

Affidavit of Publication

State of South Dakota

ss

County of Fall River

Anne I. Cassens of said county being first duly sworn, on oath says, That she is the publisher of Edgemont Herald Tribune, a weekly newspaper published in the city of Edgemont, in Said County of Fall River, and state of South Dakota; that she has full and personal knowledge of all the facts herein stated; that said newspaper is a legal newspaper as defined in SDCL 17-2-2.1 through 17-2-2.4 inclusive; that said newspaper has been published within said County of Fall River and State of South Dakota, for at least one year prior to the first publication of the attached public notice, and that the:

Powertech : Notice of Filing

a printed copy of which, taken from the paper in which the same was published, and which is hereto attached and made a part of this affidavit was published in said newspapers for 2 successive week(s) to wit

Jan 23 2013

Jan 30 2013

_____ 2013

_____ 2013

That the full amount of the fee charged for the publication of the attached public notice insure to the sole benefit of the publisher or publishers; that no agreement or understanding for the division thereof has been made with any other person whomsoever; that the feed charged for the publication thereof are \$ 81.90

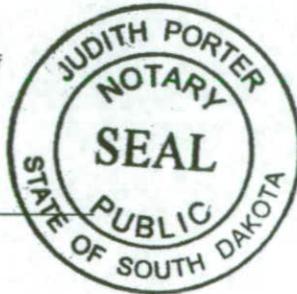
Signed: Anne Cassens

Subscribed and Sworn before me this 31 day of January, 2013

Judith Porter

Notary Public

My Commission Expires 07-12-2013



RECEIVED
FEB 06 2013
MINERALS & MINING PROGRAM

PUBLIC NOTICES

Notice:2013-017
County Hearing:
Private Road Work

NOTICE OF HEARING
Notice is hereby given that the Fall River County Board of Commissioners has set a hearing to be held on February 7, 2013 at 10:15 a.m. to determine if the County shall continue contracting with owners of private roads within Fall River County for emergency maintenance. Maintenance of private roads by the County is authorized by S.D.C.L. 31-11-41 - 31-11-45. This hearing will be held at the Courthouse in Hot Springs in the Commissioner meeting room on the 3rd floor. If you are unable to attend, written comments may be sent to the County Auditor at 906 N River Street, Hot Springs, SD 57474.

Dated this 4th day of January, 2013.
Sue Ganje
County Auditor
Fall River County

Notice:2013-018
Notice of Filing

NOTICE OF FILING
APPLICATION FOR LARGE SCALE MINING PERMIT
POWERTECH (USA) INC., PO Box 812, Edgemont, South Dakota 57535, hereby gives notice that an application for a permit to mine uranium and vanadium has been filed with the South Dakota Department of Environment and Natural Resources for its proposed Dewey-Burdock Project, a uranium in situ recovery mining operation. The resident agent is CI Corporation Systems, 319 South Corcoran Street, Pierre, South Dakota 57501.

The legal location of the proposed operation is: 1/12 NE1/4, 1/2 SW1/4 SE1/4, SW1/4 SE1/4, 1/2 NW1/4 SE1/4, SE1/4 SW1/4, and 1/2 NE1/2, W1/2 W1/2 NE1/4, and W1/2 NW1/4 SE1/4 Section 21; 1/2 Section 27; N1/2 NW1/4, SW1/4 NW1/4, and SW1/4 Section 28; Section 29; Section 30; SE1/2 Section 31; Section 32; NW1/4, SW1/4, SE1/4, and SW1/2 NE1/4 Section 33; Section 34; and Section 35; 163-R1E, Custer County.

Section 1; Section 2; Section 3; W1/2 W1/2 Section 4; Section 5; Section 10; Section 11; Section 12; NW1/4 W1/2 NE1/4, and NE1/4 NE1/4 Section 14; and N1/2 Section 15; 173-R1E, Fall River County General Location: Approximately 13 miles northwest of Edgemont, South Dakota.

The proposed mining operation will involve in situ recovery methods. PowerTech will use injection wells to pump groundwater fortified with oxygen and carbon dioxide water into one disposal to dissolve uranium. Production wells will be used to pump the uranium-bearing fluids to the surface for recovery. The fluids from the production wells will be processed at two separate facilities at the mine site to extract and concentrate the uranium. PowerTech may also recover vanadium in the future which will require additional processing equipment. After uranium has been removed from a well field, the groundwater will be restored to meet water quality standards. Wastewater generated by the operation will be treated and disposed primarily by injection in Class V injection wells permitted through the EPA Underground Injection Control Program. If there is not sufficient capacity in the Class V wells, the excess wastewater may be disposed by land application permitted by a Class V Groundwater Discharge Plan. The proposed post-mining land uses are rangeland and agricultural or horticultural crops.

The total acreage within the proposed permit boundary is about 10,380 acres, mostly on private land. About 240 acres of BLM land are included in the permit boundary. PowerTech proposes to offset 2,538 to 3,772 acres depending upon whether primary deep injection or secondary land application is used for wastewater disposal. Estimated production is one million pounds of uranium oxide (U3O8) per year. Estimated duration of the operation is 20 years.

A copy of the application may be reviewed at the department's Minerals and Mining Program, 523 East Capitol Avenue, Pierre, South Dakota, or the department's web page at http://dnr.sd.gov/mining/perm/ertechpage.aspx. The County Register of Deeds in Custer, South Dakota, or the Fall River County Register of

Deeds in Hot Springs, South Dakota. Written objections to, statements in support of, or requests to intervene and become a party to the proceedings pursuant to ARSD 74:29-01 must be filed with the Department of Environment and Natural Resources no later than February 19, 2013. Information about the contents of a noncontingent petition can be found at ARSD 74:09-01 (http://legis.state.sd.us/rules/DisplayRule.aspx?Rule=74:09-01-01). Comments may be mailed or sent online at http://dnr.sd.gov/public/pcomment.aspx. Written comments or requests to intervene should be mailed to the Minerals and Mining Program, 523 East Capitol Avenue, Pierre, South Dakota 57501.

In accordance with the ARSD 74:29-01.15, the department will recommend approval or denial of the application in April 2013. A contested case hearing before the Board of Environment and Natural Resources is tentatively planned for May 2013.

Persons needing further information about a permit application may contact Mike Cepak, Minerals and Mining Program, 523 East Capitol Avenue, Pierre, South Dakota 57501-3112, or phone (605) 773-4201.

Published twice at an approximate cost of \$61.90.
Published 1-23-2013 and 1-30-2013 in the Edgemont Herald Tribune

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1-17-13

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Motion by Falkenberg, seconded by Russell, to approve the Auditor's Account with the Treasurer as follows: With no further discussion and all voting yes, the motion carried.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF FALL RIVER COUNTY.

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County on the 31st day of December, 2012.

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Total Amt of Deposit in First Interstate Bank, Hot Springs: \$ 487,931.94
Total Amount of Cash: \$4,380,444
Black Hills FCU: 250,000.00
Change Fund: \$900.00
Total Amount of Checks in Treasurer's Possession, Not Exceeding Three Days: \$ 4,489.26

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CERTIFICATES OF DEPOSIT, First Interstate Bank: \$ 3,470,000.00
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Nelson, Krista, \$150.61, LIC
TOTAL: \$4,342,505.77
Dated the 31st day of December, 2012.
/s/ Sue Ganje
Sue Ganje, Auditor, Fall River County

The above balance reflects county monies, monies held in trust and monies collected for and to be remitted to other ENTITIES: SCHOOLS, TOWNS, TOWNSHIPS, FIRE AND AMBULANCE DISTRICTS AND PIERS, STATE, South Dakota, or the department's web page at http://dnr.sd.gov/mining/perm/ertechpage.aspx. The County Register of Deeds in Custer, South Dakota, or the Fall River County Register of

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The Pledge of Allegiance was given and the meeting called to order at 9:00 AM. The agenda was reviewed for conflicts; none were noted. Motion by Falkenberg, seconded by Russell, to approve the minutes of the January 3, 2013 meeting. With no further discussion and all voting yes, the motion carried.

Motion by Falkenberg, seconded by Russell, to approve the Auditor's Account with the Treasurer as follows: With no further discussion and all voting yes, the motion carried.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF FALL RIVER COUNTY.

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County on the 31st day of December, 2012.

Total Amt of Deposit in Wells Fargo Bank: \$3,892,033
Total Amt of Deposit in First Interstate Bank, Hot Springs: \$ 487,931.94
Total Amount of Cash: \$4,380,444
Black Hills FCU: 250,000.00
Change Fund: \$900.00
Total Amount of Checks in Treasurer's Possession, Not Exceeding Three Days: \$ 4,489.26

---MONEY MARKET SAVINGS, First Interstate Bank: \$ 122,195.53
CERTIFICATES OF DEPOSIT, First Interstate Bank: \$ 3,470,000.00
Black Hills FCU: 250,000.00
Itemized list of all items, checks and drafts that have been in the Treasurer's possession over three days:
Register of Deeds Change Fund: \$500.00
Highway Pkwy Cash: \$20.00
E