

NOTICE OF APPLICATION FOR A RENEWAL AND A REVISION 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 applications to the North Dakota Public Service Commission for Permit Renewal No. 5 and Revision No. 45 to BNCR-9702, approved on August 2, 2000, to engage in surface coal mining and reclamation operations. The area for which a permit renewal is sought includes approximately 7,655 acres in parts of Sections 20, 21, 27, 28, 29, 31, 32, 33 and

34 T142N R84W and parts of Sections 3, 4, 5, 6, 7, 8, 9 and 10 T141N R84W. This area is in Oliver County, North Dakota and is shown on the accompanying map. Renewal No. 5 will extend the permit term another five years until August 2, 2030. The permit revision depicts the coal removal subarea for the next five year permit term. The permit revision will update the Legal and Financial Section, the extended mine plan, the operations, the blasting plan,

post-mine topography, reclamation, ground water, surface water management, wildlife monitoring, post mining land use sections and the worst case bond estimate. The renewal application and the application for revision of the surface coal mining permit are available for public inspection at the offices of the North Dakota Public Service Commission, 600 East Boulevard Avenue, Bismarck, ND, 58505-0480, and the County Auditor, Oliver County Courthouse, Center,

ND, 58530.

Any person with an interest which is or may be adversely affected by the renewal and revision applications has the right to file written comments, objections, or requests for informal conferences with the North Dakota Public Service Commission. Written comments, objections, and requests for an informal conference should be filed with the North Dakota Public Service Commission, 600 East Boulevard Avenue, Bismarck,

ND, 58505-0480, within 30 days after the last publication of this notice. The written request should state the concerns or objections regarding the revision.

The legal description and names of the apparent surface and mineral (coal) owners of the land in the permit area that will be affected by the revised plans are as follows:

LEGAL DESCRIPTION SURFACE OWNER (S) COAL OWNERS
SECTION 20 T142N R84W
NE1/4 (less 2.2 ac.-Lot A)
and SW1/4 BNI Coal, Ltd. USA

SE1/4 BNI Coal, Ltd. *Jeanette Lange, Virginia Miller, Pella Estate, Keith Arthur, Wendy Langseth, Ross Langseth, Jacqueline Gullickson, BNI Coal, Ltd.*

NW1/4 Pfliger, LLP USA

SECTION 21 T142N R84W
Entire Section BNI Coal, Ltd. *Jeanette Lange, Virginia Miller, Pella Estate, Keith Arthur, Wendy Langseth, Ross Langseth, Jacqueline Gullickson, BNI Coal, LTD, Assembly of God Fin. Serv., ND Council-Assembly of God*

SECTION 27 T142N R84W
ENTIRE Section BNI Coal, Ltd. *Katherine Himmelspach, Betty Staigle, Diane Wilkens, Kathleen Mosbrucker, BNI Coal, Ltd., Clement Bobb*

SECTION 28 T142N R84W
W 1/2 BNI Coal, Ltd. USA

NE 1/4 BNI Coal, Ltd. *Lucille Bobb,*

Less NE1/4NE1/4 BNI Coal, Ltd., ND State Land Department

NE1/4NE1/4 BNI Coal, Ltd. *John Bobb, Jr., BNI Coal, Ltd., ND State Land Department*

SE1/4 BNI Coal, Ltd. *Lucille Bobb,*
Less NE1/4SE1/4 BNI Coal, Ltd.

NE1/4SE1/4 BNI Coal, Ltd. *John Bobb, Jr. BNI Coal, Ltd.*

SECTION 29 T142N R84W
SE1/4 *Brenda Schwalbe, Eugene Yantzer, Ashley Torgerson, Arlyce Muth Ila Vandenburg, Brenda Schwalbe, Eldon Vandenburg, Wayne Vandenburg, Donna Vandenburg, Willetta Bartz, Eugene Yantzer, Ashley Torgerson, Arlyce Muth, Howard Skager, Nathan Skager, Jardene Moss, Karla Walter, Claudene Pickett, ND State Land Department*

SW1/4 *Brenda Schwalbe, Ila Vandenburg, Eldon Vandenburg Wayne Vandenburg, Donna Vandenburg, Willetta Bartz, Eugene Yantzer, Myron Yantzer, Daryl Yantzer LE, Carol Yantzer, David Yantzer, Tim Yantzer, Arlyce Muth, Jardene Moss, Claudene Pickett, Howard*

Skager, Nathan Skager, Karla Walter Brenda Schwalbe, Ila Vandenburg, Eldon Vandenburg, Wayne Vandenburg, Donna Vandenburg, Willetta Bartz, Eugene Yantzer, Myron Yantzer, Daryl Yantzer LE, Carol Yantzer, David Yantzer, Tim Yantzer, Arlyce Muth, Jardene Moss, Claudene Pickett, Howard Skager, Nathan Skager, Karla Walter, ND State Land Department

SECTION 31 T142N R84W
SE 1/4 *Steven and Marlene Fricke Kenneth Barnhardt, Helen Pflieger, Dennis Barnhardt, Joanne Trinkle, Karen O. Van Amburg*

SECTION 32 T142N R84W
N1/2NW1/4, SW1/4NW1/4, and NW1/4SW1/4 *Brenda Schwalbe, Ila Vandenburg, Eldon Vandenburg, Wayne Vandenburg, Donna Vandenburg, Willetta Bartz, Eugene Yantzer, Myron Yantzer, Daryl Yantzer LE, Carol Yantzer, David Yantzer, Tim Yantzer, Arlyce Muth, Howard Skager, Nathan Skager, Jardene Moss, Karla Walter, Claudene Pickett USA*

SE1/4NW1/4 and S 1/2, *Tom & Kathleen Lipp Tom & Kathleen Lipp*
Less NW 1/4SW 1/4 *Marshall & Winston, Inc., Hancock Enterprises, Fortin Enterprises, Inc.*

NE 1/4 *Brenda Schwalbe, Eugene Yantzer, Ashley Torgerson, Arlyce Muth Brenda Schwalbe, Ila Vandenburg, Eldon Vandenburg, Wayne Vandenburg, Donna Vandenburg, Willetta Bartz, Eugene Yantzer, Ashley Torgerson, Arlyce Muth, Howard Skager, Nathan Skager, Jardene Moss, Karla Walter, Claudene Pickett*

SECTION 33 T142N R84W
NW1/4, S1/2, NE1/4NE1/4, and SW1/4NE1/4 BNI Coal, Ltd. *Clement Bobb, Diane Wilkens, Betty Staigle, Kathleen Mosbrucker, Katherine Himmelspach, BNI Coal, Ltd., John Bobb, Jr.*

SE1/4NE1/4 and NW1/4NE1/4 BNI Coal, Ltd. *Lucille Bobb, Clement Bobb, Diane Wilkens, Betty Staigle, Kathleen Mosbrucker, Katherine Himmelspach, BNI Coal, Ltd.*

SECTION 34 T142N R84W
W1/2NW1/4 BNI Coal, Ltd. *Linda Ash, Thomas J. Dresser, Sr.*

E1/2NW1/4, NE 1/4 and N1/2SE1/4 BNI

Coal, Ltd. USA

SW 1/4 BNI Coal, Ltd. *Mary Dresser*

SE1/4SE1/4 BNI Coal, Ltd. *Paul Ash, Dean Ash & Theresa Ash c/o Linda Ash, Laura Ann Dresser, Tammy Korkowski, Tom Dresser, Jr.*

SW1/4SE1/4 BNI Coal, Ltd. *Tom Dresser, Jr., Laura Ann Dresser, Tammy Korkowski*

SECTION 6 T141N R84W
NE 1/4 *Marie Mosbrucker Marie Mosbrucker, Lyle Mosbrucker, Calvin Mosbrucker, Dean Mosbrucker, Brian Mosbrucker, Lorie Makelke, Nicole Wilson, Colton Schmitz, Laverne Huck Life Estate, *Remaindermen: Rachelle Markel, Raynee Morrell, Rayette Fasching, Raydene Zimmerman, Raylynn Huck, Melvin Geiger*

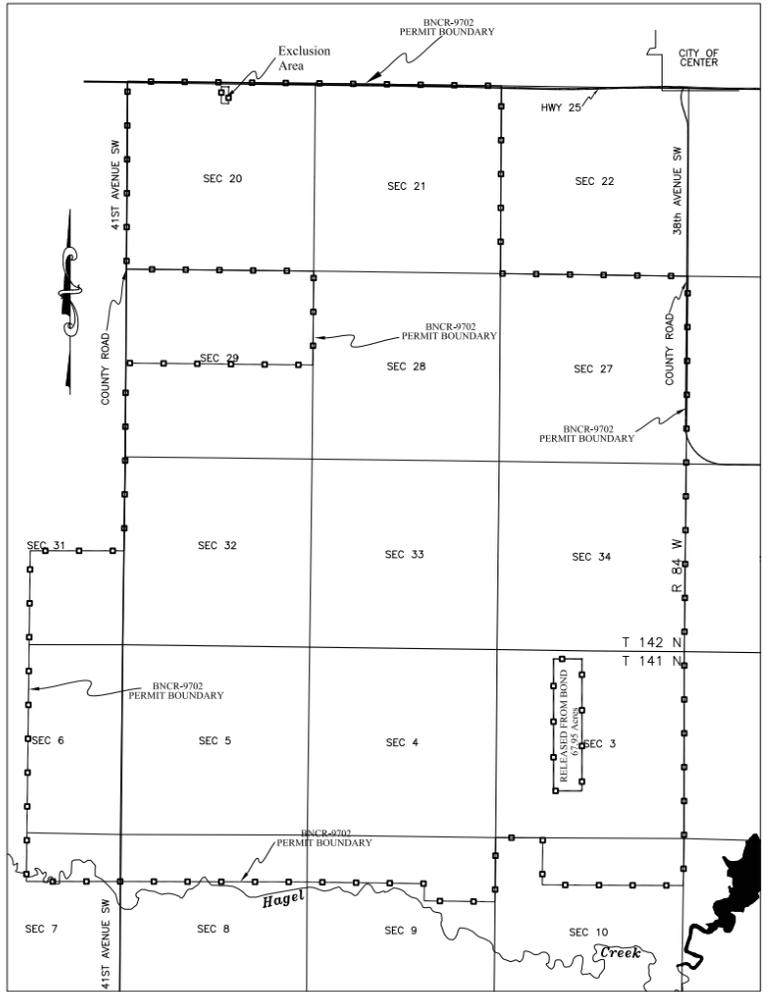
SE 1/4 Marie Mosbrucker USA

SECTION 5 T141N R84W
W 1/2 *Marie Mosbrucker Calvin Mosbrucker, Dean Mosbrucker, Brian Mosbrucker, Lorie Makelke, Nicole Wilson, Colton Schmitz, Laverne Huck Life Estate *Remaindermen: Rachelle Markel, Raynee Morrell, Rayette Fasching, Raydene Zimmerman, Raylynn Huck Marie Mosbrucker, Lyle Mosbrucker, Melvin Geiger, Joanne Trinkle, Karen O. Van Amburg, North Central Oil Corp., Huston Huffman & Co.*

NE 1/4 *Thomas & Kathleen Lipp Thomas & Kathleen Lipp, Marshall & Winston, Inc., Hancock Enterprises, Fortin Enterprises, Inc.*

SE 1/4 Marie Mosbrucker *Marie Mosbrucker, Lyle Mosbrucker, Calvin Mosbrucker, Dean Mosbrucker, Brian Mosbrucker, Lorie Makelke, Nicole Wilson, Colton Schmitz, Laverne Huck Life Estate *Remaindermen: Rachelle Markel, Raynee Morrell, Rayette Fasching, Raydene Zimmerman, Raylynn Huck, Melvin Geiger*

SECTION 4 T141N R84W
N1/2 BNI Coal, Ltd. *B.W. Henderscheid*
S1/2 BNI Coal, Ltd. *B.W. Henderscheid, Enid Bargmann*



SECTION 3 T141N R84W
ENTIRE SECTION *Minnkota Power Cooperative B.W. Henderscheid, Enid Bargmann*

SECTION 7 T141N R84W
E 1/2 *Keith Dahl Keith Dahl, Ralph Mosbrucker*

SECTION 8 T141N R84W
NW 1/4 *Tim Doll Helen Pflieger, Dennis Barnhardt, Kenneth Barnhardt, BNI Coal, Ltd.*

NE 1/4 *Calvin Mosbrucker, Dean Mosbrucker, Brian Mosbrucker, Lorie Makelke Marie Mosbrucker, Lyle Mosbrucker, Calvin Mosbrucker, Dean Mosbrucker, Brian Mosbrucker, Lorie Makelke, Nicole Wilson, Colton Schmitz,*

*Laverne Huck Life Estate *Remaindermen: Rachelle Markel, Raynee Morrell, Rayette Fasching, Raydene Zimmerman, Raylynn Huck, Melvin Geiger*

SECTION 9 T141N R84W
NW 1/4 *Jeff Reinke Jeff Reinke*

NE 1/4 BNI Coal, Ltd. *B.W. Henderscheid, Enid Bargmann*
SECTION 10 T141N R84W
NE 1/4NW1/4 & NE 1/4 *Kenneth & Darlene Reinke USA*

(04-24-2025)(05.01.2025)
(05.15.2025)(05.22.2025)

CENTER/STANTON PUBLIC SCHOOL REGULAR BOARD MEETING MINUTES

March 12, 2025
Chairman Richard Schmidt called the regular board meeting of the Center/Stanton School Board to order at 6:00 p.m. CT on March 12, 2025. Roll call was taken, and board members present in addition to Chairman Schmidt were John Schwab, Kelly Erhardt, Shiloh Becher, and Jesse Krieger. Administrator's present were Secondary Principal Alicia Nitschke and Elementary Principal Mark Sondag. Also present was Business Manager Jacob Erhardt. Set Agenda. K. Erhardt made a motion to add Open Enrollments to line D, and Tuition Agreement to line E. under new business. Schwab seconded the motion. All in favor. Motion Carried (M/C).
Approval of Minutes. Krieger moved to approve the minutes from the February 12, 2025 meeting. K. Erhardt seconded the motion. All in favor. M/C.
Krieger then made a motion to publish minutes in paper only after they had been approved by the board. Becher seconded the motion. Discussion: Krieger stated that putting unapproved minutes into the newspaper could lead to issues if the board has not properly reviewed them. Roll call vote: Krieger-yes, Schwab-no, Becher-yes, K. Erhardt-yes, Schmidt-yes. M/C.
Financial Reports. Monthly Financial Reports consisting of the General Fund, Activity Fund, Building Fund, Hot Lunch Fund and February payroll totals were presented to the Board. Schwab moved to accept the financial reports (consent

agenda) until audited. Krieger seconded the motion. All in favor. M/C.
Bills. K. Erhardt moved to pay the following bills as presented: ADVANCED BUSINESS METHODS 1,939.69; AVI SYSTEMS 1,275.00; BISMARCK TRIBUNE 189.00; BUBEL, JD 25.00; ; CENTER COAL COMPANY 3,707.90; CENTER MACHINE 117.04; CDLN 912.64; CITY OF CENTER 498.89; COLE PAPERS 1,253.67; DSU HERITAGE FOUNDATION 55.00; EGGERS ELECTRIC MOTOR 208.43; EIDE BAILLY 12,600.00; ET-SYSTEMS 1,072.54; FOLLETT CONTENT SOLUTIONS 214.13; GARRISON PUBLIC SCHOOL 178.00; HANSON, LACEY 127.50; HARLOW'S BUS SALES 22,173.18; HAZEN PUBLIC SCHOOL 69.00; HINTZ, JODI 199.37; JONES SCHOOL SUPPLY 290.96; JOSTENS INC 203.95; JW PEPPER & SON 10.25; LEARN WELL 99.00; LILLIS ELECTRIC 1,784.90; LINDE GAS & EQUIPMENT 300.18; MENARDS 829.40; MERCER COUNTY 10.00; MDU 4,972.98; NDBCI 40.00; ND CENTER FOR DISTANCE EDUCATION 2,818.00; NETWORK CENTER 755.00; PETTY CASH 540.00; POPPLERS MUSIC 154.79; RICHARDTON-TAYLOR PUBLIC SCHOOL 69.00; ROTO ROOTER 485.00; ROUGH RIDER ELECTRIC COOPERATIVE 35.00; RUD PROPANE 6,252.38; SCHOOL SPECIALTY 37.04; SCHUTT, CORTNEY 320.00; SECURITY FIRST AGENCY OF ND 1,933.00; SNA 55.25; STEINS 497.38; WAGON WHEEL

LUMBER 354.57; WETTELS, PAULINE 22.95; WRT 375.26. General Fund Total: 70,062.22. Becher seconded the motion. All in favor. M/C.
Administrative Reports:
Secondary Principal's Report. Ms. Nitschke reported on Enrollment; DAAT; Civil Rights Report; Acalympics: Spring Activities; and Upcoming Items.
Elementary Principal's Report. Mr. Sondag reported on Enrollment; Reading Month; NDDPI Engagement Surveys; ND State Testing; Family Teacher Conferences; Elementary Volleyball; PBIS Parties; and Upcoming Events.
Committee Reports:
• Extra-Curricular Meeting (3-6-2025). K. Erhardt and Becher provided an update on sports pictures, elementary volleyball schedule, handbook committee, 2025-2026 pay to play, and AD team updates.
• Building/Grounds/Transportation Meeting (3-11-2025). Becher and Schwab provided an update on Pool Hallway, Gym Floor, Boiler Updates, Storage, and Energy Conservation Grant.
Old Business:
A. School Calendar. The board was presented the finalized draft of the school calendar for the 2025-2026 school year. Krieger made a motion to approve the presented school calendar for the 2025-2026 school year. Schwab seconded the motion. All in favor. M/C.
New Business:
A. Authorized Rep Federal Programs.

Becher made a motion to approve Mark Sondag as the new authorized representative for federal programs for the remainder of the 2024-2025 school year. Schwab seconded the motion. All in favor. M/C.
B. Superintendent Contract. Schmidt presented a signed contract for the superintendent position. Becher made a motion to accept the two-year superintendent contract for Adam Hill (\$110,000.00 & 112,500.00). K. Erhardt seconded the motion. Roll call vote: Becher-yes, Krieger-yes, K. Erhardt-yes, Schwab-yes, Schmidt-yes. M/C.
C. Resignations. Schmidt read a letter from Melissa Froseth-Sorge resigning from Yearbook Advisor. K. Erhardt made a motion to accept the letter of resignation from Melissa Froseth-Sorge. Schwab seconded the motion. All in favor. M/C.
Schmidt then read a letter from Brooke Boeshans resigning from Assistant Girls' Basketball Coach. K. Erhardt made a motion to accept the resignation letter of Brooke Boeshans. Schwab seconded the motion. All in favor. M/C.
Schmidt then read a letter from Kerrie Washburn resigning from her teaching position at the end of the 2024-2025 school year. Krieger made a motion to accept the resignation letter from Kerrie Washburn. K. Erhardt seconded the motion. All in favor. M/C.
D. Open Enrollments. Erhardt presented three open enrollment agreements for students going to Hazen.
E. Tuition Agreement. The board reviewed

a tuition agreement from a student looking to finish 2024-2025 school year with Center-Stanton. Becher made a motion to accept the tuition agreement. Krieger seconded the motion. Becher then made a motion to amend original motion to accept tuition agreement and waive tuition fee. Krieger seconded the motion. Roll call to accept amendment: Krieger-yes, Schwab-yes, K. Erhardt-yes, Becher-yes, Schmidt-yes. Motion amended. Roll call vote for motion: Becher-yes, K. Erhardt-yes, Schwab-yes, Krieger-yes, Schmidt-no. M/C.
Meeting Dates.
Special Board Meeting – March 31, 2025 at 6:30 p.m. CT
Personnel Committee Meeting – April 7, 2025 6:00 p.m. CT
Regular Board Meeting – April 9, 2025 at 6:30 p.m. CT
Personnel Committee Meeting – April 10, 2025 6:00 p.m. CT
Special Board Meeting – April 14, 2025 7:00 p.m. CT
Personnel Committee Meeting – April 15, 2025 6:00 p.m. CT
Krieger moved to adjourn the meeting. Berger seconded the motion. All in favor. M/C.
Meeting adjourned at 7:56 p.m. CT.
These published proceedings are subject to review and revision by the Board.
Jacob Erhardt, Business Manager

(04-24-2025)