

Motion carried.
Moved by Comm. Boschee, seconded by Comm. Borud, to approve Abatement 0 as recommended by the Tax Director. Upon roll call, all present voted yes. Motion carried.

Tax Director Hanson presented the bid with information on agricultural value for the 2009 assessment year. Mountrail County is currently at 194.32 per acre should be 202.69 per acre for the year, which is within the 5% tolerance allowed by the State.

Moved by Comm. Borud, seconded by Comm. Boschee, to make no adjustments on agricultural lands for the 2009 assessment year. Upon roll call, all present voted Motion carried.

County Treasurer, Bonnie Eliason, met with the Board.
Moved by Comm. Boschee, seconded by Comm. Borud, to reinvest the \$75,000 \$150,000 certificates of deposit for General Fund and the \$75,000 and \$150,000 certificates of deposit for undeserved funds for a nine month period at bank offering the best rate of interest. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Boschee, seconded by Comm. Borud, to approve the Pledge of Loyalty of the Scandia American Bank & of Stanley and Lakeside State Bank of Stanley and give authorization to use CDARS Program with BNC National of Stanley. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Boschee, to decrease the official salary for the Mountrail County Auditor from \$45,204 to \$44,100 for the 2009 year due to the hiring of a Mountrail County Planner which will eliminate some of the duties being performed by the Mountrail County Auditor. Upon roll call, all present voted yes. Motion carried.

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Moved by Comm. Borud, seconded by Comm. Boschee, to approve ordering computer hardware and software and a printer from NRG Technology Services at a cost of \$53.74 for the Mountrail County Planning Services Coordinator. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Boschee, to approve the purchase of new computers and monitors from NRG Technology Services for the Mountrail County Auditor's Office. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Boschee, to approve the Regular-Time Salary Agreement with Don Hynek at a starting salary of \$5,000 per month with 50% paid out of the Planning & Budget and 50% out of the Disasters/ Emergency Budget. Upon roll call, all present voted yes. Motion carried.

Chairman Hynek opened the 11:00 bid letting for the purchase of a 2009 pickup vehicle. Present for the bid letting Sheriff Ken Halvorson, Wayne Evwith Prairie Ford of Stanley and Mike Sch with Rensch Chevrolet of New

Sheriff Halvorson stated before acting on the bids, he would like to go on record as the Sheriff's Department needs all 4-wheel drive vehicles. Sheriff Halvorson requested rebidding for a 2009 4-wheel pickup or S.U.V.

Moved by Comm. Borud, seconded by Comm. Boschee, to reject all bid for the purchase of a 2009 patrol vehicle. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Boschee, to authorize Sherhalvorson to rebid for a 2009 4-wheel pickup and/or S.U.V. with delivery to within 120 days. Upon roll call, all present voted yes. Motion carried.

Upon request, Head Custodian, Linda Bar, met with the Board for the purpose of discussing snow removal. The Board agreed the snow around the county buildings needs to be cleared before opening the Courthouse being the priority.

Moved by Comm. Borud, seconded by Comm. Boschee, to approve the purchase of a snow blower at the discretion of the Chairman and the Chairman of the Board. Upon roll call, all present voted yes. Motion carried.

Custodian Wienbar stated she is getting ready to remodel the restrooms in the Courthouse. Also, the office for the County Engineer was discussed. The Board authorized the Custodian to get baseboard heater for the office.

Moved by Comm. Boschee, seconded by Comm. Borud, to approve a Pipeline Easement to Hess Corporation to bore and bury oil and/or gas pipelines across 78th Ave NW between Sections 12 & 13 of Township 156, Range 91 pending final payment of the easement fee. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Boschee, seconded by Comm. Borud, to approve a Pipeline Easement to Hess Corporation to bore and bury oil and/or gas pipelines across 78th Ave NW between Sections 12 & 13 of Township 156, Range 91 pending final payment of the easement fee. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Boschee, to approve payment of \$5,000 to Brookbank Township from the donation received from Whiting Oil and \$1,666.67 for the County's cost share participation for gravel work done on oil impacted township roads. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Boschee, to approve payment of \$50,000 to Crane Creek Township from the donation received from Whiting Oil for gravel work done on oil impacted township roads. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Boschee, to appoint Gary Johnson, Irvin Andes, Ron Nichols, Jim Goettle, Roger Evans, Oswald Tand, Brian Rosencrans, Roger Sorenson, Richard Bangen and James Domaskin to the Farm to Market Road Study Committee and set a reorganizational meeting for Thursday, February 5, 2009 at 10:00 A.M. at the County Ag Building. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Boschee, to proceed with condemnations on Parcels 12, 13 & 16 for the Plaza West Project SC-3136(52). Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, to appoint Don Longmair as Mountrail County Zoning Administrator effective January 16, 2009 to administer the zoning ordinance and perform all duties relating to zoning. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, to reappoint Arlo Borud as commissioner member to the Souris Basin Planning Council for a two year term ending December 31, 2010 and David J. Hynek as alternate member. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Boschee, to approve having the Chairman of the Board sign the Community Development Block Grant Financial Award for the West Dakota Feed & Seed LLC. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Borud, to hold a public hearing on Tuesday, February 3, 2009 at 10:00 A.M. in the Commissioner's Room of the Mountrail County Courthouse in Stanley, North Dakota, for the purpose of receiving comments on a zoning amendment request filed by Lila Thorlaksen to rezone a 20 acre tract of land described as the W1/2W1/2W1/2SW1/4 of Section 34, Township 156, Range 92 (Ross Township) from agricultural land to industrial for the purpose of installing a lift station for the oil industry. Upon roll call, all present voted yes. Motion carried.

Moved by Comm. Borud, seconded by Comm. Borud, to hold a public hearing on Tuesday, February 3, 2009 at 10:10 A.M. in the Commissioner's Room of the Mountrail County Courthouse in Stanley, North Dakota, for the purpose of receiving comments on a zoning amendment request filed by High Power LLC along with the approval of the owner, John Enander, to rezone a 5 acre tract of land described as the E1/2NE1/4NE1/4NW1/4 of Section 32, Township 156, Range 91 (Idaho Township) from agricultural land to commercial for the purpose of an electrical business. Upon roll call, all present voted yes. Motion carried.

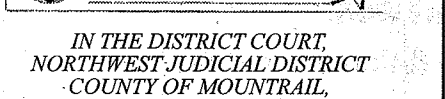
The Board discussed expenditures relating to the impact caused by the oil industry. The Board of Commissioners in consensus to support removing the caps on the oil and gas production tax.

The Board adjourned at 4:00 P.M. to meet in regular session on Tuesday, January 20, 2009 at 9:00 A.M.

Accepted and approved this 20th day of January, 2009.

David J. Hynek, Chairman
Mountrail County Commissioners

ATTEST:
Joan M. Hollekim
Mountrail County Auditor



IN THE DISTRICT COURT
NORTHWEST JUDICIAL DISTRICT
COUNTY OF MOUNTRAIL
STATE OF NORTH DAKOTA
In the Matter of the Estate of
ROSE LEE RUTMAN, Deceased
NOTICE OF HEARING FOR
PETITION FOR DECLARATION
OF RIGHTS IN ESTATE

NOTICE IS HEREBY GIVEN that Charlotte Moses has filed herein a Petition for Declaration of Rights in Estate.

Hearing has been set upon said Petition on the 27th day of February, 2009, at 9:00 o'clock a.m. the hearing will be heard before the Honorable Gerald H. Rustad at the Courtroom of the above named Court in the City of Williston, County of Williams, State of North Dakota.

Dated this 26th day of January, 2009.
Neff Eiken and Neff, PC
/s/ Dwight C. Eiken
Attorney for the Petitioner
P.O. Box 1526
Williston, ND 58802
Jan. 28, Feb. 4, 11, 2009

Telephone No.: 701-572-2200
Facsimile No.: 701-572-7072
By: ADAM OLSCHLAGER
ND Bar ID #06428

IN DISTRICT COURT
NORTHWEST JUDICIAL DISTRICT
STATE OF NORTH DAKOTA
COUNTY OF MOUNTRAIL
AFFIDAVIT FOR SERVICE BY
PUBLICATION AND NOTICE OF
NO PERSONAL CLAIM

Civil No. 09-C-014

Lillian Meiers, Grace Lystad and Diane Gustafson, Plaintiffs,
vs.
Orville Mikelson, Delma L. Mikelson, and all persons unknown claiming any interest or encumbrances upon the mineral interests described in the Complaint, Defendants.

STATE OF NORTH DAKOTA)
) ss.

COUNTY OF WILLIAMS)
) ss.
ADAM OLSCHLAGER, being first duly sworn on his oath deposes and states as follows:

1. I, Adam Olschlager, of the Crowley Fleck PLLP law firm, am the attorney for the Plaintiffs in the above-entitled action.

2. That we have made diligent inquiry to find if we could obtain personal service upon the named Defendants within the state.

3. That to my best knowledge, information and belief after such diligent inquiry the Summons cannot be served upon the named Defendants in this state.

4. The interests of such unknown persons defendant in the land described below are not shown of record in the office of the recorder, the clerk of the district court, or the county auditor of Mountrail County.

5. The affiant does not know and is unable to ascertain the names, residences, or post-office addresses of any of the persons who are proceeded against as unknown persons.

6. That the action involves a quiet title action by the owners of the mineral interests which were lapsed and which above Plaintiffs claimed through the Dormant Mineral Act provisions of Chapter 38-18.1 of the North Dakota Century Code.

7. No personal claim is being made against the Defendants. The relief sought by the Plaintiffs, Lillian Meiers, Grace Lystad and Diane Gustafson, consists wholly in excluding the Defendants from any in-

you hereby submit to answer the complaint of the Plaintiffs in the above entitled action, for quieting title to certain real property situated in Mountrail County, North Dakota described as follows, to-wit:

An undivided mineral interest, including but not limited to an undivided royalty interest, in oil, gas, and other minerals lying under

TOWNSHIP 155 NORTH, RANGE 93 WEST:

SECTION 23: SW1/4, SE1/4NW1/4

The complaint is filed in the office of the Clerk of the District Court of the Northwest Judicial District in and for the County of Mountrail and State of North Dakota.

You are hereby summoned to serve a copy of your answer to said Complaint on the subscriber hereto within twenty (20) days after the service of this Summons upon you, exclusive of the day of service, and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the Complaint.

Dated this 20th day of January, 2009.
Dennis Edward Johnson (#03671)
JOHNSON AND SUNDEEN
Attorney for Plaintiff
109 5th Street SW
P.O. Box 1260
Watford City ND 58854
(701) 444-2211

NOTICE OF NO PERSONAL CLAIM
TO THE ABOVE-NAMED DEFENDANT:

TAKE NOTICE that the above-entitled action is brought for the purpose of determining adverse claims and for quieting title to certain real property situated in Mountrail County, North Dakota, described as follows, to-wit:

An undivided interest, including but not limited to an undivided royalty interest, in oil, gas, and other minerals lying under

TOWNSHIP 155 NORTH, RANGE 93 WEST:

SECTION 23: SW1/4, SE1/4NW1/4

and that no personal claim is made against any of the said Defendants.

Dated this 20 day of January, 2009.
Dennis Edward Johnson (#03671)
JOHNSON AND SUNDEEN
Attorney for Plaintiff
109 5th Street SW
P.O. Box 1260
Watford City ND 58854
(701) 444-2211
Jan. 28, Feb. 4, 11, 2009

That the name and address of the mineral owner and the book and page in the office of the Mountrail County Recorder, in which their interests are created, are as follows:

Forrest Walker
1701 Holbrook
Ponca City, Oklahoma 74604
Book 295, Page 584

That the mineral interest of the above-named record owner has been unused for a period of more than 20 years, and if a "Statement of Claim" relative to said minerals is not filed for record by said owner in the Office of the Mountrail County Recorder, within 60 days of the first publication of this Notice, then his mineral interests shall, by operation of law, be deemed abandoned and extinguished and shall thereupon vest in the undersigned owners of the surface estate.

That this Notice is given by the purchaser of the above-described lands pursuant to Chapter 38-18.1, North Dakota Century Code.

Dated this 5 day of Jan, 2009.

DANIEL FARHART
SANDRA J. FARHART
ARLEN M. RUFF
(State Bar ID No. 03610)
103 Collins Avenue PO Box 1266
Mandan, North Dakota 58554-7266
Telephone: 701-663-9818
Fax: 701-663-9810

VERIFICATION
STATE OF NORTH DAKOTA)
) ss.

COUNTY OF MOUNTRAIL)
) ss.

Daniel Farhart and Sandra J. Farhart, husband and wife, being first duly sworn, depose and say that they are the surface owners of the above-described real estate; that they have read the foregoing Notice of Lapse of Mineral Interest and knows its contents, and that the same is true to their best knowledge, information, and belief, except as to those matters therein alleged to be true upon information and belief, and as to those matters they believe them to be true.

Dated this 5 day of Jan, 2009.

DANIEL FARHART
SANDRA J. FARHART
Raymond Anderson,
Notary Public,
State of North Dakota
My commission expires Apr. 4, 2014.
Jan. 28, Feb. 4, 11, 2009

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION
Whiting Oil and Gas Corporation
6-inch Natural Gas Line/Mountrail County Siting Application

Case No. PU-08-843
Whiting Oil and Gas Corporation
8-inch Oil Line/Mountrail County Siting Application

NOTICE OF FILINGS AND NOTICE
OF RESCHEDULED HEARINGS
January 22, 2009

On November 17, 2008, in Case No. PU-08-843, Whiting Oil and Gas Corporation (Whiting) filed an application for a waiver or reduction of certain procedures and time schedules and a consolidated application for certificate of corridor compatibility and route permit for the construction of a 6-inch natural gas pipeline in Mountrail County, North Dakota, as shown on the attached map. The Commission finds the application is complete.

On November 17, 2008, in Case No. PU-08-844, Whiting filed an application for a waiver or reduction of procedures and time schedules and a consolidated application for a certificate of corridor compatibility and route permit for construction of an 8-inch crude oil pipeline in Mountrail County, North Dakota, as shown on the attached map. The Commission finds the application is complete.

The proposed location of the pipelines is

shown on the attached map. The 6-inch natural gas pipeline and the 8-inch crude oil pipeline would be separated by 15 feet. Whiting requests the Commission waive the procedures and time schedules set forth in North Dakota Century Code Sections 49-22-08 and 49-22-08.1 to allow for single consolidated applications for Corridor Certificate and Route Permit for the projects. Whiting further requests that the Commission reduce the minimum width of the corridor to 1 mile under North Dakota Administrative Code Section 69-06-04-02. In North Dakota Century Code Chapter 49-22 and North Dakota Administrative Code Article 69-06 to allow for a single consolidated application for corridor certificates and route permits and hold one consolidated hearing on the waiver requests and applications for corridor certificates and route permits.

The Public Hearings on Case No. PU-08-843 and Case No. PU-08-844 previously scheduled for January 13, 2009 were postponed due to a winter storm. The rescheduled Public Hearing on Case No. PU-08-843 is scheduled to begin Tuesday, February 3, 2009 at 12:00 noon followed immediately by the rescheduled Public Hearing on Case No. PU-08-844. Both hearings will be held at the Mountrail County Courthouse, Community Room, 101 North Main Street, Stanley, North Dakota.

The issues to be considered in these proceedings are:

1. Will the location, construction, and operation of the proposed facilities produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?

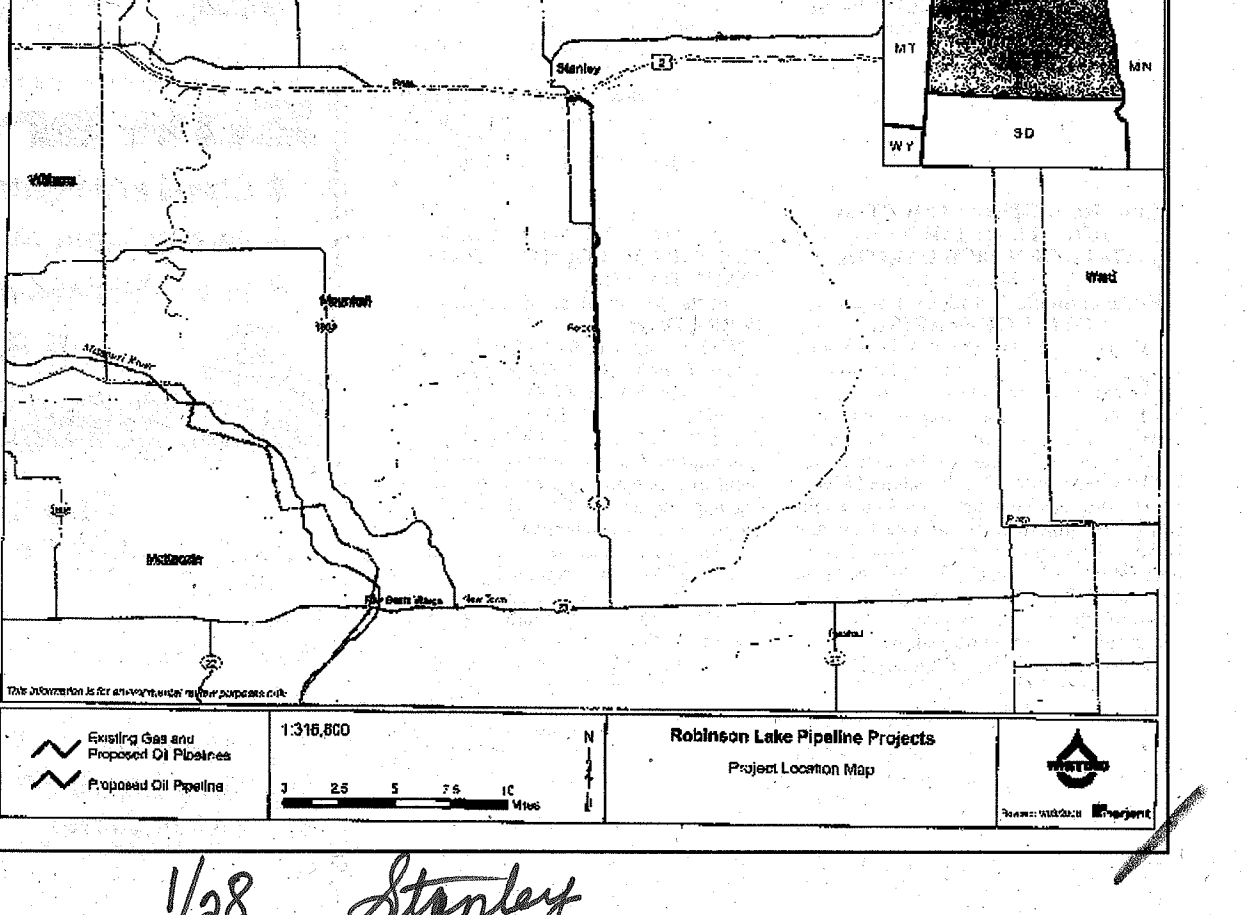
2. Are the proposed facilities compatible with the environmental preservation and the efficient use of resources?

3. Will the proposed facility locations minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

4. Is it appropriate for the Commission to waive procedures and time schedules as requested, including the requests for single consolidated applications for corridor certificates and route permits?

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 Darrell Nitschke, Executive Secretary, at least 24 hours in advance.

PUBLIC SERVICE COMMISSION
Tony Clark, Commissioner
Kevin Cramer, President
Brian P. Kalk, Commissioner
Jan. 28, 2009



1/28 Stanley