

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF MCLEAN

SOUTH CENTRAL JUDICIAL DISTRICT

\_\_\_\_\_ )  
**Public Service Commission** )  
) )  
**Petitioner,** )  
) )  
**vs.** )  
) )  
**Falkirk Farmers Elevator Co.** )  
) )  
**Respondent.** )  
\_\_\_\_\_ )  
) )  
**PSC Case No. GE-12-769** )  
\_\_\_\_\_ )

CIVIL NO. \_\_\_\_\_

**AFFIDAVIT OF SERVICE  
BY CERTIFIED AND  
REGULAR MAIL**

STATE OF NORTH DAKOTA )  
) )  
COUNTY OF BURLEIGH )

**Geralyn R. Schmaltz** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **30th day of November, 2012**, she deposited in the United States Mail, Bismarck, North Dakota, **3 envelopes** with certified postage fully prepaid, return receipt requested, securely sealed and each containing a photocopy of:

1. Notice of Application for Appointment as Trustee and for Ex Parte Order and Notice of Motion Under Rule 3.2.
2. Application for Appointment as Trustee and for Ex Parte Order.
3. Affidavit of Susan K. Richter with attached Exhibit A and Exhibit B.
4. Consent to appointment as trustee and waiver to notice of hearing.
5. Brief in Support of Application for Appointment as Trustee and for Ex Parte Order.
6. Proposed Ex Parte Order to Preserve Trust Assets.
7. Proposed Order Appointing Trustee.
8. Affidavit of Service by Certified and Regular Mail.

The envelopes were addressed as follows:

**Mike Gust**  
Attorney for Falkirk Farmers Elevator Co.  
Anderson, Bottrell, Sanden & Thompson  
4132 30<sup>th</sup> Avenue South Suite 100  
PO Box 10247  
Fargo, ND 58106-0247  
**Cert. No. 7012 1640 0002 4652 4660**

**Michael Guenther**  
Board President  
Falkirk Farmers Elevator Co.  
3807 3<sup>rd</sup> Street SW  
Underwood, ND 58576  
**Cert. No. 7012 1640 0002 4652 4677**

Michael Guenther  
Board President  
Falkirk Farmers Elevator Co.  
101 Main Street  
Washburn, ND 58577-4501  
**Cert. No. 7011 3500 0003 4574 6114**

Geralyn R. Schmaltz further deposes and says that on the **29th day of November, 2012**, she deposited in the United States Mail, Bismarck, North Dakota, **15 envelopes** by regular mail, with postage fully prepaid, securely sealed, each containing a photocopy of the same.

The envelopes were addressed as follows:

Monty Fast  
480 13<sup>th</sup> Ave. NW  
Turtle Lake, ND 58575

Kelly & Kristi Erdmann  
3507 17<sup>th</sup> Street NW  
Garrison, ND 58540

Michael Guenther  
3807 3<sup>rd</sup> Street SW  
Underwood, ND 58576

Gary Knell  
831 45<sup>th</sup> Avenue NW  
Hazen, ND 58545-9361

Lowayne Krush  
PO Box 444  
602 2<sup>nd</sup> Street North  
Wilton, ND 58579

Neal Peterson  
Cowtrail Ranch  
3959 7<sup>th</sup> Street SW  
Washburn, ND 58577

Retterath Ranch Joint Venture  
1291 33<sup>rd</sup> Avenue SW  
Center, ND 58530

St. Hilaire Seed Co., Inc.  
PO Box 85  
St. Hilaire, MN 56754

Jerald Sommer  
218 9<sup>th</sup> Street NW  
Beulah, ND 58523

Marlyn & Kristie Seidler JV  
464 23<sup>rd</sup> Avenue NW  
Underwood, ND 58576-9679

Kjelstrup Farms Partnership  
PO Box 281  
Underwood, ND 58576

Jerry Blotter  
1608 25<sup>th</sup> Avenue NW  
Coleharbor, ND 5831

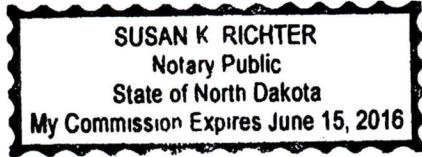
Mark A. Al  
Attorney for St. Hilaire Seed Co., Inc.  
33 South Sixth Street Suite 4200  
Minneapolis, MN 55402

Steve Strege  
ND Grain Dealers Association  
1325 23<sup>rd</sup> St. South – Suite A  
Fargo, ND 58103-3723

Derek Woodward  
CNA Surety  
5201 Eden Avenue – Suite 300  
Minneapolis, MN 55436

Subscribed and sworn to before me  
this 30th day of November, 2012.

SEAL



*[Handwritten Signature]*

*[Handwritten Signature]*

Notary Public