

# Affidavit of Publication

State of South Dakota )  
) ss.  
County of Custer )

Charles W. Najacht of said county, being duly sworn, on oath says that he is publisher of the Custer County Chronicle, a weekly newspaper printed and published in Custer City, said County of Custer and has full and personal knowledge of all the facts herein stated; that said newspaper is a legal newspaper and has a bona-fide circulation of at least two hundred copies weekly, and has been published within said County for fifty-two successive weeks next prior to the publication of the notice herein, mentioned, and was and is printed wholly or in part in an office maintained at said place of publication: that the

DFNR Mining & Minerals  
Nation of Energy

a printed copy of which, taken from the paper in which the same was published, is attached to this sheet, and is made a part of this Affidavit, was published in said newspaper at least once each week for 2 successive week(s), on which said newspaper was regularly published, to wit:

Oct. 1, 2008; Oct. 8, 2008;  
\_\_\_\_\_, \_\_\_\_\_; \_\_\_\_\_, \_\_\_\_\_;  
\_\_\_\_\_, \_\_\_\_\_; \_\_\_\_\_, \_\_\_\_\_;  
\_\_\_\_\_, \_\_\_\_\_; \_\_\_\_\_, \_\_\_\_\_;

the full amount of the fees for the publication of the annexed notice is \$ 43.52.

Charles W. Najacht

Subscribed and sworn to me before this 8  
of October, 2008;

Norma Najacht

NOTARY PUBLIC

MY COMMISSION EXPIRES: May 5, 2012

RECEIVED  
NOV 03 2008  
MINERALS & MINING PROGRAM

## NOTICE OF FILING URANIUM EXPLORATION PERMIT APPLICATION

Notice is hereby given that the South Dakota Department of Environment and Natural Resources has received a permit application to conduct exploration for uranium from Powertech (USA), Inc., 5575 DTC Parkway, Suite 140, Greenwood Village, Colorado 80111. Powertech (USA), Inc.'s resident agent is CT Corporation Systems, 319 Coteau Street, Pierre, South Dakota 57501.

The exploration area is generally located approximately 13 miles northwest of Edgemont in Sections 29, 30, and 32; T6S-R1E, Custer County and Sections 2, 10, and 11; T7S-R1E; Fall River County.

The operation will consist of drilling 30 exploration and condemnation holes for uranium in the Inyan Kara Formation. Condemnation holes are necessary to ensure that planned surface facilities are not located over ore deposits. Each exploration hole will be approximately 300 feet to 800 feet in depth. The holes will be logged radiometrically for uranium and vanadium. Powertech will utilize the existing gravel roads for access to the exploration areas. The operation will commence upon issuance of the permit.

The permit, when issued, only authorizes those exploratory activities identified in the permit application and does not authorize the commencement of uranium mining activities. If the company decides to proceed with uranium mining at a later date, a state mine permit application and additional public hearings will be required.

In accordance with SDCL 45-6D-26, any person has the right to intervene in the application proceeding by filing written objections to or statements in support of the application with the department no later than October 28, 2008, by mailing the materials to the Minerals and Mining Program, 523 East Capitol Avenue, Pierre, South Dakota 57501-3182. Persons intervening in the proceeding will have the rights granted to parties at contested case hearings in accordance with

SDCL 1-26, and will be notified of the date and time of the hearing on the application so that they can present their objections or statements to the Board of Minerals and Environment.

Persons desiring further information about this uranium exploration permit application may contact Roberta Fivecoate, Minerals and Mining Program, Department of Environment and Natural Resources, at (605) 773-4201.

Steven M. Pirner, P.E.  
Secretary  
Department of Environment and  
Natural Resources

#289, 10/1, 10/8

