 1, 2, 3, 4, E1/2W1/2**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: AgriBank, FCB Wallace A. Swanson Estate of Melvin W. Swanson Arthur W. Swanson Wanda J. Mehrer Michael W. Swanson Debra M. Beilke Steven W. Swanson Connie Aitken Linda L. Allen Nicki Swanson Larry Swanson Jay Swanson Cynthia A. Vossler

TRACT 24
T146N-R83W-Section 25: **E1/2**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Weston Johannes and Rowena Johannes AgriBank, FCB

TRACT 25
T146N-R83W-Section 25: **NW1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Weston Johannes and Rowena Johannes AgriBank, FCB

TRACT 26
T146N-R83W-Section 25: **SW1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Arnold J. Schafer and Gretchen Schafer

TRACT 27
T146N-R83W-Section 26: **SE1/4**
 Surface Ownership: Daniel J. Leidholm Timothy J. Leidholm Vicki L. Leidholm Dale G. Leidholm Mikel R. Leidholm Frank J. Bavendick Donna D. Geck Vernon L. Pepple

TRACT 28
T146N-R83W-Section 26: **NE1/4**
 Surface Ownership: Great River Energy
 Coal Ownership: Clyde A. Saylor Ruth Saylor Karon Hacanson Donald D. Saylor

TRACT 29
T146N-R83W-Section 26: **SW1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Daniel J. Leidholm Timothy J. Leidholm Vicki L. Leidholm Dale G. Leidholm Mikel R. Leidholm

TRACT 29A
T146N-R83W-Section 26: **NW1/4**
 Surface Ownership: Great River Energy
 Coal Ownership: Daniel J. Leidholm Timothy J. Leidholm Vicki L. Leidholm Dale G. Leidholm Mikel R. Leidholm

TRACT 30
T146N-R83W-Section 27: **E1/2NE1/4, less and except a 2.31 acre tract described as follows: Beginning at the southwest corner of the SE1/4NE1/4 of said Section 27; thence North a distance of 300 feet; thence East a distance of 336 feet; thence South a distance of 300 feet to the south quarter line of the NE1/4 of said Section 27; thence West, along the said quarter line, a distance of 336 feet to the point of beginning.**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: North Dakota Department of Trust Lands Ernest F. Saylor and Rita Saylor

TRACT 31
T146N-R83W-Section 35: **NW1/4**
 Surface Ownership: Bradley A. Landenberger and Carla J. Landenberger
 Coal Ownership: The Lloyd G. Schafer Revocable Trust

TRACT 32
T146N-R83W-Section 35: **SW1/4, less and except a one acre tract of land described as follows: Beginning at a point 33 feet East and 33 feet North of the southwest corner of said SW1/4; thence East 20 rods; thence North 8 rods; thence West 20 rods; thence South 8 rods to point of beginning.**
 Surface Ownership: Bradley A. Landenberger and Carla J. Landenberger
 Coal Ownership: The Lloyd G. Schafer Revocable Trust

TRACT 33
T146N-R83W-Section 35: **SE1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Prudence Landenberger John Landenberger Judy Smith Jay Landenberger

TRACT 34
T146N-R83W-Section 35: **E1/2NE1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Casey Land Agency Corporation

TRACT 34A
T146N-R83W-Section 35: **W1/2NE1/4**
 Surface Ownership: Leslie Landenberger and Ruby Landenberger
 Coal Ownership: Casey Land Agency Corporation

TRACT 35
T146N-R83W-Section 36: **NW1/4**
 Surface Ownership: North Dakota Department of Trust Lands
 Coal Ownership: North Dakota Department of Trust Lands

TRACT 36
T146N-R83W-Section 36: **SW1/4**
 Surface Ownership: North Dakota Department of Trust Lands
 Coal Ownership: North Dakota Department of Trust Lands

TRACT 37
T146N-R83W-Section 36: **SE1/4**
 Surface Ownership: North Dakota Department of Trust Lands
 Coal Ownership: North Dakota Department of Trust Lands

TRACT 38
T146N-R83W-Section 36: **NE1/4**
 Surface Ownership: North Dakota Department of Trust Lands
 Coal Ownership: North Dakota Department of Trust Lands

TRACT 39
T146N-R82W-Section 31: **Lots 1, 2, 3, 4, E1/2W1/2, less a tract of 38.15 acres, more or less, lying in the E1/2W1/2, conveyed to the USA.**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Wallace A. Swanson Estate of Melvin W. Swanson Arthur W. Swanson Wanda J. Mehrer Michael W. Swanson Cynthia A. Vossler Debra M. Beilke Steven W. Swanson Connie Aitken Linda L. Allen Nicki Swanson Larry Swanson Jay Swanson

TRACT 40

T146N-R82W-Section 31: **E1/2, less Lot 1, Block 1 of the NE1/4 and less Lot 2, Block 2 of the SE1/4, and less tracts lying in the E1/2 conveyed to the USA.**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Elsie V. Clark, Individually and as Personal Representative of the Estate of Clements E. Clark Clements Roger Clark Shirley Seher Velma Cleveland Flaminia Specht Mary O'Brien Specht Martha Specht Darralu S. Lindholm Warren Potter Lois Woodall Phyllis Ann Hermanson Lorine Potter

TRACT 40A
T146N-R82W-Section 31: **Lot 1, Block 1 of the NE1/4, Lot 2, Block 2 of the SE1/4**
 Surface Ownership: Great River Energy
 Coal Ownership: Elsie V. Clark, Individually and Personal Representative of the Estate of Clements E. Clark Clements Roger Clark Shirley Seher Velma Cleveland Flaminia Specht Mary O'Brien Specht Martha Specht Darralu S. Lindholm Warren Potter Lois Woodall Phyllis Ann Hermanson Lorine Potter

TRACT 42
T146N-R82W-Section 32: **W1/2W1/2, less Lot 1, Block 2 of the SW1/4, and less Lot 2, Block 2 of the NW1/4, and less that portion of Lot 3, Block 2 lying in the W1/2SW1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: The Estate of Edna Dean McGray David P. Kjelstrup Eleanor L. Kjelstrup

TRACT 42A
T146N-R82W-Section 32: **Lot 1, Block 2 of the SW1/4; Lot 2, Block 2 of the NW1/4; and that portion of Lot 3, Block 2 lying in the W1/2SW1/4**
 Surface Ownership: Great River Energy
 Coal Ownership: The Estate of Edna Dean McGray David P. Kjelstrup Eleanor L. Kjelstrup

TRACT 43
T146N-R82W-Section 32: **E1/2NW1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: John C. Samuelson and Helen K. Samuelson Roberta Coughlin

TRACT 44
T146N-R82W-Section 32: **E1/2SW1/4, less that portion of Lot 3, Block 2 lying within the E1/2SW1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: John C. Samuelson and Helen K. Samuelson Mercy Ann Dennis Jean L. Samuelson

TRACT 44A
T146N-R82W-Section 32: **That portion of Lot 3, Block 2 lying within the E1/2SW1/4**
 Surface Ownership: Great River Energy
 Coal Ownership: John C. Samuelson and Helen K. Samuelson Mercy Ann Dennis Jean L. Samuelson

TRACT 45
T146N-R82W-Section 32: **W1/2SE1/4, less Lot 4, Block 2 of the SE1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Mercy Ann Dennis Jean L. Samuelson Lois Samuelson, as Trustee of the Lois Samuelson Revocable Trust Harry W. Samuelson, Jr., as Trustee of the Harry W. Samuelson, Jr. Revocable Trust

TRACT 45A
T146N-R82W-Section 32: **Lot 4, Block 2 of the SE1/4**
 Surface Ownership: Great River Energy
 Coal Ownership: Mercy Ann Dennis Jean L. Samuelson Lois Samuelson, as Trustee of the Lois Samuelson Revocable Trust Harry W. Samuelson, Jr., as Trustee of the Harry W. Samuelson, Jr. Revocable Trust

TRACT 46
T146N-R82W-Section 32: **W1/2NE1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Roberta Coughlin Lois Samuelson, as Trustee of the Lois Samuelson Revocable Trust Harry W. Samuelson, Jr., as Trustee of the Harry W. Samuelson, Jr. Revocable Trust

TRACT 47
T146N-R82W-Section 32: **E1/2E1/2**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Clara Mautz, Trustee of the Fred J. and Clara Mautz Trust dated July 10, 1990 Duane Mautz Kaye Joanne Jessen Joyce L. Bruns

TRACT 48
T146N-R82W-Section 33: **SW1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Kerr-McGee Oil & Gas Onshore LP Carla Rae Jordan The Falkirk Mining Company

TRACT 49
T146N-R82W-Section 33: **SE1/4**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Elaine Turner-Faulk Kerr-McGee Oil & Gas Onshore LP The Falkirk Mining Company

TRACT 50
T146N-R82W-Section 34: **SW1/4SW1/4, SE1/4SW1/4, less Soo Line Railroad and U.S. Hwy. 83 Rights-of-Way**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: United States of America

TRACT 50A
T146N-R82W-Section 34: **NW1/4SW1/4, less Soo Line Railroad and U.S. Hwy. 83 Rights-of-Way**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: United States of America

TRACT 51
T146N-R82W-Section 34: **A strip of land 100 feet wide, running west of adjacent to, and parallel with U.S. Highway No. 83**
 Surface Ownership: Soo Line Railroad Company
 Coal Ownership: Soo Line Railroad Company

TRACT 52
T145N-R82W-Section 3: **A strip of land 100 feet wide, running west of adjacent to, and parallel with U.S. Highway No. 83 in the N1/2**
 Surface Ownership: Soo Line Railroad Company
 Coal Ownership: Soo Line Railroad Company

TRACT 52
T145N-R82W-Section 3: **Lots 1, 2, SE1/2NE1/4, less Soo Line Railroad and U.S. Highway 83 Rights-of-Way**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Larry Schulz, Trustee of the Larry Schulz Revocable Trust Dated November 20, 1997 Patricia A. Schulz, Trustee of the Patricia A. Schulz Revocable Trust Dated November 20, 1997 Martha C. Click, Independent Executrix of the Estate of Mary Elizabeth Bass William F. Murray Clyde M. Guild and Grace I. Guild W. L. Braun Oil Properties Revocable Trust Dated October 22, 1998 C. James Luther, Trustee of Trust B (non-marital trust) pursuant to the Last Will and Testament of James H. Luther Dated November 1, 1974

TRACT 53
T145N-R82W-Section 3: **SE1/4, less the Soo Line Railroad and U.S. Highway 83 rights-of-way and less a tract of land described as follows: Beginning at the southeast corner of Section 3, thence North 0°26'26" East, 2,640.33 feet; thence South 89°58'42" West 1,436.70 feet; thence South 0°25'51" West 1,630.17 feet; thence South 14°39'45" East 1,028.82 feet; thence South 89°18'01" East 1,168.33 feet to a point of beginning.**
 Surface Ownership: The Falkirk Mining Company
 Coal Ownership: Andrew Anderson and Karen Anderson Donna Sandvik Dan Swanson Randy Swanson Kenneth Fjeldahl Lila Akan Henry S. Anderson and Katherine Anderson Marilyn I. Beyer and James G. Beyer Elizabeth D. Klabunde Robert J. Petz Stanley J. Petz Larry A. Schulz, Trustee of the Larry A. Schulz Revocable Trust Dated November 20, 1997 Patricia A. Schulz, Trustee of the Patricia A. Schulz Revocable Trust Dated November 20, 1997 Evelyn P. Valley Fern Tosh Gordon W. Valley Melba M. Valley Barrett W. Valley Leanne K. Day The Denver G. Rosberg Credit Trust c/o Pauline M. Schmalz, Trustee Elaine G. Mann

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Continued from Pg. 4A

Winifred A. Marvin
Margaret Glanville and Robert Glanville
Lilas Dangerfield and Arthur Dangerfield
Winifred H. Marvin and James W. Marvin
Lloyd E. Anderson Marital Trust A
Wallace Anderson

TRACT 54
T145N-R82W-Section 3:
Surface Ownership:
Coal Ownership:

SW1/4
The Falkirk Mining Company
The Estate of Rachel Eichhorst

TRACT 55
T145N-R82W-Section 3:
Surface Ownership:
Coal Ownership:

Lots 3, 4, S1/2NW1/4, less Soo Line Railroad
and U.S. Highway 83 Rights-of-Way
The Falkirk Mining Company
Laura M. Martinez
Robert Wayne McConaughy

TRACT 56
T145N-R82W-Section 4:
Surface Ownership:
Coal Ownership:

Lots 1, 2, S1/2NE1/4, SE1/4
The Falkirk Mining Company
Paul B. Brown and Marthella Brown

TRACT 57
T145N-R82W-Section 4:
Surface Ownership:
Coal Ownership:

Lots 3, 4, S1/2NW1/4, SW1/4
Great River Energy
North Dakota Department of Trust Lands
Paul Anthony Peltier
Gene Thomas Peltier
Jacob William Reuter
Thomas Joseph Reuter
Michael Anthony Reuter
Tina Marie Evanchuck
Sheryl Ann Trotter
Debbie Marie Seyer
Steve Charles Johnson
Barbara Ann Morris
David Scott Johnson
Eric Kevin Johnson
Francis Reuter
Clarence J. Reuter
Steven John Reuter
Lowell Thomas Vizenor
Tara Marie Vizenor
Patricia Lee Fowler
Anne Reuter Kerzel
Robert David Reuter
Patrick Michael Reuter
The Nokota Company
Three Forks Oil Corporation
Patricia Borden Mossier
Theresa Borden Sloane
James M. Borden
Francis P. Borden, III
Arkansas Minerals, Inc.
John C. Bradford
Candice Robinson and George H. Robinson, Jr.
Pamela Owens and David Owens
Clayton Douglas Rivenbark, Sr.
Mary Josephine McKnight Runge
Robert R. Aillet
Cynthia Aillet Murry
Ralph H. Baker, Jr. and
Diane B. Rowland, Trustees of
the Baker Mineral Trust created June 10, 1982
Daniel Dean Reuter

TRACT 58
T145N-R82W-Section 5:
Surface Ownership:
Coal Ownership:

Lots 1, 2, S1/2NE1/4
Brian A. Gutknecht
Brian A. Gutknecht

TRACT 59
T145N-R82W-Section 5:
Surface Ownership:
Coal Ownership:

A two acre tract located in the SE1/4SE1/4
and being more fully described as follows: Beginning at a point which is 33 feet
North and 33 feet West of the southeast corner of said Section 5; thence North
300 feet; thence West 290.4 feet; thence South 300 feet; thence East 290.4 feet to
the point of beginning.

The Falkirk Mining Company
John C. Samuelson and Helen K. Samuelson

TRACT 60
T145N-R82W-Section 5:
Surface Ownership:
Coal Ownership:

SE1/4, less and except a two acre tract
described as follows: Beginning at a point which is 33 feet North and 33 feet
West of the southeast corner of said Section 5; thence North 300 feet; thence
West 290.4 feet; thence South 300 feet; thence East 290.4 feet to the point of
beginning.

The Falkirk Mining Company
John C. Samuelson and Helen K. Samuelson
AgriBank, FCB

TRACT 61
T145N-R82W-Section 5:
Surface Ownership:
Coal Ownership:

SW1/4, less Outlot D
The Falkirk Mining Company
Harry W. Samuelson, Jr. and Lois A. Samuelson
AgriBank, FCB

TRACT 61A
T145N-R82W-Section 5:
Surface Ownership:
Coal Ownership:

Outlot D of the SW1/4
Great River Energy
Harry W. Samuelson, Jr. and Lois A. Samuelson
AgriBank, FCB

TRACT 62
T145N-R82W-Section 5:
Surface Ownership:
Coal Ownership:

Lots 3, 4, S1/2NW1/4, less Outlots A, B,
and C of the NW1/4
The Falkirk Mining Company
John C. Samuelson and Helen K. Samuelson
Elmer H. Schafer and Clara Schafer
Harry W. Samuelson and Lois A. Samuelson

TRACT 62A
T145N-R82W-Section 5:
Surface Ownership:
Coal Ownership:

Outlots A, B and C of NW1/4
Great River Energy
John C. Samuelson and Helen K. Samuelson
Elmer H. Schafer and Clara Schafer
Harry W. Samuelson and Lois A. Samuelson

TRACT 63
T145N-R82W-Section 6:
Surface Ownership:
Coal Ownership:

Lots 1, 2, S1/2NE1/4
The Falkirk Mining Company
Wilfred M. Baska and Alida B. Baska,
Trustees, the Baska Family Trust

TRACT 64
T145N-R82W-Section 6:
Surface Ownership:
Coal Ownership:

Lots 6, 7, E1/2SW1/4, SE1/4
The Falkirk Mining Company
The Ervin R. Schafer Revocable Trust
AgriBank, FCB

TRACT 65
T145N-R82W-Section 6:
Surface Ownership:
Coal Ownership:

Lot 5, SE1/4NW1/4
The Falkirk Mining Company
The Ervin R. Schafer Revocable Trust

TRACT 66
T145N-R82W-Section 6:
Surface Ownership:
Coal Ownership:

Lots 3, 4
The Falkirk Mining Company
The Lloyd G. Schafer Revocable Trust

TRACT 68
T145N-R82W-Section 8:
Surface Ownership:
Coal Ownership:

N1/2, N1/2S1/2
Great River Energy
Great River Energy

TRACT 69
T145N-R82W-Section 8:
Surface Ownership:
Coal Ownership:

W1/2NW1/4, SE1/4NW1/4
Great River Energy
Great River Energy
Patricia Borden Mosier
Theresa Borden Sloane
James M. Borden
Francis P. Borden, III
Arkansas Minerals, Inc.
John C. Bradford
Candice S. Robinson and George H. Robinson, Jr.
Pamela Owens and David Owens
Clayton Douglas Rivenbark, Jr.
Rocky Mountain Oil, Gas and Minerals LLC
Robert R. Aillet
Cynthia Aillet Murry
Lisa Baker Wilson and Diane B. Rowland,
Trustees of the Baker Mineral Trust
Created June 10, 1982

TRACT 70
T145N-R82W-Section 9:
Surface Ownership:
Coal Ownership:

NE1/4NW1/4
Great River Energy
Great River Energy
AgriBank, FCB

TRACT 71
T145N-R82W-Section 9:
Surface Ownership:
Coal Ownership:

NE1/4NE1/4
Great River Energy
Great River Energy
AgriBank, FCB

TRACT 72
T146N-R82W-Section 28:
Surface Ownership:
Coal Ownership:

SW1/4
The Falkirk Mining Company
Clara Mautz, Trustee of the Fred J. and Clara Mautz
Trust dated July 10, 1990
Duane Mautz
Kaye Joanne Jessen
Joyce L. Bruns

TRACT 73
T146N-R82W-Section 28:
Surface Ownership:
Coal Ownership:

SE1/4, west of Soo Line Railroad Right-of-
Way
The Falkirk Mining Company
North Dakota Department of Trust Lands
Robert Stadick
Anona Lundstrom and Bruce Lundstrom

TRACT 74
T146N-R82W-Section 33:
Surface Ownership:
Coal Ownership:

E1/2NE1/4
The Falkirk Mining Company
Elaine Turner-Faulk
Verdijie A. Emineth
North Dakota Department of Trust Lands

TRACT 75
T146N-R82W-Section 33:
Surface Ownership:

W1/2NE1/4
The Falkirk Mining Company

Coal Ownership:

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

TRACT 76
T146N-R82W-Section 33:
Surface Ownership:
Coal Ownership:

NW1/4
The Falkirk Mining Company
Carla Rae Jordan
Estate of Jack Louis Steinle
John Henry Steinle, III

TRACT 77
T146N-R82W-Section 34:
Surface Ownership:
Coal Ownership:

N1/2NW1/4, west of Soo Line Railroad
Right-of-Way
The Falkirk Mining Company
Estate of Bertha Anderson

TRACT 78
T146N-R82W-Section 34:
Surface Ownership:
Coal Ownership:

S1/2NW1/4, west of Soo Line Railroad
Right-of-Way
The Falkirk Mining Company
Estate of Bertha Anderson
Thomas D. Anderson and Diane L. Anderson
Charles D. Anderson
Mary J. Anderson
Martha C. Click, Independent Executrix of the
Estate of Mary Elizabeth Bass
Margaret A. Anderson
Janelle L. Bruesch
C. James Luther, Trustee of Trust B
(non-marital trust) Pursuant to the Last Will
and Testament of James H. Luther,
Dated November 1, 1974
Earl Schwartz Company
Mary C. Wilday
Jean Taylor Clark, as Independent Executrix of the
Estate of Charles Clark
Judith P. Hoffman Trust
U/A/D/ November 22, 1994

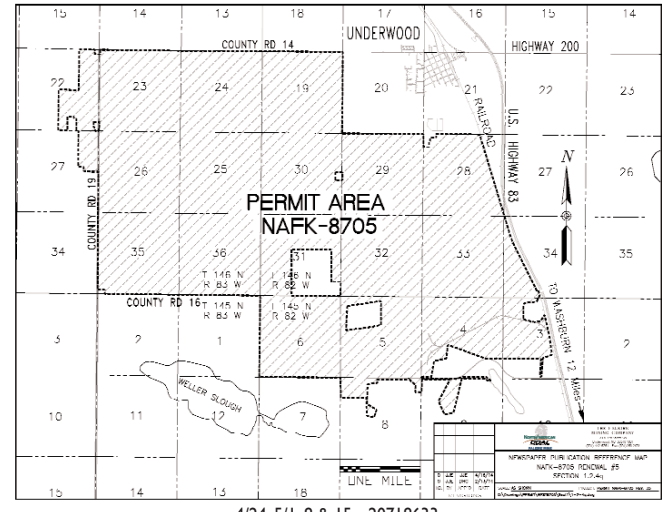
TRACT 79
T146N-R82W-Section 34:
Surface Ownership:
Coal Ownership:

NE1/4SW1/4, west of Soo Line Railroad
Right-of-Way
The Falkirk Mining Company
Estate of Bertha Anderson
Thomas D. Anderson and Diane L. Anderson
Charles D. Anderson
Mary J. Anderson
Margaret A. Anderson
Janelle L. Bruesch
C. James Luther, Trustee of Trust B
(non-marital trust) Pursuant to the Last Will
and Testament of James H. Luther
Dated November 1, 1974
Earl Schwartz Company
Mary C. Wilday
Jean Taylor Clark, as Independent Executrix of the
Estate of Charles Clark
Judith P. Hoffman Trust
U/A/D 11-22-94
Harris Hutcheson Bass
Harris Hutcheson Bass and First National Bank of
Fort Worth, Trustees U/W/O Mary Elizabeth
Harris Bass

TRACT 80
T146N-R82W-Section 27:
Surface Ownership:
Coal Ownership:

That part of the SW1/4 lying west of the Soo
Line Railroad Right-of-Way
The Falkirk Mining Company
Three Forks Oil Corporation
The Nokota Company
Lucille Neary
Estate of Bertha Anderson
Janelle L. Bruesch
Margaret A. Anderson
Thomas D. Anderson
Charles D. Anderson
Mary J. Anderson

A copy of the application for renewal and revision of a surface coal mining permit is
available for public inspection at the offices of the North Dakota Public Service Commission,
600 East Boulevard Avenue, Department 408, Bismarck, North Dakota, 58505-0480, and at
the offices of the County Auditor, McLean County Courthouse, Washburn, North Dakota.
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 Avenue, Department 408,
Bismarck, North Dakota, 58505-0480, within 30 days after the last publication of this notice.
The written request should state the issues or objections regarding the renewal and
revision.



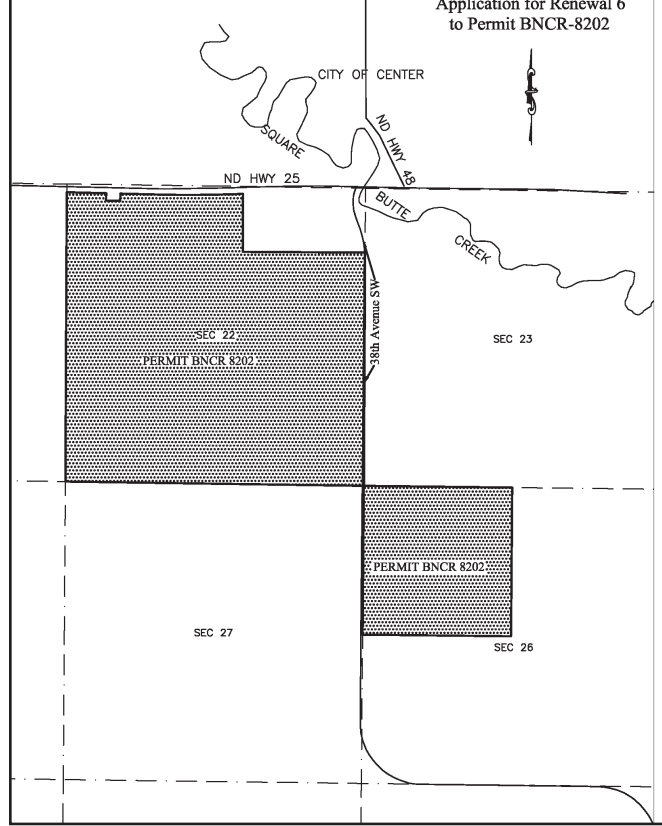
4/24, 5/1, 8 & 15 - 20718633

NOTICE OF APPLICATION FOR RENEWAL OF A PERMIT TO ENGAGE
IN SURFACE COAL MINING AND RECLAMATION ACTIVITIES.

Please take notice that BNI Coal Ltd., 2360 35th Avenue SW, Center, North Dakota 58530-
9499 has submitted an application to the North Dakota Public Service Commission for
Permit Renewal No. 6 to BNCR-8202 to engage in surface coal mining and reclamation
operations. The area for which a permit renewal is sought includes approximately 728 acres
in parts of Sections 22 and 26 T142N R84W. This area is in Oliver County, North Dakota
and is shown on the accompanying map and is described below. Coal removal is completed
in this permit area but is still being used to support mining activities in other permit areas.
Renewal No. 6 will extend the permit term to another five years until July 31, 2019.
Any person whose interests are or may be adversely affected by the proposed action has
the right to file written comments, objections or request an informal conference with the
North Dakota Public Service Commission. Written comments, objections, requests for
informal conferences and petitions should be sent to the Public Service Commission,
600 East Boulevard, Bismarck, ND 58505-0480 within 30 days after the final date of
publication of this notice. A copy of the permit renewal application and the approved
permit are available for inspection at the Office of the Auditor, Oliver County Courthouse,
Center, ND 58530 and the Office of the Director of the Reclamation Division, Public Service
Commission, 600 East Boulevard Avenue, Bismarck, ND 58505-0480.

The legal description and names of the apparent surface and mineral (coal) owners of the
land in the permit area are as follows:

Table with 3 columns: Description, Surface Owner(s), Mineral Owner(s). Includes entries for Section 22, T142N, R84W and Section 26, T142N, R84W.



4/10, 17, 24 & 5/1 - 20716118

NOTICE TO CONTROL TALL GRASS AND WEEDS
City of Lincoln
2014

5-01-02. Control/Duty. It is the duty of every person owning, occupying or in charge of
any premises, lot or parcel of land to cut, eradicate or control any weeds to prevent their
spread or tall grasses if they exceed eight (8) inches in height.
5-01-03. Notice by Publication of Ordinance. It shall be the duty of the Auditor to cause
a notice of the content of this chapter to be published in the official newspaper of the
City once within three days of May 1 and May 15 and once again within three days of July 1
and July 15. These publications shall serve as notice to all landowners, occupants or persons
in charge of land of the requirements of this chapter. These publications shall also serve as
the official notice to property owners to cut tall grass and weeds. Other methods of
notification, such as the media and City of Lincoln's website may also be used to notify
landowner, occupants or persons in charge to control tall grass and weeds.
5-01-04. Action Upon Non-Compliance. Upon the failure, neglect, or refusal of any
owner or agent so notified to cut, destroy and/or remove noxious weeds growing, lying or
located upon the owner's property or upon the one-half of any road or street lying next to
the lands or boulevards abutting thereon after receipt of the written notice provided for in
Section 5-01-03 or within five days after the date of such notice in the event the same is
returned to the City because of inability to make delivery thereof, provided the same was
properly addressed to the last known address of such owner or agent, the City Council is
hereby authorized and empowered to pay for the cutting, destroying, and/or removal of such
noxious weeds or to order their removal by the City.
5-01-05. Eradication, Cutting or Control of Weeds and Tall Grasses by order of the
City Auditor. At a minimum, all property shall be mowed by June 1, mowed again July 15 and,
if necessary, mowed again by September 1 of each year to comply with the provision of this
chapter. The City Auditor may order more frequent cutting of tall grass and weeds if
necessary for compliance with this chapter and such notice may be given in person, via
telephone or by letter.
1. Whenever any person, firm or corporation owning, occupying or in charge of any
premises, lot, or parcel of land within the city, shall fail, neglect or refuse to mow the
property at least once by June 1 and again by July 15 of each year in accordance with the
provisions of this section or shall fail to eradicate, cut or control weeds or tall grasses
within 7 days of receipt of notice from City Auditor, the City Auditor shall order the
nuisance to be abated by eradicating, cutting or controlling the weeds or tall grasses in a
manner as specified by the City Auditor; if the City Auditor has first complied with the notice
requirements of Section 5-01-03. A person, firm or corporation notified of impeding City
action may cause the eradication, cutting or control of weeds or tall grasses at any time
before the City eradicates, cuts or controls the weeds or tall grasses located on the
property or may appeal the order of the City Auditor in writing to the Office of City
Administration to eradicate, cut or control weeds or tall grasses. The appeal shall be heard
by the City Council at their next scheduled meeting.
5-01-06. Costs Assessed Against Property. When the City has effected the eradication,
cutting or control of weeds or tall grasses or has contracted for and paid for the
eradication, cutting or control of the weeds or tall grasses, the actual cost thereof, if not paid
by the owner, must be charged and assessed against the property upon which the weeds or
tall grasses were eradicated, cut or controlled. An assessment list showing the costs against
each lot or tracts to be assessed shall be prepared as are other special assessment lists and
shall be approved by the City Council. All procedures under state law for certification,
appeal, payment and collection of special assessments shall apply.
4/26 & 5/1 - 20718283

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Montana-Dakota Utilities Co., A Division of MDU Case No. PU-14-143
Resources Group, Inc.
Environmental Cost Recovery
Rates

NOTICE OF FILING AND
NOTICE OF OPPORTUNITY FOR HEARING
April 23, 2014

On December 18, 2013, the Commission approved Montana-Dakota
Utilities Co.'s (MDU) Environmental Cost Recovery Rider tariff and
rates. The tariff provides for an adjustment of rates to recover capital
costs and operating expenses incurred to comply with federal mandates for
environmental upgrades to the Big Stone electric generation plant. The
initial rates were applied to service rendered on and after January 15, 2014.
On April 8, 2014, MDU filed an application to update the Rider, as follows:

Table with 4 columns: Customer Class, Existing Rate, Proposed Rate, Increase. Rows include Residential/Small General Service, Large General Service, and Lighting Service.

The issues to be considered in this proceeding are whether the
proposed rate adjustment complies with the tariff and are reasonable and
prudent.

Those interested are invited to comment on the application in writing.
Persons desiring a hearing must file a written request identifying their
interest in the proceeding and the reasons for requesting a hearing.
Comments and requests for hearing must be received by May 30, 2014. If
deemed appropriate, the Commission can determine the matter without a
hearing.

For more information contact the Public Service Commission, State
Capitol, Bismarck, North Dakota 58505, 701-328-2400 or Relay North
Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services,
such as readers, signers, or Braille materials, please notify, Darrell
Nitschke, Executive Secretary, 24 hours in advance.

PUBLIC SERVICE COMMISSION

Randy Christmann Commissioner
Brian P. Kalk Chairman
Julie Fedorchak Commissioner

5/1 - 20720065

NOTICE OF LAPSE OF MINERAL INTEREST

- TO: Dorleen Webb, 11 N. Hillcrest Dr., Newton, IL 62448-1524
Max Trainor, 306 E. Morgan St., Newton, IL 62448-1434
T.F. Dhom, 210 N. Church St., Newton, IL 62448
Mary M. Dhom, 210 N. Church St., Newton, IL 62448
Hazel Jane Harrison, 506 West Chestnut, Robinson, IL 62454
Thomas H. Rohr, 2801 Landola Lane, Indianapolis, IN 46241-5833
Letha M. Rohr, 2801 Landola Lane, Indianapolis, IN 46241-5833
Joy Shafer, RR # 3, Robinson, IL 62454
Gerda Mae Shafer, 108 N. King 261 R., Robinson, IL 62454
James R. Jenkins 1411 Northridge, Austin, TX 78723-1824
Elizabeth Ann Jenkins, 1411 Northridge, Austin, TX 78723-1824
Walter Niersheimer, 1399 NW 55th, Miami, FL 33142-3125
Jack H. Keen 10 Geisen Ave., Lakeside Park, KY 41017-2522
Dakmo Trust No.2, c/o A.E. Nick, Trustee, 111 Church St., Ferguson, MO 63135
Nodak Trust A, c/o A.E. Nick Trustee, 111 Church St., Ferguson, MO 63135
E.F. Lammer, 5534 Norway Dr., Normandy, MO 63121-1430
Walter Flesch, Florissant Rd. F.10, St. Louis, MO 63107
Edward Capstick, 4337 Oakwood Av. Pl., St. Louis, MO 63107
Wm. H. Flesch, 111 Lewis Avenue, Ferguson, MO 63135
Loretto Gettemeier 1665 S. Denis St., Florissant, MO 63031
Herbert Gettemeier, 1665 S. Denis St., Florissant, MO 63031
E.F. Thatcher, 220 Royal St., Ferguson, MO 63135
Oliver I. Hughes, 433 Elizabeth St., Ferguson, MO 63135
Wilbur C. Chapman, 417 Thomas Ave., Ferguson, MO 63135
C.P. Porter, 1005 E. South, Olney, IL 62450
Charles F. Smith, James 4th N. of William, Decatur, IL 62521
Harry E. Wing, 216 Ottumwa St., Ottumwa, IA 52501-2428
Edith M. Wing, 216 Ottumwa St., Ottumwa, IA 52501-2428
M.J. Armstrong, PO Box 1999, Dickinson, ND 58602
W.R. Everett, PO Box 1999, Dickinson, ND 58602
Narko Oil Company, General Delivery, Indianapolis, IN 46241
Phil H. Heyde, 321 N. Boone, Olney, IL 62450
Ruby Heyde, 321 N. Boone, Olney, IL 62450
L.R. Forsythe, General Delivery, Olney, IL 62450
Pearl Shelton, 2112 Washington, Indianapolis, IN 46241
Richard E. Haug, 668 West 27th, Dickinson, ND 58601
W.R. Everett, 668 West 27th, Dickinson, ND 58601
Dennis W. Yockin, PO Box 477, Williston, ND 58801
Douglas C. McLeod, 518 17th St., Suite 1140, Denver, CO 80202
Trustees of the Franklin United Methodist Home, Inc., 1070 W. Jefferson, Franklin, IN
46131
L.R. Thompson, 714 Garfield Ave., Belvidere, IL 61008-4429
W.L. Leeds, 555 Nakoma Dr., Dallas, TX 75209-5621
Milo Prust, General Delivery, West Union, IL 62477
Lenore Prust, General Delivery, West Union, IL 62477
Jackie L. Wade, Box 117, Oblong, IL 62449

Notice is hereby given that Terry L. Berg and Norma L. Berg, are making a claim on such
minerals interest that you hold and which interest has lapsed, as defined by Chapter 38-18.1
of the N.D.C.C. on the following described real property located in Burleigh County, North
Dakota, to wit:

Township 144 North, Range 79 West of the 5th PM.
Section 4: S1/2
Section 9: E1/2
Section 10: NW1/4
Dated this 19th day of February 2014.

/s/ Terry L. Berg
TERRY L. BERG
/s/ Norma L. Berg
NORMA L. BERG

Direct all inquiries to: Walter M. Lipp, Attorney at Law, Lic. # 03099, PO Box 590,
McClusky, ND 58463; 701 363 2545, wmlipp@westriv.com

STATE OF NORTH DAKOTA
COUNTY OF MORTON

The foregoing instrument was acknowledged before me this 19th day of February 2014,
by Terry L. Berg and Norma L. Berg, husband and wife.

/s/ Diane Givan
Notary Public
State of North Dakota
My Commission expires: 09/14/19 (Seal)

4/17, 24 & 5/1 - 20717423

To Place a Legal Advertisement
Call 355-8816 or Fax 223-0959 or email legals@bismarcktribune.com

NOTICE OF PUBLIC HEARING ON A PETITION FOR VACATION OF AN ALLEY

Notice is hereby given that there has been filed by the order of the Board of County Commissioners of Burleigh County, North Dakota, with the Burleigh County Building/Planning/Zoning Department, thereof, a petition to vacate the Alley located in Block 6 of Menoken Township. Notice is further given that the Board of County Commissioners will conduct a public hearing on Monday, May 19th, 2014, at 5:00 p.m. in the Tom Baker Meeting Room of the City/County Office Building at 221 North 5th Street, Bismarck, North Dakota to consider said matter and to hear testimony and evidence to persons interested therein.

BOARD OF COUNTY COMMISSIONERS
Burleigh County, North Dakota
Attest: Ray Ziegler
Building Official/Director
Dated this 24th day of April 2014
5/1 & 8 - 20720441

STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION Otter Tail Power Company Environmental Cost Recovery Rates

Case No. PU-14-142 NOTICE OF FILING AND NOTICE OF OPPORTUNITY FOR HEARING April 23, 2014

On December 18, 2013, the Commission approved Otter Tail Power Company's (Otter Tail) Environmental Cost Recovery Rider tariff and rates. The tariff provides for an adjustment of rates to recover capital costs and operating expenses incurred to comply with federal mandates for environmental upgrades to the Big Stone electric generation plant. The rate adjustment is applied as a percentage of base rates to bills rendered on and after January 1, 2014. On March 31, 2014, Otter Tail filed an application to update the rate adjustment, as follows:

Existing Rate	4.139%
Proposed Rate	7.531%
Change in Rate	3.392%

The issues to be considered in this proceeding are whether the proposed rate adjustment complies with the tariff and are reasonable and prudent.

Those interested are invited to comment on the application in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. Comments and requests for hearing must be received by May 30, 2014. If deemed appropriate, the Commission can determine the matter without a hearing.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify, Darrell Nitschke, Executive Secretary, 24 hours in advance.

PUBLIC SERVICE COMMISSION
Randy Christmann, Commissioner
Brian P. Kalk, Chairman
Julie Fedorchak, Commissioner
5/1 - 20720064

To Place a Legal Advertisement

Call 355-8816 or
Fax 223-0959
or email
legals@bismarcktribune.com

United Tribes Technical College Request for Proposal (RFP)

United Tribes Technical College (UTTC), herein after referred to as the Owner, and is requesting quotations to replace shingles on our Solo Dorm building located on the UTTC Campus. The building number is 300. The sq. footage is 8296 and the shingle requirement is approximately 130 Squares. Funding for this project is provided by DOE Title III. Funding amount is \$40,000. The owner reserves the right to hold legitimate bids for seven (7) days, to reject bids and to waive any irregularities when in the best interest of the owner and the owner shall incur no legal liability for the payment of any monies until the contract is awarded and approved by the proper authorities. The owner requires the bidders to provide a performance-payment bond. The bidder shall submit the cost of a payment and performance bond in the amount of one hundred (100%) of the bid. The owner reserves the right to delete the payment and performance bond. Davis-Bacon Wages Rates will apply. <http://www.gpo.gov/davisbacon/allstates.html>

1. Equal Employment Opportunity – E.O. 11246 – Equal Opportunity as amended by E.O. 11375
2. Copeland "Anti-Kickback" Act (18 U.S.C. and 40 U.S.C. 276c) 874
3. Davis-Bacon Act, as amended (40 U.S.C. 276a to a-7)
4. Contract Work Hours and Safety Standards Act (40 U.S.C. 327-333)
5. Right of Intervention Made Under a Contract or Agreement.
6. Clean Air-Act Act (42 A.S.C. 7401 et seq.) and the Federal Water Pollution Control Act (33 U.S.C. 1251 et. Seq.) as amended.
7. Bird Anti-Lobbying Amendment (31. U.S.C. 1352)
8. Debarment or Suspension (E.O. 12549 and E.O. 12689)

The scope of work shall consist of supplying the material and labor necessary to shingle the roof of the SOLO Dorm. Call or e-mail to arrange to pick up scope of work. (Curt Maynard), (cmaynard@uttc.edu) 701 530-0638 Questions or concerns will be directed to Bud Anderson, (banderson@uttc.edu) Maintenance Supervisor at 255-3285, Ext 1302.

Items necessary for the completion of the project and not included as bid items, shall be considered incidental to the overall bid. The contractor shall be responsible for traffic and pedestrian control including signage. If required, the contractor will be responsible acquiring building permits from the Bismarck Community Development City and County Building Department. Contractors must be licensed in the State of North Dakota. Contractors shall guarantee their work for a period of two years. Estimated completion date for this project is 07-15 -2014. Sealed quotes will be received until 2:00 PM CDT, May 17th, 2014 at the office of Student and Campus Services, Bldg #1B, 3315 University Drive, Bismarck, ND 58504.

4/17, 24 & 5/1 - 20715877

Deadlines	
PUBLISH BY	RECEIVE BY
Mon.	Thurs. 12 Noon
Tues.	Fri. 12 Noon
Wed.	Mon. Noon
Thurs.	Mon. 5PM
Friday	Tues. 5PM
Sat.	Wed. 12 Noon

ADVERTISEMENT FOR CONSTRUCTION BIDS NORTH DAKOTA STATE WATER COMMISSION

Owner
900 E. Boulevard Ave.
Bismarck, ND 58505-0850
Address

Separate sealed bids for construction of **OMND Regional Service Area, West Center Service Area, Rural Distribution System, Contract 7-9E** will be received by the North Dakota State Water Commission (NDSWC), Bismarck, ND until **1:30 P.M.**, Local Time on the **22nd day of May** where and at which time they will be publicly opened and read aloud.

The WORK under CONTRACT 7-9E includes furnishing and installing approximately 270 miles of 6" – 1½" ASTM D2241 gasketed joint pipe; 255 services; road crossings; connections to existing pipelines and other related appurtenances. The project is located in Mercer and Oliver Counties of North Dakota.

Each BID must be accompanied by a separate envelope containing a copy of a current and valid (**North Dakota Contractor's License**) (must have been issued at least 10 calendar days before the date of the Bid Opening) and a (**BIDDER'S Bond**) in a sum equal to five percent of the full amount of the BID, executed by the BIDDER as Principal and by a SURETY, conditioned that if the Principal's BID is accepted and the CONTRACT awarded to the Principal, the Principal, within fifteen days after notice of award, shall execute a CONTRACT in accordance with terms of the BID and a CONTRACTOR'S BOND as required by law and the regulations and determinations of the (**North Dakota State Water Commission (NDSWC)**).

To demonstrate Bidder's qualifications to perform the Work, the Bidder shall submit written evidence such as previous experience, present commitments, and such other data within the bid package.

Bidders on this work will be required to comply with the Presidents Executive Order Nos. 11246 as amended, the Copeland "Anti-Kickback" Act, the Clean Air Act, the Federal Water Pollution Control Act, the Byrd Anti-Lobbying Amendment, the Endangered Species Act, as well as complying with other requirements.

The preference given to a resident North Dakota Bidder will be equal to the preference given or required by the state of the nonresident Bidder, in accordance with N.D.C.C. Section 44-08-01. A "resident" North Dakota Bidder is one that has maintained a bona fide place of business within North Dakota for at least one (1) year prior to the date on which a contract was awarded.

Contract Documents are on file at the offices of the **North Dakota State Water Commission, and Bartlett & West/AECOM**, Bismarck, North Dakota, where they may be seen and examined between the hours of 8:00 A.M. and 4:00 P.M., local time, Monday through Friday. Address of Engineer's office is:

BARTLETT & WEST/AECOM
3456 East Century Avenue
P.O. Box 1077
Bismarck, ND 58502-1077
Telephone: (701) 258-1110
Fax: (701) 258-1111

Digital copies of the PLANS and SPECIFICATIONS (Contract Documents) are available at www.bartwest.com or www.questcdn.com. Bidding documents may be downloaded for \$50.00 by entering the Quest project number **3284888** on the project search page. There will be no refund for this deposit. Please contact QuestCDN.com at 952.233.1632 or info@questcdn.com for assistance with membership registration or questions regarding downloading of the bid package.

Optional 11" x 17" paper copies of the Drawings and Specification Books may be obtained from Bartlett & West at the above address upon receipt of a non-refundable deposit of \$100.00 for each set of documents obtained; checks to be payable to Bartlett & West, Inc. No refunds will be made.

The Engineer will furnish to any prospective BIDDER a copy of such Contract Documents upon request.

All BIDS will be made on the basis of cash payment for such WORK. The State of North Dakota, acting through the State Water Commission, reserves the right to select any combination of Base Bid and/or Alternates under which the bids are to be compared and the CONTRACT awarded, to reject any and all bids, to consider other factors in selecting the bid which is in the best interest of the State Water Commission, and to waive any and all irregularities in any bid. The OWNER reserves the right to hold all BIDS for a period of sixty-one (61) calendar days after the date of the bid opening to complete financial arrangements.

Dated this **29th** day of **April**

/s/ Todd Sando, P.E.
Chief Engineer and Secretary to the Commission
North Dakota State Water Commission
Bismarck, North Dakota
5/1, 8 & 15 - 20720050

NOTICE TO CUT WEEDS, TALL GRASSES AND UNHEALTHY VEGETATION City of Bismarck

This Notice To Cut Weeds, Tall Grasses and Unhealthy Vegetation is published as required by City Ordinance 13-03-03. As provided in City Ordinance Chapter 13-03:

1. The Environmental Health Administrator shall have the duties and authority as provided by this section
2. All weeds, tall grasses exceeding (8) eight inches in height, and unhealthy vegetation exceeding eight (8) inches in height growing within the limits of the city are hereby declared to be a public nuisance. It shall be the duty of every person owning, occupying, or in charge of any premises, lot or parcel of land in the city to keep that premises, parcel or lot, including the adjacent rights-of-way, berms and boulevards free from all weeds, long grasses and unhealthy vegetation by cutting or destroying them at all times during the growing season. Medians separating street sections shall not be included in the requirements of this section.
3. "Weeds" as used in this chapter shall include all weeds contained in North Dakota Administrative Code Section 7-06-01-02 as it defines "noxious weeds."
4. "Tall grasses" shall mean all weeds not contained in North Dakota Administrative Code Section 7-06-01-02 in excess of eight (8) inches in height and all grasses in excess of eight (8) inches in height. Tall grasses may be used for ornamental plantings subject to the following conditions:
 - a. Tall grasses may not be used as lawn cover.
 - b. Tall grasses may not be planted on the public right-of-way without the written permission of the city traffic engineer.
 - c. Tall grasses may not be planted or maintained within a sight triangle, as defined in Section 14-02-03, in excess of thirty-six (36) inches in height above the adjacent curb level.
 - d. Plantings of tall grasses must be maintained in a weed free condition.
5. "Unhealthy vegetation" shall include, but not be limited to the following:
 - a. Volunteer trees capable of being cut with mowing equipment.
 - b. Ornamental plantings overgrown with weeds.

13-03-02. Control/Duty. It is the duty of every person owning, occupying or in charge of any premises, lot or parcel of land to cut, eradicate or control any weeds, tall grasses exceeding (8) eight inches in height, and unhealthy vegetation exceeding eight (8) inches in height, to prevent them from becoming a public nuisance.

13-03-03. Notice by Publication of Ordinance. It shall be the duty of the Environmental Health Administrator to cause a notice of the contents of this chapter to be published in the official newspaper of the City once within three days of May 1 and May 15 and once again within three days of June 15 and July 1. These publications shall serve as notice to all landowners, occupants or persons in charge of land of the requirements of this chapter. These publications shall also serve as the official notice to property owners to cut weeds, tall grass and unhealthy vegetation. Other methods of notification, such as the media and City of Bismarck's website may also be used to notify landowner, occupants or persons in charge to control weeds, tall grass and unhealthy vegetation.

13-03-04. Eradication, Cutting or Control of Weeds, Tall Grasses and Unhealthy Vegetation by the Environmental Health Administrator. At a minimum, all property shall be mowed by June 1, mowed again by July 1, mowed again by August 1 and, if necessary, mowed again by September 1 of each year to comply with the provisions of this chapter. The Environmental Health Administrator may order more frequent cuttings, eradications or controlling of weeds, tall grass and unhealthy vegetation if necessary for compliance with this chapter and such notice may be given in person, via telephone or by letter.

1. Whenever any person, firm or corporation owning, occupying or in charge of any premises, lot, or parcel of land within the city, shall fail, neglect or refuse to mow the property at least once by June 1, again by July 1 and again by August 1 of each year in accordance with the provisions of this section or shall fail to eradicate, cut or control weeds, tall grasses or unhealthy vegetation within 5 days of receipt of notice from Environmental Health Administrator, the Environmental Health Administrator shall order the nuisance to be abated by eradicating, cutting or controlling the weeds, tall grasses or unhealthy vegetation in a manner as specified by the Environmental Health Administrator, if the Environmental Health Administrator has first complied with the notice requirements of this Section and Section 13-03-03.

A person, firm or corporation notified of impending City action may cause the eradication, cutting or control of the weeds, tall grasses or unhealthy vegetation at any time before the City eradicates, cuts or controls the weeds, tall grasses or unhealthy vegetation located on the property or may appeal the order of the Environmental Health Administrator in writing to the Office of City Administration within five (5) days of receipt of notice or posting of notice from the Environmental Health Administrator to eradicate, cut or control the weeds, tall grasses or unhealthy vegetation. The appeal shall be heard by the Board of City Commissioners at their next scheduled meeting.

13-03-04.1. Exemptions From Cutting or Mowing. A property may be exempt from the cutting or mowing requirements listed in this Chapter if such exemption is approved by the Environmental Health Administrator based upon his/her conclusion that an exemption is warranted due to safety concerns, environmental concerns, aesthetic benefits or economic efficiency. Conditions or situations in which such an exemption may be granted shall include but not be limited to property that:

1. Cannot be safely mowed.
2. Is highly erodible.
3. Is undevelopable.
4. Is located in an undisturbed natural area.
5. Is densely wooded.
6. Is too wet to mow, such as marsh, wetland or storm water drainage, pond, or feature, either natural or man-made.

13-03-05. Costs Assessed Against Property. When the City has affected the eradication, cutting or control of weeds, tall grasses or unhealthy vegetation, or has contracted for and paid for the eradication, cutting or control of the weeds, tall grasses or unhealthy vegetation, the actual cost thereof, including an administrative fee as approved by the city commission, if not paid by the owner, must be charged and assessed against the property upon which the weeds, tall grasses or unhealthy vegetation were eradicated, cut or controlled. An assessment list showing the costs against each lot or tracts to be assessed shall be prepared as are other special assessment lists and shall be approved by the Board of City Commissioners. All procedures under state law for certification, appeal, payment and collection of special assessments shall apply.

13-03-06. Cooperation. Nothing in this chapter shall in any way affect the City's ability to levy for weed and tall grass control nor prevent the City from contracting with or cooperating with any other board or jurisdiction for the control of weeds, tall grasses or unhealthy vegetation. The Environmental Health Administrator may delegate all or some of the duties required under this section to a member or members of the Environmental Health staff.

ADVERTISEMENT FOR BIDS BISMARCK AIRPORT BISMARCK, NORTH DAKOTA NON-AIP COMMERCIAL SERVICE TERMINAL COOLING TOWER

Sealed bids for incidental items on the site of the Bismarck Airport, Bismarck, North Dakota will be received by the Board of City Commissioners, Bismarck, North Dakota in the office of the City Administration until **3:00 P.M. CT, on June 3, 2014**. All bids will be publicly opened and read aloud at **4:00 P.M. CT, on June 3, 2014** at the office of the City Administrator, 221 North 5th Street, Bismarck, ND.

The bid documents are to be mailed or delivered to the City Administrator, 221 North 5th Street, Bismarck, North Dakota 58501 and shall be sealed and endorsed, "Commercial Service Terminal Cooling Tower Project, Bismarck Airport" and shall indicate the type and number of contractor's license.

The proposed work includes the following:
Install Commercial Service Terminal Cooling Tower, including earthwork, aggregate base, concrete pavement, chain-link fencing, and airside traffic control.

Plans and specifications are on file and may be seen at the Airport Manager's office, Bismarck Airport, Bismarck, North Dakota; and at the office of the Engineer, Kadrmans, Lee & Jackson, Inc., 4585 Coleman Street, Bismarck, North Dakota 58503.

Copies of the plans and specifications and other bidding contract documents may be obtained by payment of seventy-five dollars (\$75.00) (non refundable) to Kadrmans, Lee & Jackson, Inc., 4585 Coleman Street, Bismarck, ND, 58503 for each set so obtained. An optional, complete set of digital project bidding documents are available at www.kljeng.com "Projects for Bid" or www.questcdn.com. You may download the digital plan documents for twenty-three dollars (\$23.00) by inputting Quest project #3241376 on the website's Project Search page. Please contact QuestCDN.com at 952-233-1632 or info@questcdn.com for assistance in free membership registration, downloading, and working with this digital project information.

Each bid shall be accompanied by a separate envelope containing a Bid Bond in a sum equal to five percent (5%) of the maximum bid price, executed by the Bidder as principal and by a surety company authorized to do business in the State of North Dakota, payable to the City of Bismarck, conditioned that if the principal's bid be accepted and the contract awarded to him, he, within ten (10) days after Notice of Award has been executed, will execute and effect a contract in accordance with the terms of his bid and a contractor's bond as required by law and regulations and determinations of the governing board. The bid security of the two lowest bidders will be retained until the Notice of Award has been executed, but no longer than sixty (60) days. The bid security is a guarantee that the bidder will enter into contract for work described in the Proposal.

The Contractor shall also enclose within the Bid Bond envelope a copy of the bidder's North Dakota Contractor's License or a copy of their latest renewal certificate issued by the Secretary of State as per North Dakota Century Code 43 07 12. Any bid not containing this document shall not be acceptable and shall be returned to the Bidder unopened.

The successful Bidder will be required to furnish a Contract Performance Bond and Payment Bond in the full amount of the Contract.

The successful Bidder hereby agrees to commence and complete the work under this contract within the time schedule indicated and further agrees to pay as liquidated damages the sum as shown for each consecutive calendar day thereafter as provided in the following schedule.

For the work, the Prerequisites to Substantial Completion shall be completed by June 6, 2015. The Contractor shall have the Prerequisites to Final Acceptance completed within 30 calendar days after the project is substantially completed.

If the Contractor does not meet the dates as shown above, liquidated damages shall be assessed per day for every calendar day beyond this date.

The Bismarck Airport, Bismarck, North Dakota, reserves the right to hold all bids for a period of sixty (60) days after the date fixed for the opening thereof to reject any and all bids and waive defects and to accept any bids should it be deemed for the public good and also reserves the right to reject the bid of any party who has been delinquent or unfaithful in the performance of any former contract to the Owner.

The successful Bidder will have to obtain a statement from the Office of the State Tax Commissioner showing that all taxes due and owing to the State of North Dakota have paid before the contract can be executed.

A Pre-bid meeting will be held on May 13, 2014 at 1:30 P.M. CT in the Bismarck Airport Administrative Conference Room.
Dated this 17th day of April, 2014.

W.C. Wocken, City Administrator
W.C. Wocken
City Administrator
Bismarck, North Dakota