

BOARD OF CITY COMMISSIONERS
MANDAN, NORTH DAKOTA
NOTICE IS HEREBY Given that the Board of City Commissioners of Mandan, North Dakota has received the following:
A request from Living Water Lutheran Church to annex Living Water Addition in Section 35, Township 139N, Range 81W to the City of Mandan.
Take Further Notice That the Board of City Commissioners of the City of Mandan shall meet at the Mandan City Hall on Tuesday, July 17, 2012, at 5:30 p.m. to consider said matter. A copy of said proposal is on file at the Mandan Planning Office, available for review during regular office hours from 8:00 a.m. to 5:00 p.m.
James Neubauer
City Administrator
6/8 & 15 - 5417

ATTENTION LANDOWNERS
The Morton County Weed Control Board wishes to draw attention to the large infestation of Canada Thistle and Absinth Wormwood in Morton County in rangeland and cropland. Canada Thistle and Absinth Wormwood are both on the North Dakota Noxious Weed List, and these weeds are required by the North Dakota Century Code 4-1-47-02.
1. Each person shall do all things necessary and proper to control the spread of noxious weeds.
2. No person may distribute, sell, or offer for sale within this state a noxious weed.
Morton County Weed Board has a limited amount of chemical to control Canada thistle, Absinth Wormwood at the correct stage of growth, at a cost share price to Morton County producers.
Please contact Wayne E. Carter Morton County Weed Control Officer at (701) 667-3389 for more information.
6/15 - 5434

NOTICE OF PUBLIC HEARING
MANDAN PLANNING AND ZONING COMMISSION
Notice is hereby given that the Mandan Planning and Zoning Commission have received a request from Morty's LLC for final plat approval of Keidel's South Heart Terrace 2nd Addition. Said addition is a replat of all of Blocks 1 & 2, Lots 1-29 of Block 3, all of Keidel Circle, part of Keidel Trail and part of the SW1/4 of Section 34, Township 139N, Range 81W. The property is the westward expansion of Keidel's South Heart Terrace residential development.
Take further notice the Planning and Zoning Commission of said City shall meet at Mandan City Hall on Tuesday, June 25, 2012 at 5:15 p.m. to consider said matter at which time and place any person may appear to be heard thereon. A copy of said proposal is on file at the Mandan Planning office and available for review during regular office hours from 8:00 a.m. to 5:00 p.m.
Jim Neubauer
City Administrator
6/15 & 22 - 5425

NOTICE OF PUBLIC HEARING
MANDAN PLANNING AND ZONING COMMISSION
Notice is hereby given that the Planning and Zoning Commission of Morton County, North Dakota, has received the following requests:
1. Request for a short form subdivision named Sauer Subdivision for a one (1) lot subdivision consisting of 6.91 acres in Auditor's Lot B in the NW1/4 of Section 23 Twp 139 Rng 89.
Take further notice that the Planning and Zoning Commission of said County shall meet in the Commission Room at the Morton County Courthouse in Mandan on Thursday, June 28, 2012, at 5:30 p.m. to consider said matters at which time and place any person may appear to be heard thereon. Copies of said proposals are available for inspection and copying by the public at the Morton County Auditor's Office located at 210 2nd Avenue NW in Mandan, North Dakota during regular business hours.
Dawn R Rhone,
Morton County Auditor
6/15 & 22 - 5436

Attention to All Road Ditch Hay Cutters and Adjacent Landowners
This notice is to inform all Morton County landowners, and those who cut hay in road ditch right of ways. Throughout the summer into fall, the Morton County Weed Board sprays chemical into road ditches for the control of noxious weeds. Some of these chemicals can have a residue on a plant for up to 2 weeks, depending on conditions. This residue can pass through the animal into manure, and could cause crop damage in certain situations. It is impossible for us to inform you exactly where we are spraying on a weekly basis. A lot depends on the weather for us as well. It is your duty, as a landowner or a ditch hay cutter to check with us if you have any concerns. This notice is being given according to ND State Pesticide Law. We hope this does not inconvenience anyone. This is for your protection as well as ours. It is better to be proactive ahead of time than reactive after a problem occurs.
North Dakota Noxious Weed Law Will Be Enforced
Every year, I get complaints about why this guy doesn't spray his weeds. North Dakota law states that it is the duty of every landowner to control the spread of noxious weeds on the property. Control means prevent the spread of any noxious weeds by seed or any other propagating part. The law also states that if someone is not taking care of their weeds, anyone can report them to the weed authority, (county weed control officer) and I will begin enforcement action, BUT in order for this to work, calling me will not work. A letter, signed by the one complaining, needs to be sent to me. The law does have "teeth", but the "teeth" are sometimes more than one thinks. I will still take phone calls, and talk to landowners to encourage them to control their weeds.
Just a Reminder
Don't report someone because of a feud. Life is too short for that. Also, look in your own back yard before complaining, and if the person you are complaining about is your neighbor, talk to your neighbor. They may not even know or realize that they have a problem.
6/15 & 22 - 5435

CITY OF MANDAN, NORTH DAKOTA
NOTICE IS HEREBY Given that the Board of City Commissioners of Mandan, North Dakota has received the following:
A request from Michael Schmitz to vacate all of Acteva Addition in its entirety.
Take Further Notice That the Board of City Commissioners of the City of Mandan shall meet at the Mandan City Hall on Tuesday, July 10, 2012, at 5:30 p.m. to consider said matter at which time and place any person may appear to be heard thereon. A copy of said proposal is on file at the Mandan Auditors Office, available for review during regular office hours from 8:00 a.m. to 5:00 p.m.
James Neubauer
City Auditor
6/15, 22, 29 & 7/6 - 5426

NOTICE OF PUBLIC HEARING
MANDAN PLANNING AND ZONING COMMISSION
Notice is hereby given that WVV Ranch has initiated a request for a change of zoning. The request is to change the zoning of Lots 1 & 3, Block 1, Meadow Ridge 2nd in Section 22, Township 139N, Range 81W from MC (Light Non-Nuisance Industrial/Heavy Commercial) and R3.2 (Two-Family Residential) to RM (Multi-Family Residential). The property is located on the southeast corner of 27th Street NW and 8th Avenue NW.
Notice is further given that the Planning and Zoning Commission of said City shall meet at Mandan City Hall on Monday, June 25th, 2012 at 5:15 p.m. to consider said matter at which time and place any person may appear to be heard thereon. A copy of said proposal is on file at the Mandan Planning office and available for review during regular office hours from 8:00 a.m. to 5:00 p.m.
Jim Neubauer
City Administrator
6/15 & 22 - 5433

Name, Address and Telephone)
No. of Attorney)
ARLEN M. RUFF)
State Bar ID No. 03610)
KELSCH, KELSCH, RUFF & KRANDA)
103 Collins Avenue, PO Box 1266)
Mandan ND 58554-7266)
Telephone: 701-663-9818)
Fax: 701-663-9810)
Attorneys for: Personal Representative)
IN THE DISTRICT COURT)
OF MORTON COUNTY)
SOUTH CENTRAL JUDICIAL DISTRICT,)
STATE OF NORTH DAKOTA)
In the Matter of the Estate of ISABELLA R.)
WOLFE A/K/A ISABELLA R. WOLFE)
Deceased)
Probate No. 30-2012-PR-39)
NOTICE TO CREDITORS
NOTICE IS HEREBY GIVEN that the undersigned has been appointed personal representative of the above estate. All persons having claims against the said deceased are required to present their claims within three (3) months after the date of the first publication or mailing of this notice or said claims will be forever barred. Claims must either be presented to Leo Snider, personal representative of the estate at P.O. Box 1266, Mandan, North Dakota 58554-7266 or filed with the Court.
Dated this 11th day of June, 2012.
/s/ Leo Snider
LEO SNIDER
Personal Representative
First Publication on the 15th day of June, 2012.
6/15, 22 & 29 - 5437

STATE OF NORTH DAKOTA)
IN DISTRICT COURT)
COUNTY OF MORTON)
SOUTH CENTRAL JUDICIAL DISTRICT)
Bank of Glen Ullin)
Plaintiff,)
vs.)
Elizabeth R. Hippen, d/b/a The)
Wilderness Café; City of Glen Ullin;)
Clay Schultz, d/b/a Clay's Plumbing)
and Heating, Inc., and Marshall)
Lumber Company,)
Defendants,)
and)
Marshall Lumber Company,)
Counterclaim Plaintiff,)
vs.)
Bank of Glen Ullin,)
Counterclaim Defendant.)
CASE NO: 30-10-C-0131)
NOTICE OF SALE
THE STATE OF NORTH DAKOTA AND THE SHERIFF OF MORTON COUNTY)
NOTICE IS HEREBY GIVEN that by virtue of a Judgment and decree in foreclosure, rendered by the District Court of South Central Judicial District, in and for the County of Morton, State of North Dakota, and entered and docketed in the office of the Clerk of the District Court, in and for said County, on the 24th day of April, 2012, in an action wherein Bank of Glen Ullin was Plaintiff, and Elizabeth R. Hippen, d/b/a The Wilderness Café, was a Defendant, Clay Schultz, d/b/a Clay's Plumbing and Heating, Inc., City of Glen Ullin, and Marshall Lumber Company, also named Defendants, in favor of the Plaintiff and against the Defendant, Elizabeth R. Hippen, d/b/a The Wilderness Café, for the sum of Eighty Thousand Ninety Eight Dollars and 34/100ths (\$80,098.34) which judgment and decree, among other things, directs the sale of the real estate herein described, and by virtue of a writ issued to me by the Clerk of said Court, in and for Morton County, and under the seal of said Court, directing me to sell said real property, pursuant to said Judgment and decree, I, David Shipman, Sheriff of Morton County, will sell the hereinafter described real estate to the highest bidder for cash, at public auction at the front door of the courthouse in the City of Mandan, Morton County, North Dakota on July 10, 2012, at 2:00 p.m. (CST) of that day, to satisfy the said Judgment with interest and costs thereon, and the costs and expenses of such sale, or so much thereof as the proceeds of such sale applicable thereto will satisfy. The premises to be sold pursuant to said Judgment, decree and writ are as follows:
All of Lots 4 and 5, and the E4' of Lot 6, less the S68' of the W1' of said Lot 5, and less the South 68' of the E4' of Lot 6, Block 12, Original Town, now City of Glen Ullin, Morton County, North Dakota.
Dated this 31st day of May, 2012.
By: /s/ Dave Shipman
Dave Shipman, Sheriff of Morton County, North Dakota
6/8, 15 & 22 - 5419

8:00 a.m. to 5:00 p.m.
Jim Neubauer
City Administrator
6/1, 8, 15 & 22 - 5410

NOTICE FOR BIDS
School Bus
MANDAN PUBLIC SCHOOL DISTRICT #1
The School Board of the Mandan Public School District #1, Mandan, North Dakota, is requesting bids for the purchase of one 71 Passenger Special Needs Handicapped School Bus.
Bidders may submit bids for a new and/or used - 2010 or newer - 20,000 or less miles. Bids are to be with or without trade-ins. Bids will be opened at 1:00 p.m., Monday, June 18, 2012, at the Central Administration Office at 901 Division St. NW, Mandan, North Dakota 58554. Bids should be sealed and bidders should indicate "School Bus Bid" on the front of the envelope. The Mandan School Board reserves the right to reject any or all bids and to waive any irregularities whenever it is in the best interest of the School District. Bids may be mailed or delivered to:
Joe Lukach, Business Manager
Mandan Public School District #1
901 Division St. NW
Mandan, North Dakota 58554
Specifications and bid forms may be obtained from the office of the Transportation Director of the Mandan School District. For further information call 751-6541.
BY ORDER OF THE SCHOOL BOARD
/s/ Joe Lukach
Joe Lukach
Business Manager
Mandan Public School District #1
6/8 & 15 - 5422

ADVERTISEMENT FOR BIDS
NOTICE IS HEREBY given that sealed bids for Project No. **MOR-1280** will be received by the County Engineer at the County Commissioners Room, 210 2nd Ave. N.W., Mandan, ND 58554, until **1:00 pm July 2nd, 2012** where bids will be publicly opened. Bids will be presented to the Morton County Commission on July 10th for consideration. The scope and general nature of the work consists of furnishing all labor, equipment, and performing all work necessary for:
Three inch pavement maintenance overlay of 3 miles east of Hebron, ND.
Plans and specifications are on file at the Office of the County Highway Department, 2916 37th Street N.W., Mandan, North Dakota 58554.
Morton County reserves the right to hold all bids for 45 days after the date set for the opening thereof and to reject any or all of the bids and waive defects.
All bids shall be accompanied by a separate envelope containing a Bidder's Bond or Certified Check in the amount of 5% of the total bid, payable to Morton County as liquidated damages in accordance with Section 11-11-28, NDCC.
All bids shall be accompanied by a copy of the Contractor's License in the separate envelope with the Bidder's Bond in accordance with Section 43-07-12, NDCC.
All bidders are invited to be present at the public opening of the bids.
Dated this 5th day of June 2012.
By order of the Board of Morton County Commissioners
Dawn R. Rhone, Morton County Auditor
6/15, 22 & 29 - 5438

NOTICE OF SALE
Civil No. 30-2012-CV-00132
Notice is hereby given that by virtue of a judgment of foreclosure by the District Court of the South Central Judicial District in and for the County of Morton and State of North Dakota, and entered and docketed in the Office of the Clerk of said Court on April 24, 2012, in an action wherein MidFirst Bank, a Federally Chartered Savings Association was Plaintiff and Todd A. Hanson as Personal Representative for the Estate of Margaret A. Hanson; Todd A. Hanson; and any person in possession were Defendants, in favor of Plaintiff and against the Defendants for the sum of \$158,710.56, 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, Dave Shipman, Sheriff of Morton 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 Mandan in the County of Morton and State of North Dakota, on July 10, 2012, at the hour of 1:30 P.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 Morton and State of North Dakota, and described as follows:
THE EAST SIXTY FEET (E60') OF LOTS SEVEN (7), EIGHT (8) AND NINE (9), BLOCK FORTY-SEVEN (47), ORIGINAL TOWN, NOW CITY OF MANDAN, MORTON COUNTY, NORTH DAKOTA. a/k/a 506 3rd Street NW, Mandan, ND 58554.
IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 23rd day of May, 2012.
/s/Dave Shipman
Dave Shipman
Sheriff of Morton County, North Dakota
STATE OF NORTH DAKOTA)
COUNTY OF MORTON)
On this 23rd day of May, 2012, before me, a Notary Public in and for said County and State, personally appeared Dave Shipman, known to me to be the person who is described in, and whose name is subscribed to this instrument.
/s/ Toni Snider
Notary Public
Morton County, North Dakota
My Commission expires: 08/31/17 (Seal)
MACKOFF KELLOGG LAW FIRM
38 Second Avenue East
Dickinson, ND 58601
Attorneys for Plaintiff
(Published: 6/8/12; 6/15/12; 6/22/12)
6/8, 15 & 22 - 5418

MANDAN PLANNING AND ZONING COMMISSION
Notice is hereby given that the Mandan Planning and Zoning Commission have received a request from Joseph Glass, Jr. for final plat approval of Lark Commercial Park 4th Addition. Said addition is all of Lots 1-4, Lots 9A-9D, the vacated portion of 5th Street SE and part of Lot 9, all in Block 1, Lark Commercial Park II in Section 35, Township 139N, Range 81W. The property is located on 3rd Street SE.
Take further notice the Planning and Zoning Commission of said City shall meet at Mandan City Hall on Monday, June 25th, 2012, at 5:15 p.m. to consider said matter at which time and place any person may appear to be heard thereon. A copy of said proposal is on file at the Mandan Planning office and available for review during regular office hours from 8:00 a.m. to 5:00 p.m.
Jim Neubauer
City Administrator
6/15 & 22 - 5431

NOTICE OF PUBLIC HEARING
MANDAN PLANNING AND ZONING COMMISSION
Notice is hereby given that the Mandan Planning and Zoning Commission have received a request from Wachter Development for final plat approval of Heart Ridge 2nd Addition. Said addition is part of Lot A and Lots 1-4, Block 5, Heart Ridge Addition and part of the Southeast 1/4 of Section 34, Township 139N, Range 81W. The property is located on 19th Street SE, west of Heart Ridge Addition.
Take further notice the Planning and Zoning Commission of said City shall meet at Mandan City Hall on Monday, June 25th, 2012, at 5:15 p.m. to consider said matter at which time and place any person may appear to be heard thereon. A copy of said proposal is on file at the Mandan Planning office and available for review during regular office hours from 8:00 a.m. to 5:00 p.m.
Jim Neubauer
City Administrator
6/15 & 22 - 5432

STATE OF NORTH DAKOTA)
IN JUVENILE COURT)
COUNTY OF MORTON)
SOUTH CENTRAL JUDICIAL DISTRICT)
IN THE INTEREST OF M.O., A CHILD.)
State of North Dakota,)
Petitioner,)
vs.)
M.O., Child;)
Rhonda Brown, Mother;)
Veront Ortiz, Father;)
Respondents.)
File No. 30-2012-JV-00049)
SUMMONS

THE STATE OF NORTH DAKOTA TO THE ABOVE-NAMED RESPONDENTS:
You are hereby summoned and required to appear personally and bring the above-named child before the Juvenile Court, at its Chambers in the Morton County Courthouse, in the City of Mandan, in said County and State, on the 12th day of July, 2012, at 8:30 o'clock a.m. CT, or as soon thereafter as the parties can be heard, for the purpose of hearing the Petition filed with this Court. The Petition claims the child to be a delinquent child, as more fully appears from the petition, a copy of which is available by contacting the Morton County District Court.
RIGHT TO HEARING BEFORE JUDGE
You are entitled to have the Petition heard by a Judge of the Juvenile Court, instead of by a Referee, by filing a written request for a Judge with the Clerk of this Court within five (5) days after receiving your copy of this Summons.
RIGHT TO COUNSEL
If you desire the assistance of an attorney, and are unable without undue financial hardship to employ one, the Court, upon your request, will appoint an attorney for you.
Dated this 6th day of June, 2012.
/s/ Cynthia Feland
DISTRICT JUDGE
6/15, 22 & 29 - 5429

NOTICE OF PUBLIC HEARING
MANDAN PLANNING AND ZONING COMMISSION
Notice is hereby given that the Mandan Planning and Zoning Commission have received a request from Red Door Homes for final plat approval of the Replat of Part 81W from RM (Multi-Family Residential, restricted to 5 units per acre) to RM (Multi-Family Residential, restricted to 10 units per acre). The property is located along 7th and 8th Avenues SE.
Notice is further given that the Mandan City Commission shall meet at Mandan City Hall on Tuesday, June 19, 2012 at 5:30 p.m. to consider said matter at which time and place any person may appear to be heard thereon. A copy of said proposal is on file at the Mandan Planning office and available for review during regular office hours from 8:00 a.m. to 5:00 p.m.
Jim Neubauer
City Administrator
6/8 & 15 - 5416

NOTICE OF PUBLIC HEARING
MANDAN PLANNING AND ZONING COMMISSION
Notice is hereby given that the Mandan Planning and Zoning Commission have received a request from Red Door Homes for final plat approval of the Replat of Part

81W from RM (Multi-Family Residential, restricted to 5 units per acre) to RM (Multi-Family Residential, restricted to 10 units per acre). The property is located along 7th and 8th Avenues SE.
Notice is further given that the Mandan City Commission shall meet at Mandan City Hall on Tuesday, June 19, 2012 at 5:30 p.m. to consider said matter at which time and place any person may appear to be heard thereon. A copy of said proposal is on file at the Mandan Planning office and available for review during regular office hours from 8:00 a.m. to 5:00 p.m.
Jim Neubauer
City Administrator
6/8 & 15 - 5416

STATE OF NORTH DAKOTA)
IN JUVENILE COURT)
COUNTY OF MORTON)
SOUTH CENTRAL JUDICIAL DISTRICT)
IN THE INTEREST OF D.T., A CHILD.)
State of North Dakota,)
Petitioner,)
vs.)
D.T. Child;)
Dane Thomas, Father;)
Erika Richardson, Guardian;)
Respondents.)
File No. 30-2011-JV-0123)
SUMMONS
THE STATE OF NORTH DAKOTA TO THE ABOVE-NAMED RESPONDENTS:
You are hereby summoned and required to appear personally and bring the above-named child before the Juvenile Court, at its Chambers in the Morton County Courthouse, in the City of Mandan, in said County and State, on the 12th day of July, 2012, at 8:30 o'clock a.m. CT, or as soon thereafter as the parties can be heard, for the purpose of hearing the Petition filed with this Court. The Petition claims the child to be an unruly child, as more fully appears from the petition, a copy of which is available by contacting the Morton County District Court.
RIGHT TO HEARING BEFORE JUDGE
You are entitled to have the Petition heard by a Judge of the Juvenile Court, instead of by a Referee, by filing a written request for a Judge with the Clerk of this Court within five (5) days after receiving your copy of this Summons.
RIGHT TO COUNSEL
If you desire the assistance of an attorney, and are unable without undue financial hardship to employ one, the Court, upon your request, will appoint an attorney for you.
Dated this 25th day of May, 2012.
/s/ Bruce B. Haskell
DISTRICT JUDGE
6/1, 8 & 15 -5411

City of Mandan
Board of City Commissioners
Minutes of May 15, 2012
The Mandan City Commission met in regular session at 5:30 p.m. on May 15, 2012 in the Ed "Bosh" Froehlich Room at City Hall, Mandan, North Dakota. The meeting recessed at 6:55 p.m. for the Board of Equalization meeting and reconvened at 7:50 p.m. The meeting recessed at 8:55 p.m. for Executive Session. Commissioners present were Helbling, Tibke, Rohr, Jackson, and Frank (excused from the meeting at 8:49 p.m.). Department Heads present were Finance Director Welch, Police Chief Bullinger, City Attorney Brown, City Administrator Neubauer, Director of Public Works Wright, Fire Chief Nardello, Business Development and Communications Director Huber, Engineering Project Manager Bechtel, and City Assessor Barta.
MINUTES: Consider approval of the minutes for May 1, 2012 regular meeting.
Commissioner Jackson moved to approve the minutes of the May 1, 2012 meeting. Commissioner Tibke seconded the motion. The motion received unanimous approval of the members present.
PUBLIC HEARING:
1. A Public Hearing to consider an Ad Valorem tax exemption for Glass Concrete Construction. City Assessor Barta reviewed with the Board a request for a tax exemption from Glass Concrete Construction at 2111 Third Street Southeast, Mandan, ND, which is right next to another property owned by Glass Concrete Construction. There has been no opposition to the tax exemption received. The Mandan Growth Fund (MGF) Committee recommended approval with

referencing the application at No. 16 (c) and (d) as to whether that is the full market value? Barta said that it is the taxable value is @ \$20,000 (5% of \$400,000). Morris stated that on previous applications the full market value was entered at (c) & (d). So the market value is \$400,000 on the exemption? Barta replied that is correct. Morris inquired on No. 24 that includes an answer "We had a tax incentive on our first building". What address is that? Barta replied that it is 2201 Third Street Southeast, Mandan, ND. Morris asked if that incentive has expired. Answer: It is over 20 years old. Morris requested clarification on No. 17, it is checked warehousing. Should that be retail or service? The reason for the questioning is that the City of Mandan Commercial property tax exemption policies and guidelines it states that projects primarily warehousing would not receive incentive. Mayor Helbling replied that was discussed that the wrong box was checked and it would belong in the service group. Morris inquired on No. 25 as to whether there is any similar business being conducted by other operators in the municipality and it is checked "no". Is this the only one in Mandan? Barta replied that when he had indicated "warehouse" it probably fit but when it was changed to service, "yes" there are other operators that are service related. Morris stated that she has been asked to follow up on these matters for accuracy in completing the requests and that the correct exemptions should be given. Barta clarified No. 16 (c): The full market value is entered in this area when the request is presented. When that happens, Barta explained he leaves that alone and enters the data in the area below. Mayor Helbling once again stated this is a public hearing and invited anyone to come forward to speak regarding this matter. A second invite was given. Hearing none this portion of the public hearing was closed. Commissioner Frank suggested the Board follow Linda Morris' advice in reviewing the application for accuracy when completed. Commissioner Frank moved to approve the Ad Valorem tax exemption for Glass Concrete Construction of 100% Y1 and Y2; 75% Y3; 50% Y4 and 25% Y5 under the City of Mandan's criteria for property tax exemption policy and guidelines and also under state statute with the caveat that it is fully completed to reflect the change from warehousing to retailing services as well as fully describing the activities mentioned that will take place on the form and that the application reflects that there will be hard surfacing that applies to the property site. Commissioner Jackson seconded the motion.
Commissioner Jackson asked if under the policy this qualifies for the 100% exemption for five years. Business Development and Communications Director Huber stated that at the Mandan Growth Fund Committee meeting it was not indicated that a portion of the building was going to be leased to Today's Homeworks and so what they were looking at were the employees of Glass Concrete that were going to be operating from the building so at that time it did not appear to meet that criteria so that is not being requested right now from the MGF. Huber stated that based on the information the MGF had at their meeting was the 100% Y1 and Y2; 75% Y3; 50% Y4 and 25% Y5. Commissioner Jackson asked City Attorney Brown about No. 25. "Is any similar business being conducted by other operators in the municipality? If that gets changed from "no" to "yes", does that change the ability to give the 5-year ad valorem tax exemption? Attorney Brown replied "No". Assessor Barta stated there has been no opposition received.
Roll call vote: Commissioner Rohr: Yes; Commissioner Tibke: Yes; Commissioner Frank: Yes; Commissioner Helbling: Yes; Commissioner Jackson: Yes. The motion passed.
2. A Public Hearing to consider for approval the resolution to vacate the public right-of-way of the east quadrant of the intersection of 6th Avenue NE and 9th Avenue NE, as platted in Helmsworth-McLean Addition. Engineering Project Manager Bechtel presented a request for the approval of a resolution to vacate the public right of way of the east quadrant of the intersection of 6th Avenue NE and 9th Avenue NE. The property owners have removed a single stall garage and would like
Continued on Pg. 10

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Public Service Commission Case No. PU-12-162 Public Utilities Rulemaking	Public Service Commission Case No. PU-12-165 Siting Rulemaking	Public Service Commission Case No. RC-12-166 Reclamation Rulemaking
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NOTICE OF INTENT TO AMEND ADMINISTRATIVE RULES
NOTICE OF PUBLIC HEARING
May 30, 2012

TAKE NOTICE that the Public Service Commission will hold a public hearing to address proposed amendments to the N.D. Admin. Code, relating to public utilities, energy conversion and transmission facility siting, and surface coal mining and reclamation operations.

The public hearing will be held at 10:00 a.m., July 12, 2012, in the Commission Hearing Room, 12th floor, State Capitol, Bismarck, North Dakota. Written comments may be submitted to the Public Service Commission until the close of business on July 23, 2012.

A copy of the proposed rules may be obtained from the Public Service Commission, 600 East Boulevard Avenue, Department 408, Bismarck, North Dakota 58505-0480, 701-328-2400, toll free 1-877-245-6685, Relay North Dakota TTY: 1-800-366-6888, or NDPS@ND.gov. This information is also available to view on the Public Service Commission's web site at www.psc.state.nd.us under "Formal Actions/Case Search".

If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission at least 24 hours in advance.

PUBLIC SERVICE COMMISSION

Kevin Cramer Commissioner	Tony Clark Chairman	Brian P. Kalk Commissioner
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6/15 - 5427

6/15 Mandan