

# PUBLIC NOTICE

STATE OF NORTH DAKOTA  
IN DISTRICT COURT  
COUNTY OF BURLEIGH  
ANGELA HANSEN, )  
Plaintiff, )  
vs. )  
DAVID E. REICH, )  
Defendant. )  
**CLAIM OF TRESPASS**  
You were hereby notified and properly served by Sheriff's service a Claim of Trespass against you on April 6, 2016; you were required to respond and defend by April 27, 2016. You failed to respond and judgement against you by default is granted. Dated: April 28, 2016.  
/s/ Angela Hansen  
Claimant / Prosecutor  
4/29, 5/6 & 13 - 20842470

**NOTICE TO PUBLIC**  
The property being stored at the garage located at 921 Riverside Avenue, Bismarck, ND 58504 will be sold or destroyed May 23, 2016.  
/s/ Tom Dietz II  
Tom Dietz II  
5/6 & 13 - 20843695

Charles M. Carvell, ND #03560 )  
Pearce Durick PLLC )  
314 East Thayer Avenue )  
P.O. Box 400 )  
Bismarck, ND 58502 )  
(701) 223-2890 )  
cmc@pearce-durick.com )  
E-file: #fmccefile@pearce-durick.com )  
Attorneys for the )  
Estate of Virginia C. Merritt )  
IN THE DISTRICT COURT )  
OF BURLEIGH COUNTY, )  
STATE OF NORTH DAKOTA )  
In Re the **Estate of Virginia C. Merritt,** )  
Deceased )  
Probate No. 08-2016-PR-00098 )  
**NOTICE TO CREDITORS** )  
(N.D.C.C. § 30.1-19-01) )  
NOTICE IS GIVEN that Lisa A. Bader has been appointed Personal Representatives of the above estate. All persons having claims against the deceased are required to present their claims within three (3) months after the date of the first publication or mailing of this notice or the claims will be forever barred. Claims must be presented to the Virginia C. Merritt Estate, c/o Pearce Durick PLLC, P.O. Box 400, Bismarck, ND 58502-0400, or filed with the Court.  
Dated this 2nd day of May, 2016.  
/s/ Charles M. Carvell  
Charles M. Carvell  
Pearce Durick PLLC  
P.O. Box 400  
Bismarck, ND 58502-0400  
Tel: (701) 223-2890  
5/6, 13 & 20 - 20843507

IN THE DISTRICT COURT  
OF BURLEIGH COUNTY  
STATE OF NORTH DAKOTA  
IN THE MATTER OF THE ESTATE OF  
ANNA D. CLOOTEN, DECEASED  
Probate No. 08-2016-PR-00084  
**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 above named decedent 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 Craig Clooten, personal representative of the estate, at 4821 Grassy Lane, Bismarck, ND 58503-8033, or filed with the Clerk of the District Court. Dated this 11th day of April, 2016.  
/s/ Craig Clooten  
Craig Clooten,  
Personal Representative  
/s/ Galen J. Mack  
Galen J. Mack, Esquire  
Mack Law Offices, P.C.  
PO Box 196  
Rugby ND 58368  
Attorney for Personal Representative  
First publication on the 22nd day of April, 2016.  
4/22, 29 & 5/6 - 20841115

**PUBLIC NOTICE**  
Members of the Democratic-NPL Party from Districts 7, 30, 32, 35 and 47 will hold a Presidential Preference Caucus on June 7, 2016 at Bismarck High School in Bismarck. Doors will open at 5 PM and close promptly at 7 PM with no late arrivals allowed into the caucus location. The purpose of the meeting is to elect delegates and alternates to the State Delegate Selection Meeting which is held June 18 in Bismarck. The Dem-NPL is a grassroots organized political party. Meetings and membership are open to anyone who voted for, or plans to vote for, Dem-NPL candidates, or simply affiliates themselves with the Party's ideals. For more information, please contact Dem-NPL Region 3 Representative Ondine Baird at d35chair@demnpl.org  
5/6 - 20843487

STATE OF NORTH DAKOTA  
IN DISTRICT COURT  
COUNTY OF BURLEIGH  
SOUTH CENTRAL JUDICIAL DISTRICT  
State of North Dakota ex rel. )  
Commissioner of Labor, for the )  
benefit of Audrey Lynn English and, )  
James Ray English, )  
Plaintiff, )  
vs. )  
Advanced Energy Transport Services, )  
LLC, and Peter Traynor, individually )  
and doing business as Advanced )  
Energy Transport Services, LLC, )  
Defendants. )  
Civil No. 08-2016-CV-01015  
**SUMMONS**

**TO: ADVANCED ENERGY TRANSPORT SERVICES, LLC, 1316 MOHAWK STREET, BISMARCK, NORTH DAKOTA 58501 and PETER TRAYNOR, INDIVIDUALLY AND DOING BUSINESS AS ADVANCED ENERGY TRANSPORTS, LLC. 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 written response within twenty-one (21) days after 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 this 29th day of January, 2016.  
State of North Dakota  
Wayne Stenehjem  
Attorney General  
By: /s/ Douglas B. Anderson  
Douglas B. Anderson  
Assistant Attorney General  
State Bar ID No. 05072  
Office of Attorney General  
500 North 9th Street  
Bismarck, ND 58501-4509  
Telephone (701) 328-3640  
Facsimile (701) 328-4300  
Email dbanders@nd.gov  
Attorneys for the Plaintiff.  
5/6, 13 & 20 - 20843711

## PUBLIC NOTICE OF ZONING CHANGE

Notice is hereby given that the Bismarck City Commission, on Tuesday, April 26, 2016, approved an ordinance rezoning from the R5-Residential, RM15-Residential, RM30-Residential, R10-Residential and RT-Residential zoning district(s) to the P-Public zoning district on Lot 7, Block 12, Nagel's 4th Addition, less a part of said lot described as: beginning in the SW corner of Lot 6 of said block, thence East parallel to and 20 feet South of said South line a distance of 126.75 feet to the East line, thence Northwesterly a distance of 21.49 feet to the SW corner of said Lot 6, thence West 120 feet to the point of beginning. Part of the S½ of Section 29, T139N-R80W/Hay Creek Township described as: Beginning at a point 1327.26 feet West and 1344.9 feet South from the NE corner of the S½ of said Section 29, thence West a distance of 586.725 feet, thence North a distance of 493.03 feet, thence East a distance of 586.68 feet, thence South a distance of 484.84 feet to the point of beginning; A tract of land dedicated as "Marian Park" on the plats of Marian Park 2nd Addition, Replat of Marian Park 2nd Addition, and Marian Park 3rd Addition; A tract of land in the E½ of the SW¼ of Section 28, T139N-R80W/Hay Creek Township described as: Beginning 170 feet West of the centerline of 4th Street and 190 feet North of the centerline of Divide Avenue, thence West a distance of 300 feet, thence North a distance of 470 feet, thence East a distance of 300 feet, thence South a distance of 470 feet to the point of beginning; Lots 15-21, Block 1, Highland Acres 2nd Addition; Balance of Block 9, Highland Acres designated on plat as "School and Playground"; A tract of land dedicated as "Memorial Park" on the plat of Highland Acres, less right of way for East Coulee Road and less an 8 foot extension to Lot 7, Block 2 and less Tracts 2, 3, and 4; All of Block 5, Keating Subdivision; Lot 21, Block 3, Keating Addition less a part of said lot described as: beginning in the NW corner of said lot, thence S 32-03-00 W on the West line of said lot to the SW corner of said Lot 21 for a distance of 159.55, thence S 57-57-00 E on the South line of said lot a distance of 44 feet, thence N 32-03-00 E and parallel to the West line of Lot 21 to a point on the South line of Avenue B a distance of 169.64 feet more or less, thence Westerly along said South line a distance of 45.14 feet more or less to the point of beginning; Block 4, Keating Addition less four tracts of land in the SW of said Block 4, each described as follows: Beginning at the SW corner of said Block 4, thence North 25-25-00 East along the West boundary line of said Block 4 a distance of 120.81 feet, thence South 57-57-00 East a distance of 83.96, thence South 32-03-00 West a distance of 120 feet, thence North 57-57-00 West along the South boundary line of said Block 4 a distance of 70 feet to the point of beginning; Beginning at a point on the South boundary line of said Block 4, said point being south 57-57-00 East a distance of 70 feet from the SW corner of said block, thence North 32-03-00 East a distance of 120 feet, thence South 57-57-00 East a distance of 70 feet, thence South 32-03-00 West a distance of 120 feet, thence North 57-57-00 West along the South boundary line of said Block 4, a distance of 70 feet, to the point of beginning; Beginning at a point on the South boundary line of said Block 4, said point being south 57-57-00 East a distance of 210 feet from the SW corner of said Block 4, thence North 32-03-00 East a distance of 120 feet, thence South 21-22-00 East a distance of 163.95 feet, thence South 22-18-00 East a distance of 38.75 feet to the SE corner of said Block 4, thence in a northwesterly direction on a curve along the South boundary line of said Block 4 a distance of 117.67 to the point of beginning; Beginning at a point on the South boundary line of said Block 4, said point being South 57-57-00 East a distance of 140 feet from the SW corner of said Block 4, thence North 32-32-00 East a distance of 120 feet, thence North 57-57-00 West along the South boundary line of said Block 4 a distance of 70 feet to the point of beginning; And one tract of land in the NW of said Block 4, described as follows: A tract of land being 43.2' wide lying East of and adjacent to and extending the entire lot line of Lot 8, Block 1, Keating Addition; Lot 2, Block 9, Keating Addition; Tract 1 of Lot 7, Block 3, Highland Acres Second Addition; Lots 1 and 2, Block 22, McKenzie's Addition and the S½ of the vacated Avenue A adjacent to Lot 1; Lots 3 and 4, Block 22, McKenzie's Addition; Lots 5-16, Block 22, McKenzie's Addition and the S½ of the vacated Avenue A adjacent to Lot 16; Lots 7-18, Block 21, McKenzie's Addition and the N½ of the vacated Avenue A adjacent to said lots and the W½ of vacated Thompson Street adjacent to Lot 7 and the E½ of vacated Williams Street adjacent to Lot 18; The West 14 feet of the E½ of vacated Thompson Street adjacent to Lot 18, Block 20, McKenzie's Addition; Lots 9-12, Block 23, McKenzie's Addition and the South 6 feet of the West 10 feet of Lot 13 of said block; Lots 1-24, Block 18, McKenzie's Addition; Lot 1, Block 3, Schafer Heights; All of Blocks 53 and 54, Northern Pacific 2nd Addition and all of Blocks 65 and 66, McKenzie and Coffin's Addition and all vacated 8th Street adjacent to said blocks and all of vacated Avenue D adjacent to said blocks and a vacated alley in Blocks 65 and 66, McKenzie and Coffin's Addition; and Lot 1A of Lot 1 and Lot 2a of Lot 2, Block 2, Schafer Heights.  
This ordinance is available for copying and inspection during normal working hours in the office of the City Administrator.  
By K. J. Hunke, City Administrator  
Dated this 2nd day of May, 2016.  
5/6 - 20843109

**To Place a Legal Advertisement**  
Call 355-8816 or  
Fax 223-0959

## REQUEST FOR AIRPORT RADIO SYSTEM PROPOSALS

The City of Bismarck requests written proposals from interested firms with capabilities required for the replacement of the airport radio system consisting of a repeater station, mobile radios, and portable radios. The desired system will replicate capabilities of the existing system and incorporates capabilities to use established frequencies and selected emergency responder frequencies not in the current system. The successful proposer will supply one (1) repeater, thirty-six (36) mobile radios, and eleven (11) portable radios.  
Proposals will be evaluated by the City on their ability to meet the selection criteria listed in the Instructions to Proposers. Proposers are required to do a site visit at the Bismarck Airport to inspect the current radio system. Arrangements for viewing may be made with Airport Maintenance (701-222-6509), Monday through Friday between 7:00 AM and 1:00 PM.  
Contact Timothy Thorsen at (701)355-1808, by email at thorsen@bismarcknd.gov, by mail at PO Box 991, Bismarck, ND 58504 or in person at the Airport Administration Office, 2301 University Drive Building #17, Room 225B, Bismarck, ND 58502 for a proposer's packet.  
Proposals will be received by the City at the Airport Administration Office, 2301 University Drive Bldg #17, Room 225B, Bismarck, North Dakota, until **4:00 PM CST, May 31, 2016**. Selection of the firm to perform these services will be accomplished by the City of Bismarck.  
**BISMARCK AIRPORT**  
**BISMARCK, NORTH DAKOTA**  
/s/ Timothy J. Thorsen  
Timothy J. Thorsen  
Assistant Airport Director  
Dated this 25th day of April, 2016.  
4/29 & 5/6 - 20841838

## REQUEST FOR PROPOSALS FEE ACCOUNTANT SERVICES

Opening date: April 25, 2016  
Closing date: May 16, 2016 at 4:30pm

The Fort Berthold Housing Authority (FBHA) is soliciting proposals for Fee Accountant Services for FY 2016 and FY 2017.

The Scope of Services to be provided by the Fee Accountant will include:

- Maintains general ledgers consistent with any applicable federal regulations and adopted FBHA policies.
- Post to the general ledger in a timely and accurate manner.
- Review and advise on FBHA's internal control system in its accounting functions.
- The timely preparation, in coordination with the Executive Director, of the annual operating budgets, budget revisions and financial statements to conform to HUD submittal deadlines.
- Oversight to ensure that all accounting-related deadlines are met.
- Provide timely and accurate monthly reporting to the Board of Commissioners on the financial status of the FBHA.
- Train FBHA Finance Division staff and other appropriate staff on accounting requirements.
- Advise the Executive Director and the FBHA Board of Commissioners the financial implications of management proposals and participate in FBHA planning efforts upon request.
- Report to the Board of Commissioners any and all fiscal items unusual in nature, requiring the attention of the FBHA, as needed.
- Review and balance tenant ledgers by assisting FBHA Lease Compliance staff on daily, monthly and annual data input with regards to Tenant Accounting.
- Prepare homebuyer annual account statements and continual updating of all Low-rent tenants in the system. Will work closely with the Finance division by providing quality Accounting Services in all areas of funding.
- Maintain physical and fixed asset inventory.
- Assist on any projects agreed to upon by both the Contractor and FBHA.

Responsive, responsible proposals shall be evaluated based on a point system with a total possible score of 100. The criteria for selection will include points given in the following areas:

Evaluation Criteria	
1. Past performance on Indian Housing Authority (IHA) contracts	10 points
2. Previous work for the NCTHA	10 points
3. Adequate personnel experience. Person that will work with FBHA must be named in proposal and ultimately in contract.	10 points
4. Recommendations from other IHA	10 points
5. Other current projects that could affect the timeliness of our project.	10 points
6. Firms willingness to work with the FBHA on accounting findings	10 points
7. Statement of plan detailing employment and training of Native American persons.	10 points
8. Financial ability to complete project.	15 points
9. Indian preference	15 points

Each Contractor is required to be certified by the Tribal Employment Rights Office (TERO) prior to submitting a bid in accordance with the Three Affiliated Tribes TERO Ordinance. To receive an application for certification and information on TERO please contact: Fayettea Young Bear, FBHA Contract Officer, Box 310, New Town, ND 58763, (701)627-4731, fayetta@fbha.org.  
The Fort Berthold Housing Authority plans to implement the Indian Preference procedures by the use of the procedure set forth in 24 CFR 1000.52 Indian Preference. The particular section to follow can be found at 24 CFR 85.36 Methods of Procurement. However, responsible proposals will be accepted from Non-Indian owned accounting firms. Proposals must be in written format and submitted to the address below on or before May 2, 2016 by 4:30 p.m. CST. The price proposal must be on an hourly basis and be inclusive of all overhead and profit. Reasonable expenses incurred in the performance of services will be reimbursed. Proposals received after this date shall be considered unresponsive and shall be returned unopened to the responding firm. The FBHA reserves the right to accept or reject any or all proposals and to waive any informality in the proposal received, consistent with the Regulations, if it is in the best interest of the FBHA.  
For further information on this Request for Proposal, please contact the Housing Authority at (701)627-4731.  
By: Leah Fyten  
Executive Director  
Fort Berthold Housing Authority  
P.O. Box 310  
New Town, ND 58763  
leah@fbha.org

## ADVERTISEMENT FOR BIDS CITY-WIDE VEHICULAR WAYFINDING SIGNS

**CITY OF MANDAN**  
**MANDAN, NORTH DAKOTA**

Sealed bids will be received by the City of Mandan, at the office of the City Administrator, 205 Second Avenue NW, Mandan, ND 58554, until **11:00 AM CT, May 13, 2016**, at which time they will be publicly opened and read aloud for the furnishing of materials, labor, equipment and skill required for the construction of **City-Wide Vehicular Wayfinding Signs** and incidental items in and for said City of Mandan, as is more fully described and set forth in the plans and specifications therefore, which are now on file in the office of the City Administrator.  
Bids shall be upon cash payment on the following estimated quantities and types of work:  
Shop Drawings, Fabrication, Permitting, Shipping, and Installation of multiple vehicular wayfinding signs, posts, break-a-way bases, and other incidental work at 24 locations throughout the City of Mandan.  
The contract documents are on file and may be examined at the following:  
**City of Mandan**  
**205 Second Avenue NW, Mandan, ND 58554**

Complete digital project bidding documents are available at [www.klieng.com](http://www.klieng.com) "Projects for Bid" or [www.questcdn.com](http://www.questcdn.com). You may download the digital plan documents for \$18 by inputting Quest project # **4444607** on the website's Project Search page. Please contact QuestCDN at (952) 233-1632 or [info@questcdn.com](mailto:info@questcdn.com) for assistance in free membership registration, downloading, and working with this digital project information.  
All bids are to be submitted on the basis of cash payment for the work and materials, and each bid shall be accompanied by a separate envelope containing the contractor's license and bid security. The bid security must be in a sum equal to five per cent (5%) of the full amount of the bid and must be in the form of a bidder's bond. A bidder's bond must be executed by the bidder as principal and by a surety company authorized to do business in this state, conditioned that if the principal's bid be accepted and the contract awarded to the principal, the principal, within ten (10) days after notice of award, will execute and effect a contract in accordance with the terms of his bid and the bid bond as required by the laws of the State of North Dakota and the regulations and determinations of the governing body. If a successful bidder does not execute a contract within ten (10) days allowed, the bidder's bond must be forfeited to the governing body and the project awarded to the next lowest responsible bidder.  
All bidders must be licensed for the full amount of the bid as required by Section 43-07-05 and 43-07-12 of the North Dakota Century Code.  
The successful Bidder will be required to furnish Contract Performance and Payment Bonds in the full amount of the contract.  
Contracts shall be awarded on the basis of the low bid submitted by a responsible and responsive bidder for the aggregate sum of all bid items. A single contract will be awarded for the work.  
All bids will be contained in a sealed envelope, as above provided; plainly marked showing that such envelope contains a bid for the above project. In addition, the bidder shall place upon the exterior of such envelope the following information:

- The work covered by the bidder
  - The name of the bidder
  - Separate envelope containing bid bond and a copy of North Dakota Contractor's License or certificate of renewal.
  - Acknowledgement of the Addenda.
- No Bid will be read or considered which does not fully comply with the above provisions as to Bond and licenses and any deficient Bid submitted will be resealed and returned to the Bidder immediately.  
The work on the improvement will be completed by **July 2, 2016**.  
The Owner reserves the right to reject any and all bids, to waive any informality in any bid, to hold all bidders for a period not to exceed 30 days from the date of opening bids, and to accept the bid deemed most favorable to the interest of the Owner.  
Should the Contractor fail to complete the work within the time required herein or within such extra time as may have been granted by formal extensions of time approved by the Owner, there will be deducted from any amount due the Contractor the sum of \$350 per day and every day that the completion of the work is delayed. The Contractor and his surety will be liable for any excess. Such payment will be as and for liquidated damages.  
Dated this 18 day of April, 2016  
**CITY OF MANDAN**  
**MANDAN, NORTH DAKOTA**  
/s/ Jim Neubauer  
City Administrator  
4/22, 29 & 5/6 - 20840947

## ADVERTISEMENT FOR BIDS CITY-WIDE VEHICULAR WAYFINDING SIGNS

**CITY OF MANDAN**  
**MANDAN, NORTH DAKOTA**

Sealed bids will be received by the City of Mandan, at the office of the City Administrator, 205 Second Avenue NW, Mandan, ND 58554, until **11:00 AM CT, May 13, 2016**, at which time they will be publicly opened and read aloud for the furnishing of materials, labor, equipment and skill required for the construction of **City-Wide Vehicular Wayfinding Signs** and incidental items in and for said City of Mandan, as is more fully described and set forth in the plans and specifications therefore, which are now on file in the office of the City Administrator.  
Bids shall be upon cash payment on the following estimated quantities and types of work:  
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All bids are to be submitted on the basis of cash payment for the work and materials, and each bid shall be accompanied by a separate envelope containing the contractor's license and bid security. The bid security must be in a sum equal to five per cent (5%) of the full amount of the bid and must be in the form of a bidder's bond. A bidder's bond must be executed by the bidder as principal and by a surety company authorized to do business in this state, conditioned that if the principal's bid be accepted and the contract awarded to the principal, the principal, within ten (10) days after notice of award, will execute and effect a contract in accordance with the terms of his bid and the bid bond as required by the laws of the State of North Dakota and the regulations and determinations of the governing body. If a successful bidder does not execute a contract within ten (10) days allowed, the bidder's bond must be forfeited to the governing body and the project awarded to the next lowest responsible bidder.  
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Dated this 18 day of April, 2016  
**CITY OF MANDAN**  
**MANDAN, NORTH DAKOTA**  
/s/ Jim Neubauer  
City Administrator  
4/22, 29 & 5/6 - 20840947