

**UNIVERSITY OF MARY
REQUEST FOR PROPOSALS and
QUALIFICATIONS
For CONSTRUCTION MANAGEMENT
AT RISK SERVICES
SCHOOL OF ENGINEERING and
RELATED PROJECTS**

A. The University of Mary is requesting proposals to provide construction management at risk (CM-R) required for the renovation of existing buildings for the School of Engineering and Related Projects.

- a. Renovation of University Hall, Leach Center for Student Life lower level, portions of the Richard A. Tschider Center/McDowell Activity Center, and portions of Harold Miller Center.
- b. Anticipated Project Schedule
 - i. Selection of Design Team and Construction Team April-June 2018
 - ii. Design & Construction Documentation Phase July 2018-February 2019
 - iii. Bidding and Negotiation Phase March- April 2019
 - iv. Construction Phase May 2019-May 2020
- v. Owner Occupancy/ Construction Completion June 1, 2020

c. The project delivery format for the projects is to Construction Management at Risk with no work being self-performed. The design team will be contracted separately by the University of Mary and will be selected during the same time period as the construction management at risk company.

d. This project is to be designed to be single or multiple phased construction.

B. On-site tour and question session will be held on April 12, 2018 at 10:00 PM CT.

C. To obtain a complete copy of the Request for Proposal and Qualifications, or for any questions or comments regarding the proposal, please contact Vaughn Rhodes, Phone: (701) 355-8027, email: vrhodes@umary.edu.

D. Interested firms shall submit their proposal no later than 2:00 p.m. on April 26, 2018.

4/3, 5, 10 & 17 - 20930356

NOTICE OF BIDS

NOTICE IS HEREBY GIVEN that the Burleigh County Board of Commissioners, Burleigh County, North Dakota will accept bids until 1:30pm April 16, 2018. Bids will be opened and read at that time in the 1st Floor Conference Room of the City/County Building, located at 221 N. 5th St. in Bismarck, ND. The results and final disposition of the bid opening will be presented to the County Commission that same day beginning approximately at 5:00 PM (Local Time), in the Tom Baker Room of the City/County building, for the following item:

HAYING LEASE

The County is bidding out agricultural haying rights at the following Missouri Valley Complex Property (aka fairgrounds) located East on Highway 10 for the years of 2018 with the possibility of two additional growing seasons. The property consists of approximately 55.68 acres. The highest bidder will be required to enter into a land lease agreement with the County for a one-year period. Bids shall be submitted on the Burleigh County Bid Form which is available from the Burleigh County Auditor/Treasurer, 221 N. 5th Street in Bismarck, ND or on the Burleigh County Web Site: www.burleighco.com

Bidders should submit the Bid form for each location in a separate sealed envelope. The Bidder should clearly indicate Missouri Valley Complex HAY BID on the outside of the envelope. Bids should be delivered/mailed to the **COUNTY AUDITOR/TREASURER, P.O. Box 5518, 221 N. 5TH ST., BISMARCK, NORTH DAKOTA 58506.**

The Board reserves the right to reject any and all bids; to waive technicalities or to accept such as may be determined to be in the best interest of the County.

**BY ORDER OF THE BOARD OF COMMISSIONERS
BURLEIGH COUNTY, NORTH DAKOTA**
This 19th day of March, 2018.

KEVIN J. GLATT,
Burleigh County Auditor/Treasurer
3/29 & 4/5 - 20929657

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION
North Dakota Network Co.
Designated Eligible Carrier
Cancellation / Application**

**Case No. PU-18-91
NOTICE OF OPPORTUNITY
FOR COMMENT
March 29, 2018**

On July 31, 2003, the Commission designated North Dakota Network Co. (NDNC) as an eligible telecommunications carrier (ETC) for the purpose of receiving federal universal service financial support for providing universal telecommunications services, in the study area served by SRT Communications, Inc. in North Dakota, using wireless personal communications facilities, Case No. PU-2048-03-235.

On March 22, 2006, the Commission designated NDNC as an eligible telecommunications carrier (ETC) for the purpose of receiving federal universal service financial support for providing universal telecommunications services in the expanded area in which NDNC is licensed by the Federal Communications Commission for provision of wireless personal communications services in North Dakota (Basic Trading Area 229), Case No. PU-05-653.

On March 13, 2018, the Commission received notice of NDNC's intention to relinquish its ETC designations since, as of February 28, 2018, NDNC is no longer providing wireless services.

Under 47 U.S.C. section 214(e)(4) and 47 C.F.R. section 54.205, the Commission shall permit a carrier to relinquish its ETC designation for an area served by more than one eligible telecommunications carrier. Prior to permitting a telecommunications carrier designated as an eligible telecommunications carrier to cease providing universal service in an area served by more than one eligible telecommunications carrier, the state commission shall require the remaining eligible telecommunications carrier or carriers to ensure that all customers served by the relinquishing carrier will continue to be served, and shall require sufficient notice to permit the purchase or construction of adequate facilities by any remaining eligible telecommunications carrier. The state commission shall establish a time, not to exceed one year after the state commission approves such relinquishment under this section, within which such purchase or construction shall be completed. NDNC states that there is more than one ETC in each area where NDNC is designated as an ETC.

The Commission will receive written comments in this proceeding until close of business on May 15, 2018.

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 the Commission.

PUBLIC SERVICE COMMISSION

Brian Kroshus, Commissioner
Randy Christmann, Chairman
Julie Fedorchak, Commissioner
4/5 - 20930396

Township Meeting
Rock Hill Township will hold its annual Tax Equalization meeting on Monday, April 9th, 2018 at 11:00 a.m. at the Hanson Residence, 28700 223rd St NE, Wing, ND 58494.
Rosemary Hanson - Clerk
3/29 & 4/5 - 20929953

NOTICE OF SALE OF PROPERTY
PLEASE TAKE NOTICE that a private sale of all property will be held on Thursday, April 19, 2018, 2 pm at 1100 Industrial Drive, Bismarck, ND 58501 for storage unit leased by the following tenants of Bismarck Storage LLC/Property 94: Donavon Hilleren, Connie Kritikos and Jason Volk. This private sale is cash and carry. All sales are final. Verify sale at 701-221-2074.
4/5 & 12 - 20930408

**UNIVERSITY OF MARY
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For ARCHITECTURAL AND
ENGINEERING SERVICES
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c. The project delivery format for the projects is to Construction Management at Risk. The CM-R company will be contracted separately by the University of Mary and will be selected during the same time period as the design team.

d. This project is to be designed to be single or multiple phased construction.

B. On-site tour and question session will be held on April 12, 2018 at 2:00 PM CT. C. To obtain a complete copy of the Request for Proposal and Qualifications, or for any questions or comments regarding the proposal, please contact Vaughn Rhodes, Phone: (701) 355-8027, email: vrhodes@umary.edu.

D. Interested firms shall submit their proposal no later than 2:00 p.m. on April 26, 2018.

4/3, 5, 10 & 17 - 20930357

ADVERTISEMENT FOR BIDS

Sealed bids for the construction of the VFW Sports Center Rink Lighting Upgrade, according to the drawings and specifications on file in the office of the Engineer will be received by Executive Director of the Bismarck Parks & Recreation District at its office located at 400 E Front Ave, Bismarck, North Dakota until 2:00 pm on April 12th, 2018 and then publicly opened and read aloud. The Contract Documents may be examined at the following locations:

- Apex Engineering Group, Inc. - 600 South 2nd Street - Suite 145, Bismarck, ND 58504
- Fargo-Moorhead Builder's Exchange - 1010 Page Drive, Fargo, ND 58103
- Bismarck-Mandan Builders Exchange - 805 Adobe Trail - Mandan, ND
- Construction Plans Exchange - 215 Airport Road - Bismarck, ND
- Minot Builders Exchange - 2424 Burdick Expressway East - Minot, ND

The Contract Documents are available for download from the QuestCDN.com web site for \$20.00 (QuestCDN Project #5645699). Bidders may also obtain hard copies of the Contract Documents from the office of Apex Engineering Group, Inc., 600 South 2nd Street - Suite 145, Bismarck, ND 58504 upon payment of a non-refundable fee of \$50.00.

Bids shall be based upon cash payment for the following general items:

The project shall consist of removal, modifications and installation of new lighting fixtures and controls.

Bids will be received as a Lump Sum for Electrical Construction. The Owner intends to award the Bid based on the lowest Base Bid. The Owner reserves the right to reject any and all Bids.

Each Bid shall be accompanied by a separate envelope containing 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 company authorized to do business in this state, conditioned that if the principal's Bid is accepted and the contract awarded to the principal, the principal, within ten days after Notice of Award, shall execute and effect a contract in accordance with the terms of his Bid and a Contractor's Bond as required by law and the regulations and determinations of the governing body. The Bid Bond of the three lowest Bidders will be retained until the contract has been awarded and executed, but not longer than sixty (60) days. The Bid security is a guarantee that the Bidder will enter into contract for the work described in the Proposal. The bidder may submit a Bid Bond, certified check, or cashier's check payable to the Bismarck Parks & Recreation District.

All Bidders shall have a valid North Dakota Contractor's license of the appropriate Class for the work. Bidders shall enclose a copy of the license or Certificate of Renewal in the same envelope as the Bidder's Bond. Failure to do so will render the Bid invalid. No Bid will be read or considered unless it fully complies with the Bond and license requirements. Any deficient Bid will be resealed and returned to the Bidder immediately. The successful Bidder shall be required to furnish both a Performance Bond and Payment Bond in the full amount of the Contract.

A pre-bid walk-through is scheduled for 1:30 p.m. on April 4, 2018. All bidders are encouraged to attend.

The Work under this Contract shall be Substantially Completed by September 1, 2018 and shall achieve Final Completion by October 1, 2018.

ALL QUESTIONS REGARDING THE CONTRACT DOCUMENTS SHALL BE DIRECTED TO THE OFFICE OF: Apex Engineering Group, Inc., John M. Klein, PE at 701-323-3961 or by email at John.Klein@ApexEngGroup.com. All questions must be received in writing or by email on or before seven (7) days prior to the bid opening. Responses to technical questions will be issued by addendum within five (5) days prior to the bid opening.

Dated this 29th day of March, 2018.

Mr. Randy Bina
Executive Director
Bismarck Parks & Recreation District
Bismarck, ND
3/29 & 4/5 - 20929718

**To Place a
Legal Advertisement**

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

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH
IN DISTRICT COURT
SOUTH CENTRAL JUDICIAL DISTRICT
IN THE MATTER OF THE ESTATE OF
WAYNE J. LOH, DECEASED.
Case No. 08-2018-PR-00069

NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that Eric Loh and Erin Fitterer have been appointed co-personal representatives of the above-named estate. All persons having claims against the said deceased are required to present their claims within three months after the date of the first publication of this notice or said claims will be forever barred.

Claims must either be presented to personal representative of the estate Eric Loh, c/o Sherry Olson, 501 S. 8th Street, #24, Bismarck, North Dakota, personal representative of the estate, or Jack McDonald, Wheeler Wolf Law Firm, Attorneys for the Estate, P.O. Box 1776, Bismarck, North Dakota 58502-1776, or filed with the Court.

Dated this 26th day of March, 2018.
/s/Jack McDonald
Jack McDonald (ID #02972)
WHEELER WOLF
Attorneys for Personal Representative
220 North Fourth Street
P.O. Box 1776
Bismarck, ND 58502-1776
Phone: (701) 751-1776
3/29, 4/5 & 12 - 20929844

NOTICE BEFORE FORECLOSURE

1. TO: Leonard E Kavonius }
1811 E Bowen Ave }
Bismarck, ND 58504 }

the title owners of the following described real property:

Part of Auditor's Lot Five (5), Section Three (3), Township One Hundred Thirty-Eight (138) North, Range Eighty (80) West of the Fifth Principal Meridian, Described as follows: Beginning at a Point 152.4 Feet East of the Northeast Corner of Lot Seven (7), Lincoln Addition to the City of Bismarck, North Dakota; Thence East a Distance of 50 Feet along the South Line of Bowen Avenue; Thence South of Distance of 170 Feet; Thence West of Distance of 50 Feet; Thence North of Distance of 170 Feet to the Point of Beginning. Which has the address of 1811 E Bowen Ave, Bismarck, North Dakota 58504.

2. Notice is hereby given that certain mortgage upon the above-described property, Leonard E Kavonius, mortgagor, executed and delivered to CitiFinancial, Inc., Mortgagee, dated December 20, 2007, and filed for record in the office of the Register of Deeds of the County of Burleigh and State of North Dakota, December 31, 2007 as Document 683453. The mortgage has been or will

be assigned to the Plaintiff prior to the commencement of a foreclosure action. Said mortgage was given to secure the payment of \$77,195.99, and interest according to the conditions of a certain promissory note, is in default.

NOTICE

3. Pursuant to the provisions of the Federal Fair Debt Collection Practices Act, you are advised that unless you dispute the validity of the foregoing debt or any portion thereof within thirty days after receipt of this letter, we will assume the debt to be valid. On the other hand, if the debt or any portion thereof is disputed, we will obtain verification of the debt and will mail you a copy of such verification. You are also advised that upon your request within the thirty day period, we will provide you with the name and address of your original creditor, if different from the creditor referred to in this Notice. We are attempting to collect a debt and any information obtained will be used for that purpose.

4. At this time, no attorney with this firm has personally reviewed the particular circumstances of your account. However, if you fail to contact our office, our client may consider additional remedies to recover the balance due.

5. Bayview Loan Servicing, LLC may have previously sent you a letter advising you of possible alternatives to foreclosure, along with the documents for you to complete and return to Bayview Loan Servicing, LLC to be evaluated for these alternatives. If you did not receive or no longer have the documents, or have not returned all of the documents, please contact Bayview Loan Servicing, LLC at: 305-644-2606. Even if you have previously indicated that you are not interested in saving your home you can still be evaluated for alternatives to foreclosure.

6. The following is a statement of the sum due for principal, interest, taxes, insurance, maintenance, etc., as of February 28, 2018:

| | |
|--------------------------|-------------|
| Unpaid Principal Balance | \$75,546.54 |
| Unpaid Accrued Interest | \$6,816.96 |
| Escrow Advance | \$3,821.40 |
| Property Inspections | \$44.00 |
| Suspense | \$-0.07 |
| Grand Total | \$86,228.83 |

7. That as February 28, 2018 of the amount due to cure any default, or to be due under the terms of the mortgage, exists in the following respects:

| | | |
|----------------------|-----------------------|------------|
| Principal & Interest | 10 months at \$679.93 | \$6,799.30 |
| Escrow Advance | 10 months at \$10.33 | \$103.30 |
| Property Inspections | | \$44.00 |
| Suspense | | \$-0.07 |
| Grand Total | | \$6,946.53 |

all of which must be paid **BY CERTIFIED FUNDS, MADE PAYABLE TO Bayview**

NOTICE OF FILING A REVISION TO ADD AREA TO AN EXISTING SURFACE COAL MINING PERMIT

The Falkirk Mining Company, P.O. Box 1087, Underwood, ND 58576, has filed an application (Revision No. 38) to revise surface coal mining activities in Permit NAFK-8405 to add 1680.1 acres to the permit. The permit revision adds mining plans for the S½ of Section 3, S½ of Section 4, SE¼ of Section 5, portions of the N½ of Section 8, N½ of Section 9 and the N½ of Section 10, T146N, R82W, approximately 2 miles north of Underwood. Information that was updated in the permit includes all introductory, legal, financial, compliance information, environmental, operations and reclamation sections. The stand-alone Underwood Ground Water Hydrology and Reclamation Bond/Cost sections have also been updated with this revision.

The map shows the location of the City of Underwood, North Dakota and the outline of the permit area.

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

TRACT 84
Township 146 North, Range 82 West
Section 3: SE¼
Surface Ownership: The Falkirk Mining Company
Coal Ownership: United States of America - Bureau of Land Management
Howard T. Huber
Darlene Huber
Ronald A. Huber

TRACT 85
Township 146 North, Range 82 West
Section 3: N½SW¼ less a tract of land lying in the southwest corner described as follows: Beginning in the southwest corner, thence north along the west section line of said N½SW¼ a distance of 507.40 feet; thence east a distance of 889.00 feet; thence south a distance of 507.40 feet; thence west a distance of 889.00 feet to the point of beginning.

Surface Ownership: Stuart Busch and Paula Busch
Dallas Benzmilller and Vicki Benzmilller
Dennis J. Dietz, Life Estate
Remaindermen:
Stephen M. Dietz and Heather E. Peck
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
Remaindermen:
Stephen M. Dietz and Heather E. Peck
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 Outlot B in the SW¼
Surface Ownership: The Falkirk Mining 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: Howard Busch and Virginia Busch
Coal Ownership: Howard Busch and Virginia Busch

TRACT 88
Township 146 North, Range 82 West
Section 4: S½
Surface Ownership: William G. Wilson, 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: SE¼
Surface Ownership: David P. Kjelstrup
Kjelstrup Land Holdings, LLLP
Subject to Contract for Deed from:
Ronald C. Johnson, as Trustee of the Ronald C. Johnson
Revocable Trust dated 03-31-98

Coal Ownership: Sue Ellen Gruman Kraft
Karla Gruman Rippchen
Audra Rose Coppa
Mark Edward Gruman
Camille Wissmann
David P. Kjelstrup
Kjelstrup Land Holdings, LLLP
Subject to Contract for Deed from:
Ronald C. Johnson, as Trustee of the Ronald C. Johnson
Revocable Trust dated 03-31-98
H. Huffman & Co.
Pogo Producing Company, LLC

TRACT 59
Township 146 North, Range 82 West
Section 8: W½ east of U.S. Hwy. 83 right-of-way
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Elizabeth Bussman

TRACT 90
Township 146 North, Range 82 West
Section 8: NE¼
Surface Ownership: The Falkirk Mining Company
Coal Ownership: Claudia G. Tauer

TRACT 91
Township 146 North, Range 82 West
Section 9: NW¼ less Lot A in the SW¼NW¼ described as follows: Beginning at the west quarter corner of said Section 9, thence north 700.00 feet, thence east 700.00 feet, thence south 700.00 feet, thence west along the quarter section line 700.00 feet to the point of beginning, containing 11.25 acres.

Surface Ownership: Monte J. Miller
Coal Ownership: Monte J. Miller

TRACT 60
Township 146 North, Range 82 West
Section 9: Lot A in the SW¼NW¼ described as follows: Beginning at the west quarter corner of said Section 9, thence north 700.00 feet, thence east 700.00 feet, thence south 700.00 feet, thence west along the quarter section line 700.00 feet to the point of beginning, containing 11.25 acres.
Surface Ownership: Laurel Miller
Coal Ownership: Laurel Miller

TRACT 61
Township 146 North, Range 82 West
Section 9: NE¼
Surface Ownership: The Falkirk Mining Company

Loan Servicing, LLC and mailed to the undersigned attorney to cure the default, plus any accrued interest, subsequent payments or late charges which become due and any further expenses for preservation of the property which may be advanced. PLEASE CONTACT THE UNDERSIGNED FOR THE EXACT AMOUNT DUE THROUGH A CERTAIN DATE.

8. You have the right, in accordance with the terms of the mortgage, to cure the default specified above. You also have the right to assert in the foreclosure action that no default exists or any other defense you may have to said action.

9. Notice is further given that if the total sums in default, together with interest accrued thereon at the time of such payment, accrued payments then due and expenses advanced, are not paid within thirty (30) days from the date of mailing or service of this Notice, the Mortgagee will deem the whole sum secured by the mortgage to be due and payable in full without further notice. Furthermore, proceedings will be commenced to foreclose such mortgage, and in the event of Sheriff's sale as provided by the laws of the State of North Dakota, the time for redemption shall be as provided by law, but not less than sixty (60) days after the Sheriff's Sale.

Dated March 5, 2018
MACKOFF KELLOGG LAW FIRM
Attorneys for the Plaintiff
Office and Post Office Address:
38 Second Avenue East
Dickinson, North Dakota 58601
Tel: (701) 227-1841
Fax: (701) 225-6878
Email: dipper@mackoff.com
By: /s/David C. Piper
David C. Piper,
Attorney ND Bar #06723

If you have previously received a discharge in a Chapter 7 bankruptcy, this is not an attempt to collect a debt against you personally, but only an attempt to determine your intention concerning retaining this property.
3/22, 29 & 4/5 - 20928920

PUBLIC NOTICES

A public notice is information informing citizens of government activities that may affect the citizens' everyday lives. Public notices have been printed in local newspapers, the trusted sources for community information, for more than 200 years.

NOTICE OF SALE

Civil No. 08-2017-CV-02505
Notice is hereby given that by virtue of a judgment of foreclosure by the District Court of the South Central Judicial District in and for the County of Burleigh and State of North Dakota, and entered and docketed in the Office of the Clerk of said Court on February 1, 2018, in an action wherein Wells Fargo Bank, NA was Plaintiff and Jerome Hibi and Any Person In Possession were Defendants, in favor of Plaintiff and against the Defendants for the sum of \$194,819.58, which judgment and decree, among other things, directed the sale by me of the real property hereinafter described, to satisfy the amount of said judgment, with interest thereon and the costs and expenses of such sale, or so much thereof as the proceeds of said sale will satisfy; and by virtue of a writ issued to me out of the office of the Clerk of said Court, I, Pat D. Heinert, Sheriff of Burleigh County, North Dakota, will sell the property described in the judgment to the highest bidder for cash at public auction at the front door of the Courthouse in the City of Bismarck in the County of Burleigh and State of North Dakota, on April 19, 2018, at the hour of 1:15 P.M.. (CT), to satisfy the amount due, with interest thereon, and the costs and expenses of such sale, or so much thereof as the proceeds of such sale will satisfy. The property to be sold is situated in the County of Burleigh and State of North Dakota, and described as follows:

Lot 13, Block 1, S&W Eighth Addition to the City of Lincoln, Burleigh County, North Dakota. Property address of 64 Stanley Dr. N., Lincoln, ND 58504

If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the deposit paid. The purchaser shall have no further recourse against the Mortgagor, the Mortgagee or the Mortgagee's attorney.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 2nd day of March, 2018.

/s/Pat D. Heinert
Pat D. Heinert
Sheriff of Burleigh County,
North Dakota
By: /s/ Troy A. Fleck
Deputy
MACKOFF KELLOGG LAW FIRM
38 Second Avenue East
Dickinson, ND 58601
Attorneys for Plaintiff
3/22, 29 & 4/5 - 20928810

McKenzie Township Equalization Meeting, Tuesday, April 17, 2018, 6:00 to 6:15 p.m., Regular board meeting to follow. United Methodist Church, Sterling ND. Lower Level.

4/5 - 20930562

Coal Ownership: Ronald J. Leidholm and Mary T. Leidholm
Renee C. Thorp
Barbara C. Braun
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
Gordon O. Olson and Ellen Olson
M. Jean Sitz
Richard C. Lord and Myrna K. Lord

TRACT 65
Township 146 North, Range 82 West
Section 10: E½ less tracts of 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
Frank J. Bavendick
John R. Dyer
Lorette H. Pearce

TRACT 92
Township 146 North, Range 82 West
Section 10: NW¼
Surface Ownership: Howard Busch and Virginia Busch
Coal Ownership: Howard Busch and Virginia Busch

Operations within 100 feet of the outside right-of-way of the following sections will be necessary during the planned mining for the current permit area and the area added to the permit as part of Revision No. 38. Prior to the operations being conducted in these areas, Falkirk will obtain the approval of the Board of McLean County Commissioners, the road authority, subject to public notice and hearing.

1. The north-south section line between the SE¼ of Section 3 and the SW¼ of Section 2, T146N, R82W.
2. The north-south section line between the SE¼ of Section 4 and the SW¼ of Section 3, T146N, R82W.
3. The north-south section line between the SE¼ of Section 5 and the SW¼ of Section 4, T146N, R82W.
4. The north-south section line between Section 8 and Section 9, T146N, R82W.
5. The north-south section line between Section 9 and Section 10, T146N, R82W.
6. The east-west section line between Section 3 and Section 10, T146N, R82W.
7. The east-west section line between Section 4 and Section 9, T146N, R82W.
8. The east-west section line between Section 5 and Section 8, T146N, R82W.
9. The east-west section line between Section 9 and Section 16, T146N, R82W.

As shown in the permit application, mining and related construction activities will be located across several section lines. The area added to the permit as part of Revision No. 38 will require temporary closure of several section lines to allow mining to proceed. None of these section lines are occupied by a road that will require relocation during the term of mining and reclamation. Prior to the operations being conducted in these areas, Falkirk will obtain the approval of the Board of McLean County Commissioners to temporarily close the following section lines during the term of mining and reclamation