



Affidavit of Publication

Colleen Park, being duly sworn, states as follows:

1. I am the designated agent, under the provisions and for the purposes of, Section 31-04-06, NDCC, for the newspapers listed on the attached exhibits.
2. The newspapers listed on the exhibits published the advertisement of: **Public Service Commission – BNI Coal Notice of Violation No. 1301; 1** time(s) as required by law or ordinance.
3. All of the listed newspapers are legal newspapers in the State of North Dakota and, under the provisions of Section 46-05-01, NDCC, are qualified to publish any public notice or any matter required by law or ordinance to be printed or published in a newspaper in North Dakota.

Signed: *Colleen Park*

State of North Dakota

County of Burleigh

Subscribed and sworn to before me this 7 day of August , 20 13 .

 Sharon L. Peterson

PUBLIC NOTICES

Public Notice

I, Judith M. Hintz, County Auditor of Oliver County, North Dakota, give notice that the real estate hereinafter described has a lien for delinquent taxes against it for the year 2010 and unless such tax and special assessments, with interest, penalties and cost foreclosure action are paid, on or before October 1st, after the date of this notice, the same will become the absolute property in fee of this county, subject, however, to the lien for installments of special assessments certified or to be certified to the county auditor or which may become due subsequent to the time of service of this notice, and the former owner thereof, mortgagee, lienholder, and other persons interested therein will be forever foreclosed and barred from asserting any further rights to the real estate whatsoever. The following is a list of the real estate on which the tax lien will be foreclosed on October 1st. Opposite each description of the real estate appears any street address of the property, the name of the owner of the record title thereof, and the amount which must be paid to satisfy the tax lien.

Blended with 10/13/13
 ATTEST: Judith M. Hintz,
 Oliver County Auditor

(07-25-13-08-01-13-08-08-13)

NOTICE OF SALE

United States v. Melvin Marvin Bethke, a/k/a Melvin Bethke, Civil No. 1:12-cv-186. Notice is hereby given that by virtue of a Judgment and Decree of Foreclosure entered and given in the United States District Court for the District of North Dakota, on May 1, 2013, in favor of the United States of America, as plaintiff, and against MELVIN MARVIN BETHKE a/k/a MELVIN BETHKE, NORTH DAKOTA RURAL REHABILITATION CORPORATION, and MISSOURI VALLEY PETROLEUM, INC., as defendants, it has been adjudged that there is due and owing to the Plaintiff by the Defendant MELVIN MARVIN BETHKE a/k/a MELVIN BETHKE principal in the sum of \$289,806.49 (which sum includes protective advances made for payment of late fees, escrow, taxes, appraisal and abstracting expenses) plus interest through April 9, 2013, in the sum of \$32,954.36, with interest accruing until the date of judgment at the daily

rate of \$24.05, together with title costs and disbursements of this action in the amount of \$358.17, making a total of \$323,847.92, with interest accruing after the entry of judgment at the legal rate until paid in full.

The United States Marshal received a copy of the Judgment, duly certified by the Clerk of said Court, which directs the United States Marshal to sell the mortgaged property described in the Judgment at public auction to the highest and best bidder for cash on the date of the sale and all the right, title and interest of the Defendant in the property described in the aforementioned Judgment (and as described below) subject to all outstanding liens and mortgages, assignments of record, known and unknown. The purchaser of the property may be liable for outstanding mortgages, liens and assignments.

The Plaintiff has a valid and subsisting lien on the following described real estate situated in the County of Oliver, State of North Dakota, which will be sold by the United States Marshal:

Township 141 North; Range 84 West
 Section 19: E1/4NW1/4

Name of Publication: Center Republican
 Address: P. O. Box 508, Hazen, ND 58545

County of Oliver
 Publisher or Contact: Sharon
 Telephone: (701) 748-2255
 Notice to Publisher: Publish once each week for four (4) successive weeks on July 25, August 1, 8, and 15, 2013.

(07-25-13-08-01-13-08-08-13-08-15-13)

STATE OF NORTH DAKOTA PUBLIC SERVICE COMMISSION BNI Coal, Ltd.

Notice of Violation No. 1301
 Violation

Case No. RC-13-334

NOTICE OF INFORMAL
 CONFERENCE

July 10, 2013

Preliminary Statement

On June 14, 2013, the Public Service Commission's Reclamation Division issued Notice of Violation 1301 to BNI Coal, Ltd. for failure to properly maintain a sump and silt fence used as sediment control measures to minimize sediment

deposition on undisturbed areas in NE1/4SW1/4 of Section 5, T141N, R88W, in Oliver County, North Dakota. As a result of the failure, sediment was deposited on an adjacent undisturbed area.

On June 24, 2013, the Commission received a request for an Informal Conference from BNI in the matter.

Notice of Informal Conference

Notice is hereby given that the captioned matter is set for an Informal Conference, commencing at 1:30 p.m. CDT, on August 23, 2013, in the Public Service Commission's Hearing Room, 12th Floor, State Capitol, Bismarck, North Dakota.

If you require any auxiliary aids, such as readers, signers or Braille materials, please notify the Commission, at (701) 328-2400, or Relay North Dakota TTY: 1-800-368-6888 at least 24 hours prior to the hearing.

PUBLIC SERVICE COMMISSION
 Randy Christmann, Commissioner
 Brian P. Kalk, Chairman
 Julie Fedorchak, Commissioner

(08-01-13)

PUBLIC NOTICE



www.ndpublicnotices

Share comments online or at the public meeting

OBITUARIES



drew. They also enjoyed together in their business Anderson Custom Cab Shop.

Carla began her medical career at Square Butte Clinic, now Coal County Health Clinic, and was transferred to the Med Hospital with duties in its rural clinics, recruit and wrote a grant to e-telemedicine. Her work in the telemedicine and training work for the Veterans Administration received national recognition and honors.

In 2002, Carla expanded reach into the telecon

8/1 Center

The State of North Dakota, to the above named defendant:
 You are hereby summoned and required to appear and defend against the complaint in this action, which is herewith served upon you, by serving upon the undersigned an answer or other proper response within twenty-one (21) days after the service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.
 Dated July 3, 2013.

FLECK LAW OFFICE
 Attorney for Plaintiff
 314 East Thayer Avenue, Suite 220
 P.O. Box 6178
 Bismarck, ND 58506-6178
 Phone: (701) 238-5256
 Email: amfleck@fleck.net
 1st Arnold V. Fleck
 By: Arnold V. Fleck (ID #04102)
 7/18, 25 & 31 / 609488

**STATE OF NORTH DAKOTA
 PUBLIC SERVICE COMMISSION
 BNI Coal, Ltd.
 Notice of Violation No. 1301
 Violation**

**Case No. NC-13-334
 NOTICE OF INFORMAL
 CONFERENCE
 July 16, 2013**

Preliminary Statement
 On June 14, 2013, the Public Service Commission's Remediation Division issued Notice of Violation 1301 to BNI Coal Ltd. for failure to properly maintain a sump and silt fence used as sediment control measures to minimize sediment deposition on undisturbed areas in NE1/4SW1/4 of Section 5, T141N, R83W, in Oliver County, North Dakota. As a result of this failure, sediment was deposited on an adjacent undisturbed area.

On June 24, 2013, the Commission received a request for an Informal Conference from BNI in the matter.

Notice of Informal Conference
 Notice is hereby given that the captioned matter is set for an Informal Conference, commencing at 1:30 p.m. CDT, on August 19, 2013, in the Public Service Commission's Hearing Room, 12th Floor, State Capitol, Bismarck, North Dakota.

If you require any auxiliary aids, such as readers, signers, or Braille materials, please notify the Commission, at (701) 328-2400, or Relay North Dakota TTY: 1-800-366-6888 at least 24 hours prior to the hearing.
PUBLIC SERVICE COMMISSION
 Randy Christmann, Commissioner
 Brian P. Kalk, Chairman
 Julie Fedorchak, Commissioner
 8/1 - 609736

the resignations submitted by Kati Hoch (40% contract), Krista Salzer, Matthew Salzer, and Jared Vogtlewede, all effective at the end of the 2012-13 contracted school year; the retirement submitted by Cindy Cross, effective at the end of the 2012-13 contracted school year; the grant application for the Students in Transition Program; and the Cecil's Plumbing & Heating Change Order PR8 in the amount of \$3,200 to upsize the storm sewer manhole on the Lincoln Elementary School construction project. Motion carried.

Mr. Marquardt announced that it was the time scheduled for public appearances. He asked Mrs. Uselman if anyone had contacted her to request an opportunity to address the Board. Mrs. Uselman stated that Bob Ritterbush would like to address the Board again. Mr. Ritterbush provided information comparing the bids received for the new elementary school being constructed by the Mandan School District with the bids received by Bismarck Public Schools for the construction of the Lincoln Elementary School.

The first item under Unfinished Business was the second reading of School Board Policy JBB: Employee Age. Following a brief explanation it was moved by King and seconded by Sagveen to approve the second reading and final adoption of School Board Policy JBB as presented. Motion carried. (The complete text of SB Policy JBB is on file in the office of the Business Manager.)

The next item on the Agenda was consideration of additional budget enhancement requests for the fiscal year 2013-14 budget. Mrs. Uselman provided information explaining why the proposed enhancements are needed. Following some discussion, it was moved by Delorme and seconded by Halvorson to approve the following list of Priority budget enhancement requests:

6th Grade	
ELA Textbook Adoption	\$ 45,000
10th Grade	
ELA Literature Textbooks	70,000
12th Grade	
ELA Literature Textbooks	70,000
5th Grade Social Studies	
Alive Materials	63,075
5th Grade Social Studies	
Alive Computers	115,200
5th Grade Science NXT	
Lego Kits & Computers	26,342
Trans Math (piloting 7th & 8th @ Wachter and Simle-Need to add 6th)	5,000
Tech Ed 6th Grade Textbooks	4,098
Liberty - Orton Gillingham	
Barton	3,000
Legacy - Read Right Start-up (Equipment & Server Use Fees)	13,500
Math - Algebra I Classroom one-to-one computers	22,500
PE Lockers (8 banks @ CHS & 16 banks @ BHS)	36,000

at 8:30 p.m.
 Mr. Marquardt, the Executive Secretary, discussed negotiating the construction was taken.

There being no other business to come before the Board, the meeting adjourned at 8:31 p.m.

June 24, 2013 Meeting

The Bismarck School Board met on June 24, 2013, in the Tom Baker Room of the City/County Office Building. Board President Marquardt called the meeting to order at 5:15 p.m. and requested that the Business Manager call the roll.

Members Present: Heide Delorme, Scott Halvorson, Lawrence King, Matt Sagveen, and Steve Marquardt.

Following agreement on the Agenda, Mr. Marquardt called upon Superintendent Tamara Uselman to present her reports. Mrs. Uselman began by calling the Board's attention to a map attached to the Agenda which indicated the states from where new students have enrolled in Bismarck Public Schools during the past school year.

Mrs. Uselman gave the year-end update on the 2012-13 superintendent's goals.

Business Manager Ed Gerhardt presented the financial report for May. Mr. Gerhardt reported that the General Fund balance was \$32,022,984 and the total balance of all funds maintained by the Bismarck School District was \$48,780,661 as of May 31, 2013. Board members had three questions regarding specific line item expenditures: one regarding athletic home game expenses, one regarding equipment repairs, and one regarding teacher pay distribution. Mr. Gerhardt stated that he would research each question and respond with specific detail.

Mrs. Uselman called the Board's attention to the enrollment updates as of June 21, 2013.

Mrs. Uselman also advised Board members that an update of the FAQs/Decisions was attached to the agenda.

In response to a presentation made at the last Board meeting by Bob Ritterbush, Mrs. Uselman provided information regarding the construction process being used by the Bismarck School District for the construction of new school buildings. Board members expressed their support for the use of a Construction Manager at Risk for the construction of Legacy High School.

It was moved by Delorme and seconded by Sagveen to approve the following list of items on the Consent Agenda in accord with the recommendations made by the administration: the minutes of the June 10 regular and June 19, 2013, special School Board meetings; the hiring and salaries of Kendra Clark, Grade 1 at Liberty Elementary, \$44,077; Michelle Friedt, Music at Rita Murphy Elementary, \$39,000; Tala Knoll, English Language Arts/Social Studies

8/1 Bismarck

North Dakota Newspaper Association

1435 Interstate Loop

Bismarck, North Dakota 58503

Phone: 1-701-223-6397 Fax: 1-701-223-8185

INVOICE

August 07, 2013

Order: 13081PP1

Invoice# 2263

Attn: Darrell Nitschke
 Public Service Commission
 600 E. Boulevard Ave., State Capitol
 Bismarck, North Dakota 58505

Advertiser: **Public Service Commission**

P.O.#: **BNI Coal Notice of Violation**

Brand:

Campaign

Amount Due: \$62.22

Voice: 1-701-328-4076 Fax:

Please detach and return this portion with your payment

Public Service Commission Invoice# 2263 P.O.#: BNI Coal Notice of Violation

Run Date	Ad Size	Rate Type	Rate	Color Rate	Total	Discount	(%)	Amount after Discount	Page
Bismarck Tribune (Bismarck, North Dakota)									
08/01/2013	40.00	Notice A Line	\$0.81		\$32.40	\$0.00	(0.00%)	\$32.40	
Caption: BNI Coal Notice of Violation No. 1301									
Subtotal:	40.00		\$0.81	\$0.00	\$32.40	\$0.00		\$32.40	
Center Republican (Hazen, North Dakota)									
08/01/2013	42.00	Notice A Line	\$0.71		\$29.82	\$0.00	(0.00%)	\$29.82	
Caption: BNI Coal Notice of Violation No. 1301									
Subtotal:	42.00		\$0.71	\$0.00	\$29.82	\$0.00		\$29.82	

Gross Advertising	\$62.22	Total Misc	\$0.00	Amount Paid	\$0.00
Agency Discount	\$0.00	Tax	\$0.00	Adjustments	\$0.00
Other Discount	\$0.00	Total Billed	\$62.22	Payment Date	
Service Charge	\$0.00	Unbilled	\$0.00	Balance Due	\$62.22

If you would like to pay your invoice with a credit card, please call Rhonda at 701-595-7311. We accept Visa, Mastercard, and Discover. Thank you!