

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 5.74 acres and is described as T139N R98W Section 15: Tract in the SE1/4SE1/4. This parcel's current land use is broken down as follows:

Cropland _____ 0.60 _____	Farmstead Yard _____ 2.33 _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____ 0.06 _____
Shelterbelt _____ 1.50 _____	Structures _____ 0.06 _____
Corral/Feedlot _____ 0.06 _____	Waste Dump _____
Tame Pasture _____	Industrial/Utilities _____
Tame Pasture Woodland _____ 0.06 _____	Mines _____
Driveway _____ 0.09 _____	Woodland _____
Roads Surface _____ 0.37 _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____ 0.61 _____	Wetlands _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Same as it is now.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature John F. Buckman Date 1-9-08

Name John F. Buckman

Address 3891 122 ND Ave S.W.

P.O. Box 344

South Heart W.P. 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 15.63 acres and is described as T139N R98W Section 33: NE1/4. This parcel's current land use is broken down as follows:

Cropland X 14.90 _____	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____
Roads Surface _____ 0.09 _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____ 0.65 _____	Wetlands _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation

Landowner Signature Larry R. Klein Date 1/10/08

Name Larry R. Klein

Address 5251 Weatherby Way
Bismarck ND 58503

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 5.53 acres and is described as T139N R98W Section 20: SE1/4. This parcel's current land use is broken down as follows:

Cropland _____ 5.10 _____	Farmstead Yard _____
Cropland Waterway _____ 0.20 _____	Feed / Hay Lot _____
Native Vegetation _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 0.07 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____
Roads Surface _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____ 0.15 _____	Wetlands _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

The cropland that is CRP right now will probably be returned to grain farming.
The waterway might stay as a waterway.
The right of way will stay a right of way.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Kenneth D. Kudrona Date 1-11-08

Name Kenneth D. Kudrona

Address 11961 41st St SW
South Heart, ND 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 14.52 acres and is described as T139N R98W Section 20: NW1/4 less a tract in the NW1/4NW1/4, NE1/4 less a tract in the SW1/4NE1/4. This parcel's current land use is broken down as follows:

Cropland _____ 7.81 _____	Farmstead Yard _____
Cropland Waterway _____ 0.15 _____	Feed / Hay Lot _____
Native Vegetation _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____ 0.52 _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 1.17 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____
Roads Surface _____ 0.04 _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____ 4.83 _____	Wetlands _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Pat Koylea Date 1-17-08
 Name PAT KOYLEA
 Address Box 184
SOUTH HEART ND, 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 641.42 acres and is described as T139N R98W Section 27: All. This parcel's current land use is broken down as follows:

Cropland _____ 310.65 _____	Farmstead Yard _____ 4.31 _____
Cropland Waterway _____	Feed / Hay Lot _____ 3.41 _____
Native Vegetation _____ 151.02 _____	Garden _____
Native Vegetation – Tame Pasture _____ 15.72 _____	Residence _____ 0.05 _____
Shelterbelt _____ 0.93 _____	Structures _____ 0.37 _____
Corral/Feedlot _____ 7.15 _____	Waste Dump _____
Tame Pasture _____ 10.73 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____ 0.19 _____
Driveway _____ 0.97 _____	Woodland _____ 104.15 _____
Roads Surface _____ 6.52 _____	Reservoirs - Open Water _____ 0.41 _____
Right-of-Way/Lane _____ 16.10 _____	Wetlands _____ 8.72 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Pat Kuylen Date 1-17-08
Name PAT KUYLEN
Address Box 184
SOUTH HEART N.D. 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 104.58 acres and is described as T139N R98W Section 28: NE1/4. This parcel's current land use is broken down as follows:

Cropland _____ 22.56 _____	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____ 56.46 _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____ 0.41 _____
Tame Pasture _____ 4.14 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____ 0.59 _____
Driveway _____	Woodland _____ 12.10 _____
Roads Surface _____ 0.03 _____	Reservoirs - Open Water _____ 0.39 _____
Right-of-Way/Lane _____ 0.02 _____	Wetlands _____ 7.87 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Pat Kuxler Date 1-17-08

Name PAT KUXLER

Address Box 184

SOUTH HEART N.D.AK 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 40.78 acres and is described as T139N R98W Section 28: W1/2, SE1/4. This parcel's current land use is broken down as follows:

Cropland _____ 29.02 _____	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____ 0.85 _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 8.71 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____
Roads Surface _____ 0.85 _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____ 1.35 _____	Wetlands _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Pat Koyler Date 1-17-08
Name PAT KOYLER
Address Box 184
SOUTH HEART N.D. 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 158.97 acres and is described as T139N R98W Section 16: SW1/4. This parcel's current land use is broken down as follows:

Cropland _____	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot <u>3.74</u> _____
Native Vegetation <u>88.24</u> _____	Garden _____
Native Vegetation – Tame Pasture <u>20.85</u> _____	Residence _____
Shelterbelt <u>5.20</u> _____	Structures <u>0.03</u> _____
Corral/Feedlot <u>11.87</u> _____	Waste Dump _____
Tame Pasture <u>22.03</u> _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines <u>1.10</u> _____
Driveway _____	Woodland _____
Roads Surface <u>1.35</u> _____	Reservoirs - Open Water <u>0.46</u> _____
Right-of-Way/Lane <u>1.07</u> _____	Wetlands <u>3.02</u> _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

pasture
~~pasture~~ land will be reclaimed to crop land

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Robert Kuylen Brenda Kuylen Date 1-16-08

Name Robert and Brenda Kuylen

Address Box 273
South Heart, ND 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 297.69 acres and is described as T139N R98W Section 17: All less a tract in the SW1/4SW1/4. This parcel's current land use is broken down as follows:

Cropland _____ 217.55 _____	Farmstead Yard _____
Cropland Waterway _____ 8.67 _____	Feed / Hay Lot _____
Native Vegetation _____ 58.80 _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____ 0.06 _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 6.21 _____	Industrial/Utilities _____ 0.08 _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____
Roads Surface _____ 2.15 _____	Reservoirs - Open Water _____ 0.35 _____
Right-of-Way/Lane _____ 2.46 _____	Wetlands _____ 1.37 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

pasture land will be reclaimed to crop land

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Robert Kuylen - Brenda Kuylen Date 1-16-08

Name Robert - Brenda Kuylen

Address Box 213

South Heart, ND 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 641.73 acres and is described as T139N R98W Section 21: All. This parcel's current land use is broken down as follows:

Cropland _____ 389.86 _____	Farmstead Yard _____ 4.95 _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____ 174.36 _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____ 0.07 _____
Shelterbelt _____ 2.92 _____	Structures _____ 0.22 _____
Corral/Feedlot _____ 0.66 _____	Waste Dump _____
Tame Pasture _____ 46.26 _____	Industrial/Utilities _____ 0.09 _____
Tame Pasture Woodland _____	Mines _____
Driveway _____ 0.70 _____	Woodland _____ 1.61 _____
Roads Surface _____ 0.31 _____	Reservoirs - Open Water _____ 0.42 _____
Right-of-Way/Lane _____ 19.03 _____	Wetlands _____ 0.28 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

pasture land will be reclaimed to crop
land

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Robert Kuylen Brenda Kuylen Date 1-16-08

Name Robert + Brenda Kuylen

Address Box 273

South Heart ND 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 43.01 acres and is described as T139N R98W Section 9: SW1/4. This parcel's current land use is broken down as follows:

Cropland _____ 29.36 _____	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____ 7.98 _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____	Industrial/Utilities _____
Tame Pasture Woodland _____ 2.24 _____	Mines _____ 0.01 _____
Driveway _____	Woodland _____
Roads Surface _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____	Wetlands _____ 3.42 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Same post-mining use

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Gary Medina Date 1-18-08

Name Gary Medina

Address Box 123
South Heart, N.D. 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 43.86 acres and is described as T139N R98W Section 10: SW1/4 less railroad tracts. This parcel's current land use is broken down as follows:

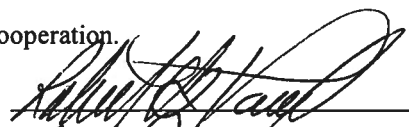
Cropland _____ 41.19 _____	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 0.90 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____
Roads Surface _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____ 1.78 _____	Wetlands _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

No changes from pre-mine land use.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature  Date 1-21-08

Name Robert B. Level

Address 3113 Daytona Dr.
Bismarck, ND 58503

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 40.77 acres and is described as T139N R98W Section 14: NW1/4. This parcel's current land use is broken down as follows:

Cropland _____ 28.79 _____	Farmstead Yard _____ 3.23 _____
Cropland Waterway _____	Feed / Hay Lot _____ 0.01 _____
Native Vegetation _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____ 1.20 _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 1.04 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____
Roads Surface _____ 2.12 _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____ 4.37 _____	Wetlands _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Shelterbelt to be replaced if removed, otherwise no changes from pre-mine land use

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation

Landowner Signature *Robert B. Favel* Date 1-21-08

Name Robert B. Favel

Address 3113 Daytona Dr.
Bismarck, ND 58503

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 80.79 acres and is described as T139N R98W Section 14: E1/2 less a tract in the NW1/4NE1/4. This parcel's current land use is broken down as follows:

Cropland _____ 29.95 _____	Farmstead Yard _____ 0.24 _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____ 1.36 _____	Garden _____
Native Vegetation – Tame Pasture _____ 3.48 _____	Residence _____
Shelterbelt _____ 0.06 _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 25.92 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____ 17.00 _____
Roads Surface _____ 0.02 _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____ 0.46 _____	Wetlands _____ 2.29 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature James Perdaems Date 1-17-09

Name JAMES PERDAEMS

Address 3911 122 AVE SW

SOUTH HEART ND 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 101.39 acres and is described as T139N R98W Section 14: SW1/4. This parcel's current land use is broken down as follows:

Cropland _____ 57.32 _____	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____ 0.06 _____
Native Vegetation _____ 1.60 _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____ 0.66 _____
Tame Pasture _____ 9.75 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____ 22.78 _____
Roads Surface _____ 2.33 _____	Reservoirs - Open Water _____ 0.15 _____
Right-of-Way/Lane _____ 4.59 _____	Wetlands _____ 2.15 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature James Perdaems Date 1-17-08

Name JAMES PERDAEMS

Address 3911 122 Ave SW
South Heart ND 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

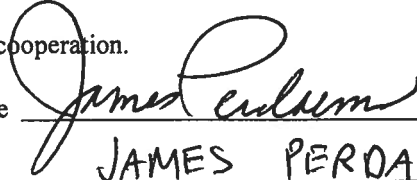
The parcel being considered on this page, of which you are the owner, totals 853.83 acres and is described as T139N R98W Section 22: Section 22 N1/2, Section 23 All. This parcel's current land use is broken down as follows:

Cropland _____ 667.75 _____	Farmstead Yard _____ 3.08 _____
Cropland Waterway _____ 1.86 _____	Feed / Hay Lot _____ 0.85 _____
Native Vegetation _____ 9.35 _____	Garden _____ 0.11 _____
Native Vegetation – Tame Pasture _____ 1.64 _____	Residence _____ 0.06 _____
Shelterbelt _____ 5.78 _____	Structures _____ 0.58 _____
Corral/Feedlot _____ 10.63 _____	Waste Dump _____
Tame Pasture _____ 58.54 _____	Industrial/Utilities _____ 0.19 _____
Tame Pasture Woodland _____	Mines _____ 0.49 _____
Driveway _____ 3.12 _____	Woodland _____ 46.92 _____
Roads Surface _____ 5.28 _____	Reservoirs - Open Water _____ 1.45 _____
Right-of-Way/Lane _____ 26.88 _____	Wetlands _____ 9.29 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature  Date 1-17-08

Name JAMES PERDAEMS

Address 3911 122 Ave SW
South Heart ND 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

Subsection 3 of Section 69-05.2-09-13 of the North Dakota Administrative Code requires a surface coal mining company to obtain a preference statement from a landowner owning land located within the proposed coal mining permit area. This land use statement will be included as part of the SHP Mine Permit Application. The total lands to be included in this surface coal mining permit application are 4,825 acres.

The parcel being considered on this page, of which you are the owner, totals 312.24 acres and is described as T139N R98W Section 22: S1/2 less a tract in the N1/2SE1/4. This parcel's current land use is broken down as follows:

Cropland _____ 199.01 _____	Farmstead Yard _____ 1.97 _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____ 0.03 _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____ 0.08 _____
Shelterbelt _____ 2.87 _____	Structures _____ 0.15 _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 16.33 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____ 0.23 _____	Woodland _____ 81.94 _____
Roads Surface _____ 0.55 _____	Reservoirs - Open Water _____ 0.20 _____
Right-of-Way/Lane _____ 4.70 _____	Wetlands _____ 4.18 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

It is our preference that mined land be returned to pre-mine land use.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature _____ Date 1-20-08

Name JERRY TERDAEM

Address PO Box 45

South Heart N Dakota 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 5.74 acres and is described as T139N R98W Section 22: Tract in the N1/2SE1/4. This parcel's current land use is broken down as follows:


Cropland <u>1.04</u>	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture <u>0.89</u>	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland <u>3.32</u>
Roads Surface _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____	Wetlands <u>0.49</u>

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

It is our preference that mined land be returned to
pre-mine land use.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature  Date 1-20-09

Name JERRY A. PERDAEM

Address PO Box 45
South Heart N DAKOTA 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 636.06 acres and is described as T139N R98W Section 15: All less a tract in the SE1/4SE1/4. This parcel's current land use is broken down as follows:

Cropland _____ 591.20 _____	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____ 4.00 _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 0.04 _____	Industrial/Utilities _____
Tame Pasture Woodland _____ 25.70 _____	Mines _____
Driveway _____	Woodland _____
Roads Surface _____ 2.59 _____	Reservoirs - Open Water _____ 0.30 _____
Right-of-Way/Lane _____ 9.87 _____	Wetlands _____ 2.36 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Keep pond in northeast corner. Land reclaimed to cropland with the same topsoil. Southeast corner an acre pond. South side three rows of trees (back)

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Mary L. Peters, ETAL Date 1-16-08

Name MARY L. PETERS, ETAL

Address 965-11th Ave. W,

DICKINSON, ND 58601

25' apart. East end, 2 tree
rows returned 25' apart.

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 407.88 acres and is described as T139N R98W Section 16: N1/2, SE1/4. This parcel's current land use is broken down as follows:

Cropland _____ 355.58 _____	Farmstead Yard _____
Cropland Waterway _____ 3.34 _____	Feed / Hay Lot _____ 0.53 _____
Native Vegetation _____ 15.26 _____	Garden _____
Native Vegetation – Tame Pasture _____ 2.24 _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____ 0.16 _____	Waste Dump _____
Tame Pasture _____ 0.19 _____	Industrial/Utilities _____
Tame Pasture Woodland _____ 18.70 _____	Mines _____ 2.78 _____
Driveway _____	Woodland _____ 0.88 _____
Roads Surface _____ 1.26 _____	Reservoirs - Open Water _____ 0.99 _____
Right-of-Way/Lane _____ 0.99 _____	Wetlands _____ 4.98 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

LAND reclaimed to cropland, with the same topsoil. Along northern border keep pond and artesian well, add 2 rows of native trees (25 ft. apart). Along southern (back)

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Mary L. Peters, ETAL Date 1-16-08
 Name MARY L. PETERS, ETAL
 Address 965-11th Ave. W.
DICKINSON, ND 58601

edge, keep existing pond and two
tree rows - 25 ft. apart.

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 0.20 acres and is described as T139N R98W Section 29: All less a tract in the SW1/4SW1/4. This parcel's current land use is broken down as follows:

Cropland <u>0.11</u>	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture <u>0.10</u>	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____
Roads Surface _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____	Wetlands _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Back to pre-mining land status

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature Glenn Wagner Date 2-13-08

Name Glenn Wagner

Address Box 245
South Heart, ND 58655

LANDOWNER'S POST-MINING PREFERENCE STATEMENT

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The parcel being considered on this page, of which you are the owner, totals 80.05 acres and is described as T139N R98W Section 9: SE1/4 less railroad tracts. This parcel's current land use is broken down as follows:

Cropland _____ 59.27 _____	Farmstead Yard _____
Cropland Waterway _____	Feed / Hay Lot _____
Native Vegetation _____ 16.32 _____	Garden _____
Native Vegetation – Tame Pasture _____	Residence _____
Shelterbelt _____	Structures _____
Corral/Feedlot _____	Waste Dump _____
Tame Pasture _____ 0.74 _____	Industrial/Utilities _____
Tame Pasture Woodland _____	Mines _____
Driveway _____	Woodland _____ 2.09 _____
Roads Surface _____	Reservoirs - Open Water _____
Right-of-Way/Lane _____ 1.45 _____	Wetlands _____ 0.18 _____

The land uses were determined through field review and analysis of aerial photographs. Please state your preference for the post-mining land uses for lands in the proposed permit area owned by you. If these are different from the pre-mining land uses, please include supporting reasons for the changes.

Reclaim to original state of land or as close
as possible.

Please sign and return this form to South Heart Coal LLC, Attn: Rich Voss, 1022 East Divide Avenue, Suite E, Bismarck, ND 58501

Thank you for your cooperation.

Landowner Signature James Wagner Lisa Wagner Date 1-24-08

Name James + Lisa Wagner

Address 12274 Hwy 10 W
South Heart, ND 58655