

**NOTICE OF FILING TO REVISE A PERMIT FOR
SURFACE COAL MINING OPERATIONS**

The Coyote Creek Mining Company, L.L.C., 6502 17th Street SW, Zap, North Dakota 58580 has filed an application (Revision No. 11) to Permit NACC-1302 to revise surface coal mining activities. The permit revision adds mining plans for the SE¼ of Section 23, and the federal coal in the SW¼ of Section 24 and the SE¼ of Section 26, T143N, R89W, of the Fifth Principal Meridian, Mercer County, North Dakota. Information that was updated in the permit includes legal information, business entity and compliance information, surface and coal ownership information, operation plans, surface water management plans, reclamation plans, and worst-case bonding.

The permit area is approximately ten miles southwest of Beulah. The newspaper publication notice map shows the distance to the city of Zap, North Dakota, the outline of the permit area, and the affected areas.

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

TRACT 0045

Township 143 North, Range 89 West

Section 23: SE¼

Surface Ownership: Shawn Unruh and SheVele Unruh; Sharon L. Unruh, Life Estate, Remaindermen: Shawn Unruh and SheVele Unruh, Austin Jensen and Destinee Jensen, Denver Unruh

Coal Ownership: Robert A. Keogh Revocable Mineral Trust c/o Robert A. Keogh, Trustee; Robert A. Keogh Family Revocable Mineral Trust, c/o Robert A. Keogh, Trustee; Priscilla A. Keogh, Trustee Under Trust Agreement dated 04-27-79; Faye Keogh, as Trustee of the Faye Keogh Revocable Trust dated 02-16-00; Claire C. Schwalbe and Donald J. Schwalbe

TRACT 0048

Township 143 North, Range 89 West

Section 24: SW¼

Surface Ownership: Casey Voigt and Julie Voigt Subject to Contract for Deed from: Shawn Voigt, Karmen Eslinger and Craig Eslinger, Donalda Voigt, Kenneth Voigt; Casey Voigt and Julie Voigt

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

TRACT 0050

Township 143 North, Range 89 West

Section 26: SE¼

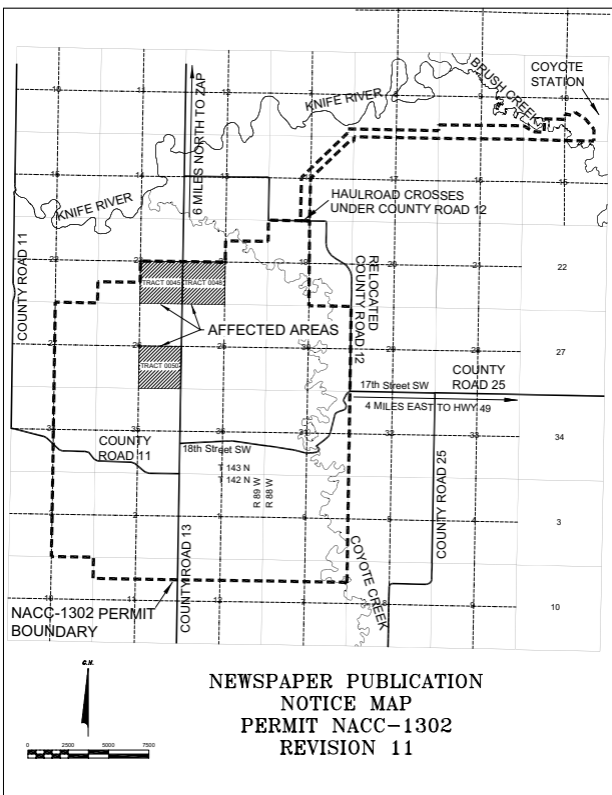
Surface Ownership: Shawn Unruh and SheVele Unruh; Sharon L. Unruh, Life Estate, Remaindermen: Shawn Unruh and SheVele Unruh, Austin Jensen and Destinee Jensen, Denver Unruh

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

Copies of the application for this revision are available for public inspection at the offices of the North Dakota Public Service Commission, 600 East Boulevard Ave., Bismarck, ND 58505-0480 and at the office of the County Auditor, Mercer County Courthouse, Stanton, North Dakota 58571. A copy of the revision application may also be requested by contacting the Public Service Commission at 701-328-2400 (877-245-6685 toll free) or ndpsc@nd.gov, or by sending a written request to the Public Service Commission, at the address above.

Written comments, objections, or requests for an informal conference on the revision may be submitted by any person with an interest that 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. Any request for informal conference must be in writing to the Commission. The request must also state specifically the issues or objections that an affected party has regarding the revision.

The Coyote Creek Mining Company, L.L.C.
6502 17th Street SW
Zap, North Dakota 58580



**NEWSPAPER PUBLICATION
NOTICE MAP
PERMIT NACC-1302
REVISION 11**