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## CLASSIFIEDS 701-857-1920

## PUBLIC NOTICES

STATE OF  
NORTH DAKOTA  
PUBLIC SERVICE  
COMMISSIONNorth Dakota Telephone  
Company/ Midcontinent Com-  
munications Interconnection  
Agreement Amendment Ap-  
plication

Case No. PU-10-309

NOTICE OF OPPORTUNITY  
FOR COMMENT

June 30, 2010

On June 25, 2010, North Dakota Telephone Company (NDTC) entered into an interconnection agreement amendment with Midcontinent Communications (Midcontinent) pursuant to Section 251 of the Telecommunications Act of 1996 (Act). The agreement amendment sets forth terms and conditions under which NDTC will provide interconnection services, local number portability, ancillary services and wholesale services for resale to Midcontinent in the New Rockford, North Dakota exchange. The agreement was filed with the Commission on June 25, 2010.

On June 25, 2010, Midcontinent filed a request for approval of the interconnection agreement in less than 90 days pursuant to 47 U.S.C. § 252(e)(1).

This agreement was filed under Section 252(e) of the Telecommunications Act of 1996. The Act requires that any agreement adopted by negotiation or arbitration be submitted for approval to the Commission.

Under 47 U.S.C. § 252(e)(2)(A), the Commission may only reject an agreement adopted by negotiation (or a portion of the agreement) if it finds that:

1. the agreement discriminates against a telecommunications carrier that was not a party to the agreement; or
2. implementation of the agreement is not consistent with the public interest, convenience, and necessity.

In addition, under 47 U.S.C. Section 253 the Commission may include, in its review, state requirements that do not constitute barriers to entry.

The Commission will receive written comments on this agreement until August 13, 2010.

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 the Commission.

PUBLIC SERVICE COMMISSION  
Tony Clark, Commissioner  
Kevin Cramer, Chairman  
Brian P. Kalk, Commissioner  
(July 8, 2010)PUBLIC SERVICE  
ANNOUNCEMENT  
FARMERS AND  
RANCHERS

The Ward County Highway Department will begin mowing county highway road ditches on the 19th of July. Some mowing will begin in the Minot area and along construction project roads earlier with the majority of work out in the rural areas to begin July 19th. There will be no exceptions to leaving sections for haying after this date. A map of the mowing areas will be available on the county website www.co.ward.nd.us/highway.

All hay bails shall be removed from county road ditches by November 1, 2010. Unclaimed hay bails will become the property of Ward County and will be sold or burned after November 1, 2010.

S/Dana G. Larsen  
Dana G. Larsen, P.E.  
Ward County Engineer  
(July 8-15, 2010)

## NOTICE OF SALE

Civil No. 51-10-C-367-1  
Notice is hereby given that, by virtue of a judgment of foreclosure by the District Court of the Northwest Judicial District in and for the County of Ward and State of North Dakota, and entered and docketed in the Office of the Clerk of said Court on May 21, 2010, in an action wherein Wells Fargo Bank, N.A. was Plaintiff and Robert D. Kabanuk, a/k/a Robert Kabanuk; and any person in possession were Defendants, in favor of Plaintiff and against the Defendants for the sum of \$120,657.41, which judgment and decree, among other

things, direct the sale by me of the real property hereinafter described, to satisfy the amount of said judgment, with interest thereon and the costs and expenses of such sale, or so much thereof as the proceeds of said sale will satisfy; and by virtue of a writ issued to me out of the office of the Clerk of said Court, I, Vern Erck, Sheriff of Ward County, North Dakota, will sell the property described in the Judgment to the highest bidder for cash at public auction at the front door of the Courthouse in the City of Minot in the County of Ward and State of North Dakota, on August 2, 2010, at the hour of 10:00 A.M. (CT), to satisfy the amount due, with interest thereon, and the costs and expenses of such sale, or so much thereof as the proceeds of such sale will satisfy. The property to be sold is situated in the County of Ward and State of North Dakota, and described as follows:

Lot 4, Block 5, Garden Home Addition to the City of Minot, Ward County ND, a/k/a 431 23rd St. NW, Minot, ND 58703.

IN TESTIMONY WHERE-  
OF, I have hereunto set my  
hand and seal this 16th day of  
June, 2010.

Vern Erck  
Sheriff of Ward County, North  
Dakota  
By: s/Brent R. Renaud  
Deputy

STATE OF NORTH  
DAKOTA ) ss.  
County of Ward )

On this 16th day of June, 2010, before me, a Notary Public in and for said County and State, personally ap-  
peared Brent Renaud, known  
to me to be the person who is  
described in, and whose  
name is subscribed to this in-  
strument.

S/Shannon Larson  
Notary Public  
Ward County, North Dakota  
My Commission expires: Dec  
6, 2019

MACKOFF KELLOGG LAW  
FIRM

P.O. Box 1097  
Dickinson, ND 58602-1097  
Attorneys for Plaintiff  
(June 24; July 1-8, 2010)

NOTICE TO CREDITORS  
Probate No. 10-P-0129

IN THE DISTRICT COURT  
OF WARD COUNTY, STATE  
OF NORTH DAKOTA

In the Matter of the estate of  
Janet M. Nelson, De-  
ceased.

NOTICE IS HEREBY  
GIVEN that the undersigned  
has been appointed personal  
representative of the above  
estate. All persons having  
claims against the said de-  
ceased are required to present  
their claims within three  
months after the date of the  
first publication of this notice  
or said claims will be forever  
barred.

Claims must either be pre-  
sented to John M. Nelson,  
personal representative of the  
estate, at P.O. Box 998, Minot,  
ND 58702-0998, or filed with  
the Court.

Dated this 23rd day of  
June, 2010.

s/John M. Nelson  
John M. Nelson  
Personal Representative

Orlin W. Backes (ID #02659)  
McGEE, HANKLA, BACKES  
& OBOROVOLNY, P.C.  
Wells Fargo Bank Center

P.O. Box 998  
Minot, ND 58702-0998  
Attorneys for Personal Rep-  
resentative  
(June 24; July 1-8, 2010)

NOTICE OF LAPSE OF  
MINERAL INTERESTS

Pursuant to Chapter 38-  
18.1 of North Dakota Century  
Code

TO: Lee A. Ault, Laura Ault,  
Williams Mc Birney, Lenora  
Edna Mc Birney, Trustees of  
the 1985 Illinois Trust of Flo-  
rence H. Koch, to wit: John J.  
McNeely, Frank M. Graham,  
and Harris Trust & Savings  
Bank.

PLEASE TAKE NOTICE  
that Charles A. Miller of 10401  
135th Avenue SE, Sawyer,  
North Dakota 58781, is the  
present owner of the surface  
estate of the following de-  
scribed property located in  
Ward County, North Dakota,  
to wit:

Township 153 North,  
Range 81 West

Section 6: E1/2SE1/4

Charles A. Miller, as the  
owner of the surface estate in  
the above-described property  
do hereby give notice to

Velma Bechtold, Adeline  
Mehlhoff & Dorothy Van  
Sickle

a) It appears that Velma  
Bechtold, Adeline Mehlhoff &  
Dorothy Van Sickle are the  
record owners of mineral in-  
terests lying in and under the  
above-described property.

b) That the mineral inter-  
ests owned by Velma Bechtold,  
Adeline Mehlhoff & Dorothy  
Van Sickle have been unused  
for a period of twenty (20) years, and there-  
fore, pursuant to Section 38-

18.1-02 of the North Dakota  
Century Code, are deemed to  
be abandoned.

c) That pursuant to Section  
38-18.1-02 of the North Dakota  
Century Code, Charles A. Miller,  
as the owner of the above-  
described property, makes  
claim to the entire abandoned  
mineral interests of Velma  
Bechtold, Adeline Mehlhoff &  
Dorothy Van Sickle.

a) It appears that Lee A. Ault,  
Laura Ault, Williams Mc Birney,  
Lenora Edna Mc Birney, Trustees  
of the 1985 Illinois Trust of Flo-  
rence H. Koch, to wit:

John J. McNeely, Frank M. Graham,  
and Harris Trust & Savings  
Bank

b) Charles A. Miller, as the  
owner of the surface estate in  
the above-described property  
do hereby give notice to Lee  
A. Ault, Laura Ault, Williams  
Mc Birney, Lenora Edna  
Mc Birney, Trustees of the  
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c) Charles A. Miller, as the  
owner of the surface estate in  
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d) Mineral interests as used  
herein shall mean all mineral-  
als, including but not limited to  
oil, gas, coal, potash, gold,  
cement materials, sodium sul-  
phate, sand and gravel, road  
material, building stone,  
chemical substances, metallic  
ores, uranium ores, and col-  
loidal or other clays.

Dated this 18th day of  
June, 2010.

s/ Charles A. Miller  
Charles A. Miller

STATE OF  
NORTH DAKOTA ) ss.  
NORTH DAKOTA )

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Township 153 North,  
Range 81 West

Section 6: SW1/4SE1/4

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