

PUBLIC NOTICE

NOTICE OF SALE

Abandon property disposal of Lazaro Mendez, storage unit 14B at A & M Sales & Storage, 1920 Lovett Ave., Bismarck, ND 58504. This is a closed disposal to be held on May 31, 2012 by A & M Sales & Storage. 5/11 & 18 - 608062

Notice of School Election

NOTICE IS HEREBY given that on Tuesday, the Fifth day of June, 2012, annual elections will be held at Naughton School District No. 25, Wing School District No. 28, Menoken School District No. 33, Sterling School District No. 35, Apple Creek School District No. 39 and Manning School District No. 45, Burleigh County, North Dakota, for the purpose of electing member(s) of school boards. The polls will be open at 11:00 a.m. CDT and will close at 7:00 p.m. CDT on that day.

Dated at Bismarck, North Dakota, this 18th day of May, 2012. Naughton School District No. 25 Shirley Ryberg, Business Manager Wing School District No. 28 Becky Barnhardt, Business Manager Menoken School District No. 33 Shirley Ryberg, Business Manager Sterling School District No. 35 Shirley Ryberg, Business Manager Apple Creek School District No. 39 Dottie Longmuir, Business Manager Manning School District No. 45 Mary Welch, Business Manager 5/18 - 608083

10201 West Watertown Plank Road Wauwatosa, WI 53226 Telephone No. (414) 257-7725 WITNESS, the Honorable Christopher Foley, Judge of the Circuit Court of said County, at Wauwatosa, Wisconsin this 15th day of May, 2012. Dan Barlich Assistant Chief Deputy Clerk of said Circuit Court 5/18 - 608107

PUBLIC HEARING NOTICE

Notice is hereby given that the Bismarck City Commission will hold public hearings on Tuesday, May 22, 2012, at 5:15 p.m. in the Tom Baker Meeting Room, City-County Building, 221 North 5th Street, Bismarck, North Dakota, to consider the following items:

- Request of AL & DP Properties/Medcenter One, 12th Street Investments, LLC and Bismarck Motor Company, Inc. for a zoning change from the CG-Commercial and MA-Industrial zoning districts to the MA-Industrial zoning district for Lots 1-3, Block 1, Lots 1-4, Block 2 and the vacated Mayfair Avenue, Mayfair Managers Addition; Tract S of the SE1/4 of Section 4, T138N-R80W; Lot 2, Block 2, Wachter's 17th Addition; and Lot 1, Block 1, Wachter's 18th Addition. The property is located along the west side of South 12th Street just south of Bismarck Expressway.

Request of Steve & Karen McCormick for a zoning change from the Conditional RS-Residential zoning district to the PUD-Planned Unit Development zoning district on The Meadows at Hawktree Subdivision (a replat of Block 2, The Ridge at Hawktree Second Subdivision). The property is located along the north side of Burnt Creek Drive approximately 1/4 mile east of ND Highway 1804/River Road (part of the N1/2 of Section 1, T139N-R80W/Hay Creek Township).

Request of the City of Bismarck for a zoning ordinance text amendment relating to sight triangles. The proposed amendment would clarify the definition of a sight triangle and how it applies to corner lots, lots at the intersection of a street and alley and driveways.

At the public hearings, the Board of City Commissioners will provide an opportunity for all interested persons to be heard with respect to these items. Interested persons may also submit written comments regarding these requests prior to the meeting to the Community Development Department, PO Box 5503, Bismarck, North Dakota 58506-5503, fax: 701-222-6450, or e-mail - cobplan@nd.gov. Interested persons may also call 701-355-1840 with questions or for additional information.

Descriptions of these requests are on file and may be viewed or copied any working day between 8:00 a.m. and 5:00 p.m. at the City-County Community Development Department, 221 North 5th Street, Bismarck, North Dakota. BOARD OF CITY COMMISSIONERS BISMARCK, NORTH DAKOTA Attest: W.C. Wocken City Administrator Dated this 2nd day of May, 2012. 5/11 & 18 - 608039

Federal Emergency Management Agency PUBLIC NOTICE

Notice of Availability of the Draft Environmental Assessment For the New Ramstad Middle School City of Minot, Ward County, North Dakota

Environmental Assessment (EA) for the New Ramstad Middle School construction project. Interested persons are hereby notified that the Federal Emergency Management Agency (FEMA)/Department of Homeland Security (DHS) is proposing to provide funding for the construction of a New Ramstad Middle School for the City of Minot. This project is to construct a 103,683 square foot (sf), school facility on approximately 20 acres of agricultural land west of 36th Avenue Northwest and North Broadway. The new school will provide capacity for the current Ramstad Middle School students as well as provide an area for potential future growth.

The draft EA is available for review between May 2, 2012 and June 1, 2012 at the Minot City Hall located at 515 2nd Ave SW, Minot, ND 58702. The draft EA is also available for review online at the City of Minot website http://www.minotnd.org/ and at the FEMA website http://www.fema.gov/plan/ehp/envdocuments/ea-region8.shtm. Written comments regarding this environmental action should be received no later than 5 p.m. on June 1, 2012, by M. Rebecca Forman, Project Scientist, Braun Intertec, 1826 Buerkle Road, St. Paul, MN 55110 at rforman@braunintertec.com; and/or Steven E. Hardegen, DHS/FEMA Region VIII Environmental Officer, Denver Federal Center, Bldg 710A, Denver, CO 80225-0267 at Steven.Hardegen@fema.dhs.gov.

If no substantive comments are received by the above deadline, the draft EA and associated Finding of No Significant Impact (FONSI) will become final and be published by FEMA. Substantive comments will be addressed as appropriate in the final documents. The public may request a copy of the final environmental documents from M. Rebecca Forman or Steven E. Hardegen at the addresses listed above. 5/3, 5 & 18 - 608024

NOTICE OF SALE

United States v. Steven E. Johnston and Glory A. Morin, f/k/a Glory A. Johnston, et al., Civil No. 1:11-cv-095. Notice is hereby given that by virtue of a Judgment and Decree of Foreclosure Sale entered and given in the United States District Court for the District of North Dakota, on April 16, 2012, in favor of the United States of America, as plaintiff, and against STEVEN E. JOHNSTON; GLORY A. MORIN f/k/a GLORY A. JOHNSTON; CAPITAL CREDIT UNION; and A.R. AUDIT SERVICES, INC., as defendants, it has been adjudged that there is due and owing to the plaintiff by the defendants Steven E. Johnston and Glory A. Morin, f/k/a Glory A. Johnston, principal in the sum of \$59,230.90 (which sum includes protective advances made for payment of late fees, escrow, appraisal, and abstracting expenses) and interest to April 11, 2012, of \$9,532.37, with interest accruing until the date of judgment at the daily rate of 14.5341; together with the costs and disbursements of this action in the amount of \$467.14, making a total of \$69,230.41, with interest accruing after 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 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 defendants in the property described in the aforementioned Judgment (and as described below) subject to all outstanding liens and mortgages, assignments on record, known and unknown. The purchaser of the property may be liable for outstanding mortgages, liens and assignments. The plaintiff has a valid, paramount and subsisting lien on the following described real estate situated in the County of Burleigh, State of North Dakota, which will be sold by the United States Marshal: Lot Seven (7), Block Two(2), S & W Eighth Addition to the City of Lincoln, Burleigh County, North Dakota.

The sale will be held on the 21st day of June, 2012, at the front door of the Burleigh County Courthouse, Bismarck, North Dakota, at 11:00 A.M. Any individual who is interested in obtaining the amount that will be bid by United States Department of Agriculture, Centralized Service Center, Rural Development at the sale should contact that office at (314) 457-5513. Personal checks will not be accepted. Payments must be in the form of a cashier's check or money order available within two hours after the sale. In the event that the United States is compelled to reschedule the sale because the highest bidder cannot pay the bid price in the manner and time required, said bidder will be liable for the costs of resale.

Dated this 16th day of May, 2012. Paul Ward, United States Marshal for the District of North Dakota. 5/18, 25 & 6/1, 8 - 608120

ADVERTISEMENT FOR BIDS

The Board of City Commissioners of the City of Bismarck will receive sealed bids for Railroad Construction - Phase 3 in association with the Northern Plains Commerce Centre. All bids will be submitted to the City Administrator by 10:00 a.m., Monday, June 11, 2012. All work is to be completed according to the plans and specifications on file in the office of the City Administrator. Bids will be opened at 10:30 a.m., Monday, June 11, 2012, in the office of City Administrator.

The work being bid includes common excavation, C15 Aggregate subbase, AREMA No. 3 ballast, approximately 550 TF of rail, four #10 turnout, 7"x8"x8" - 6" railroad ties, and other associated items. Bid proposals must be mailed to or deposited with the City Administrator and shall be sealed and endorsed "Proposal for NPCC Railroad Construction - Phase 3 and related items." The Contractor shall include a copy of their license or renewal thereof enclosed in the required bid bond envelope as required pursuant to Section 43-07-12 of the North Dakota Century Code, as amended.

Complete digital project bidding documents are available at www.kljeng.com "Client Zone" or www.questcdn.com. You may download the digital plan documents for \$18 by inputting Quest project # 2055174 on the website's Project Search page. Please contact QuestCDN at (952) 233-1632 or info@questcdn.com for assistance in free membership registration, downloading, and working with this digital project information. An optional paper set of project documents is also available for a non-refundable price of \$60 per set at Kadrmass, Lee & Jackson, Inc., 128 Soo Line Drive, Bismarck, ND 58501. Please contact us at 701-355-8400, if you have any questions.

Each bid shall be accompanied by a separate envelope containing a bidder's bond in the amount of five (5) percent of the amount of the bids as required by Section 48-01.05 (3), North Dakota Century Code, as amended and executed as provided by law. The Board of City Commissioners reserves the right to hold all bids for a period of thirty (30) days after the date fixed for the opening thereof and reject any or all bids and to waive irregularities whenever it is for the best interest of the City of Bismarck.

CITY OF BISMARCK William C. Wocken City Administrator Dated this 18th day of May, 2012 5/18, 25 & 6/1 - 608117

DOCUMENT 00 11 13 Advertisement for Bids 2012 Elbowoods Housing Development, Phase I Street Construction Three Affiliated Tribes, New Town, ND SEH No. THREE 114174

Notice is hereby given that sealed Bids will be received by the Tribal Chairman, Tex G. Hall, c/o Scott Lange @ SEH, until 11:00 a.m., Monday, June 4, 2012, at the office of the Engineer, SEH, 1200 25th Avenue South, PO Box 1717, St. Cloud, MN 56302-1717, at which time they will be publicly opened and read aloud, for the furnishing of all labor and material for the construction of 2012 Elbowoods Housing Development - Phase I Street Construction. Faxed or emailed Bids (slange@sehinc.com) will be accepted. Major quantities for the Work include: 2,100 CY Subgrade Excavation 2,900 CY Aggregate Base 3,500 TON Bituminous Pavement 21,000 SF 4-Inch Concrete Walk 13,000 SF 6-Inch Concrete Driveway 5,400 LF Concrete Curb & Gutter 8,200 SY Seeding and Erosion Control Blanket

Bids shall be on the form provided for that purpose and according to the Bidding Requirements prepared by Short Elliott Hendrickson Inc., dated May 15, 2012. The Bidding Documents may be seen at the issuing office of Short Elliott Hendrickson Inc. located at: 1200 25th Avenue South P.O. Box 1717 St. Cloud, MN 56302-1717 320-229-4300

Digital copies of the Bidding Documents are available at http://www.sehinc.com for a fee of \$30. These documents may be downloaded by selecting this project from the BIDDING DOCUMENTS link and by entering eBidDocTM Number 2064511 on the SEARCH PROJECTS page. For assistance and free membership registration, contact QuestCDN at 952-233-1632 or info@questcdn.com. Paper copies of the Bidding Documents may be obtained from Docunet Corp. located at 2435 Xenium Lane North, Plymouth, MN 55441 (763-475-9600) for a fee of \$100. Bids will only be accepted from Contractors who purchase Bidding Documents as noted above. Bid security in the amount of 5 percent of the Bid must accompany each Bid in accordance with the Instructions to Bidders. This Work shall be subject to minimum wages and labor standards in accordance with Mandan Hidatsa and Arikara Nation Tribal Employment Rights Ordinance (MHA TERO) (see mhatero.com). Bids shall be directed to the Owner, securely sealed and endorsed upon the

outside wrapper, "BID FOR 2012 ELBOWOODS HOUSING DEVELOPMENT, PHASE I STREET CONSTRUCTION, NEW TOWN, ND, THREE 114174." The Owner reserves the right to reject any and all Bids, to waive irregularities and informalities therein and to award the Contract in the best interests of the Owner. James Foote Three Affiliated Tribes New Town, ND 5/18 & 25 - 608106

Advertisement for Bids

A. Sealed Bids, in duplicate, for the BISMARCK POLICE DEPARTMENT BOILER UPGRADE will be received at the office of the City Administrator at City Hall, 221 North 5th Street, Bismarck, North Dakota, 58501, until 3:00 P.M., Central Time May 30, 2012. All bids will be opened at 4:00 P.M. and read aloud, May 30, 2012, in the First Floor Conference Room at the City Hall, located at 221 North 5th Street, Bismarck, North Dakota.

B. A Pre-Bid meeting will be held at 10:00 A.M. on May 22, 2012, at The BISMARCK POLICE DEPARTMENT. Attendance is encouraged for all bidders. No other tours will be available to bidders. C. Bidders may submit separate bids only for Mechanical construction work and/or electrical construction work. No other types of bids for other portions of the project or other combinations of the separate bids will be accepted.

D. All bids shall be in accordance with Plans and Specifications as prepared by Beazley Engineering, P.C. and Apex Engineering Group of Bismarck, North Dakota.

E. Copies of drawings and specifications may be examined at the office of the Owner; the office of the Engineer and the following Builders Exchanges: Construction Plans Exchange of Bismarck, Bismarck / Mandan Exchange, Fargo, Minot, and Dickinson North Dakota Builders Exchanges, Sioux Falls, South Dakota Builders Exchanges, and Minneapolis, Minnesota Builders Exchanges.

F. Bidding Prime Contractors having a current and proper class N.D. Contractor's License may obtain copies of the drawings and specifications from the office of Beazley Engineering, P.C. upon a deposit of \$50.00. The Prime Contractor, submitting an unsuccessful bid, upon returning such set within five (5) days of bid date and in good condition, will be refunded his full deposit. Any Prime Contractor, not submitting a bid, upon returning such set will be refunded \$50.00.

G. Each bid shall be accompanied by a bidder's bond in the amount of five (5%) percent of the bid, executed by the bidder as principal and by a Surety Company authorized to do business in the State, conditioned that if the Principal's bid is accepted and the contract awarded to him, he, within ten (ten) days after notice of award, will execute and effect a contract in accordance with the terms of this bid and furnish Contractor's Performance / Payment Bonds. Bidder's Bonds shall be made to the City of Bismarck, North Dakota. Bid Bonds accompanying proposals must be in a separate envelope from the bid in accordance with section 48-02-04 of the North Dakota Century Code.

H. In compliance with Section 43-07-05 of the North Dakota Century Code, each contractor submitting a bid shall have a North Dakota Contractor's license for the highest amount of their bid with alternates, and he must state on his bid form the number and class of his license, and the date it was obtained or renewed. A copy of the current license or certificate of renewal thereof issued by the Secretary of State shall be enclosed in the required bid bond envelope. A bid submitted without this information properly enclosed in the bid bond envelope shall not be read or considered and shall be returned to the bidder.

I. The following information shall be clearly displayed on the outside of the Bidder's Envelope:

- 1. Name and location of Project.
- 2. Name of the Owner.
- 3. Classification of Work.
- 4. Name and Address of the Bidder.
- 5. Bidder's ND Contractor's License Number and Class.

J. The Owner reserves the right to reject any or all bids, or parts thereof, and waive any informalities in bidding. The Owner further reserves the right to hold all legitimate proposals for period of thirty (30) days after the date fixed for the opening thereof.

K. By: 1. Signed: /s/ Bill Wocken 2. Bill Wocken 3. City Administrator 5/4, 11 & 18 - 608029

ADVERTISEMENT FOR BIDS

Notice is hereby given that sealed bids for the new Welding Program within the existing Skills Center building located on the United Tribes Technical College campus in Bismarck, North Dakota will be received on June 5th, 2012 at 2:30 PM local time, at which time they will be publicly opened and read aloud in the conference room of Building #61 United Tribes Technical College, 3315 University Drive, Bismarck, North Dakota 58504. The Owner will consider single prime bid for General Construction. This single bid to include Plumbing, Heating and Ventilation, Temperature Controls or Mechanical (combined Plumbing, Heating and Ventilation, and Temperature Controls), and Electrical Construction. All bids received after the scheduled time will be returned to the bidder unopened.

The project consists of remodeling and new construction in all disciplines as depicted in the contract documents. Contractors desiring to submit a bid may obtain a copy of the contract documents from Ritterbush-Ellig-Hulsing P.C. Architects and Planners, 711 Riverwood Dr., Suite 1, Bismarck, ND 58504-6220 upon receipt of \$100.00 deposit. The deposit will be refunded to Contractors who submit a bonafide bid, and who return the contract documents in good condition within ten (10) days after the opening of bids. All non-responsive bidders shall forfeit their deposit to the Architect.

The project drawings and specifications will also be on file at the following Builder's Exchanges: Bismarck-Mandan Builders Exchange and Construction Plans Exchange, Bismarck, ND; Construction Industry Center, Rapid City, SD; Dickinson Builders Exchange, Dickinson, ND; McGraw-Hill Construction, Edina, Mn; Fargomoorhead Builders Exchange, Fargo, ND; Minneapolis Builders Exchange, Minneapolis, Mn; Minot Builders Exchange, Minot, ND; Reed Construction Document Processing Center, Norcross, Ga; and St. Paul Builders Exchange, St. Paul, Mn. Each bid shall be submitted in duplicated copy and enclosed in a sealed opaque envelope upon which there is disclosed the necessary information as required by the Supplementary Instructions to Bidders. Each bid shall be accompanied by a separate sealed opaque envelope containing a Bidder's bond made payable to United Tribes Technical College and executed by the Bidder as principal and by a surety company authorized to do business in North Dakota, in a sum equal to five percent (5%) of the Bidder's highest total bid combination, including all add alternates to the bid items, conditioned that if Bidder's proposal is accepted and the contract awarded to him, he within ten (10) days after notice of such award, will effect and execute a contract in accordance with the terms of his bid and a contractor's bond as required by law and the regulations and determinations of the Owner. AIA

Document A310, Bid Bond should be used to execute the bid guarantee.

In compliance with Section 43-07-12 of the North Dakota Century Code, each contractor submitting a bid must have a copy of his North Dakota Contractor's License or certificate of renewal thereof issued by the Secretary of State enclosed in the bid bond envelope; must be licensed for the highest amount of his total bid combination including add alternates; and such license must have been in effect at least ten (10) days prior to the date of the bid opening.

No bid will be read or considered which does not fully comply with the provisions herein as to bonds and licenses, and any deficient bid submitted will be rescaled and returned to the Bidder immediately. The Owner reserves the right to hold all legitimate bids for a period of Sixty (60) days after the date fixed for the opening thereof. The Owner further reserves the right to reject any and all bids or portions thereof and to waive irregularities, and the Owner shall incur no legal liability for the payment of any monies until the contract is awarded and approved by the proper authorities.

The successful Bidder will be required to furnish a Performance-Payment Bond and certificates of insurances as described in the contract documents. Dated this 18th day of May 2012.

/s/ Curt Maynard Facility Management/ Construction Manager United Tribes Technical College 3315 University Drive Bismarck, North Dakota 58504 5/18, 25 & 6/1 - 608114

PUBLIC HEARING NOTICE

Notice is hereby given that the Bismarck Planning & Zoning Commission will hold public hearings on Wednesday, May 23, 2012, at 5:00 p.m. in the Tom Baker Meeting Room, City-County Building, 221 North 5th Street, Bismarck, North Dakota, to consider the following items:

- Request of Nathan and Mary McKenzie for approval of a zoning change from the A-Agriculture zoning district to the RR-Residential zoning district on Rock Creek Fourth Subdivision. The property is located north of 71st Avenue NE and west of 80th Street at the north end of Rock Creek Road (part of the SE1/4 of Section 5, T139N-R79W/Gibbs Township).
- Request of Nathan and Mary McKenzie for approval of a final plat for Rock Creek Fourth Subdivision, a one lot subdivision on 24.8 acres. The property is located north of 71st Avenue NE and west of 80th Street at the north end of Rock Creek Road.
- Request of Bismarck Land Company, LLC for approval of a zoning change from the A-Agriculture, RM13-Residential, RM30-Residential and MA-Industrial zoning districts to the R10-Residential and RM30-Residential zoning districts on Edgewood Village Sixth Addition. The property is located in northeast Bismarck, north of Century Avenue, between Colorado Drive and Centennial Road (part of the S1/2 of the NW1/4 of Section 23, part of the SW1/4 of the NE1/4 of Section 23 and part of the E1/2 of Section 22 T139N-R80W/Hay Creek Township, including a replat of part of Edgewood Village Second Addition).

Request of Bismarck Land Company, LLC for approval of a fringe area road master plan amendment for Sections 22 and 23, T139N-R80W/Hay Creek Township to add an extension of Calgary Avenue between North 19th Street and Nebraska Drive as an east-west collector for these sections.

Request of Bismarck Land Company, LLC for approval of a final plat for Edgewood Village Sixth Addition, a 59 lot subdivision on 63.6 acres. The property is located in northeast Bismarck, north of Century Avenue, between Colorado Drive and Centennial Road.

Request of Santa Fe, LLP for approval of a zoning change from the A-Agriculture and R10-Residential zoning districts to the RS-Residential zoning district on Promontory Point V. The property is located on the top of the plateau north of Burnt Boat Drive, between River Road and the Tyler Coulee (part of the E1/2 of Section 24 in T139N-R81W and part of the W1/2 of Section 19 in T139N-R80W/Hay Creek Township).

Request of Santa Fe, LLP for approval of a final plat for Promontory Point V, a 135 lot subdivision on 70.32 acres. The property is located on the top of the plateau north of Burnt Boat Drive, between River Road and the Tyler Coulee.

Request of Lincoln Land Development, LLP for approval of a zoning change from the MA-Industrial zoning district on Hamburg Industrial Park 1st Addition. The property is located east of the Bismarck Airport along Yegen Road north of the intersection with Lincoln Road (part of the NW1/4 of the SW1/4 of Section 13, T138N-

R80W/Lincoln Township). Request of Lincoln Land Development, LLP for approval of a final plat for Hamburg Industrial Park 1st Addition, a 7 lot subdivision on 17.50 acres. The property is located east of the Bismarck Airport along Yegen Road north of the intersection with Lincoln Road.

Request of Wilmet Development, LLC for approval of a zoning change from the RM30-Residential, RT-Residential and CA-Commercial zoning districts to the RM30-Residential, RT-Residential and CA-Commercial zoning districts on Northern Sky Addition. The property is located in north Bismarck, along the west side of North Washington Street approximately 1/8 mile north of 43rd Avenue NE (part of the SE1/4 of Section 17, T139N-R80W/Hay Creek Township).

Request of Wilmet Development, LLC for approval of a final plat for Northern Sky Addition, a 3 lots subdivision on 15.25 acres. The property is located in north Bismarck, along the west side of North Washington Street approximately 1/8 mile north of 43rd Avenue NE.

Request of the City of Bismarck for zoning ordinance text amendment relating to accessory buildings. The proposed amendment would modify the allowable area for accessory buildings, generally increasing the area from what is currently allowed.

Request of the City of Bismarck for a zoning ordinance text amendment relating to non-conforming uses. The proposed amendment would modify the requirements for nonconforming uses or structures devoted in whole or in part to a residential use.

Request of Keller Family Trust for approval of a zoning change from the R10-Residential zoning district to the RM10-Residential zoning district on the W1/2 of Lot 24 less the South 163 feet, Park Hills Auditor's Lots. The property is located along the south side of Jefferson Avenue between Bell Street and Riverside Park Road.

Request of Thomas Huber, for approval of a rural residential lot split for Lot 5, Block 1, Huber Subdivision to split this tract into two parcels. The property is located along the east side of 52nd Street NE south of 43rd Avenue NE.

Request of Mark Rodacker, for a special use permit to allow the installation of a small wind energy system to be located in Lot 1, Block 1, Apple Ridge Subdivision (9701 County Highway 10). The property is located along the south side of County Highway 10 just east of the intersection with 93rd Street NE.

Request of Mitzel Builders, Inc. for approval of a minor subdivision final plat of Ridgefield 2nd Addition, a 27 lot subdivision on 3.53 acres. The property is located along the north side of East Calgary Avenue between US Highway 83 and North 19th Street, and is a replat of Lots 8 & 9, Block 1, Ridgefield Addition.

At these hearings, the City Planning & Zoning Commission will provide an opportunity for all interested persons to be heard with respect to these items. Interested persons may also submit written comments regarding these requests prior to the meeting to the Community Development Department, PO Box 5503, Bismarck, North Dakota 58506-5503, fax: 701-222-6450, or e-mail - cobplan@nd.gov. Interested persons may also call 701-355-1840 with questions or for additional information.

Descriptions of these requests are on file and may be viewed or copied any working day between 8:00 a.m. and 5:00 p.m. at the City-County Community Development Department, 221 North 5th Street, Bismarck, North Dakota. Carl D. Hokenstad, Community Development Director For City Planning & Zoning Commission Dated this 8th day of May, 2012 5/11 & 18 - 608077

PUBLIC NOTICES

A public notice is information informing citizens of government activities that may affect the citizens' everyday lives. Public notices have been printed in local newspapers, the trusted sources for community information, for more than 200 years.

North Dakota newspapers also post public notices that are printed in newspapers on www.ndpublicnotices.com at no additional charge to units of government.

Legal Notice of Proposed Actions

USDA Forest Service Dakota Prairie Grasslands Medora Ranger District Billings County, North Dakota

Opportunity to Comment on Proposed Road Reconstruction on National Grasslands in Billings County, North Dakota

The Forest Service, Dakota Prairie Grasslands, Medora Ranger District, is seeking public comment before it prepares a Decision Memo that will document a decision to approve a road reconstruction project proposed by Billings County for a road located on surface administered by the Forest Service. The proposed project is located in Sections 1, 15, and 22, T138N, R101W, Billings County, ND. The proposed road would involve reconstructing 2 miles, establishing drainage control, reestablish vegetative cover and reconstruct ditches to county road standard to improve safety of the roadway. Total ground disturbance for the project is 4.25 acres. A detailed discussion of road reconstruction development can be found in the EIS prepared for the 2001 Dakota Prairie Grasslands Land and Resource Management Plan (LRMP) which can be found on our website at http://www.fs.fed.us/npp/docs.html. The Forest Service must approve the road reconstruction. The project meets criteria contained in the Chapter 30 of the National Environmental Policy Act Handbook, which allow them to be categorically excluded from further analysis in an Environmental Impact Statement or Environmental Assessment. Notwithstanding, the Forest Service must ensure that each authorization it approves complies with all applicable laws, regulations, and policy pertaining to special uses on National Forest System lands. The Forest Service will ensure operations comply with the 2001 LRMP, lease terms and stipulations that further address local resource concerns, and any specific conditions of approval the Forest Service deems to be reasonably necessary to minimize surface impacts. Additional information on the proposed action is available for review at http://www.fs.fed.us/r11/dakotaprairie/projects/index.shtml on the Dakota Prairie Grasslands web site or at the Medora Ranger District in Dickinson, ND. The Responsible Official for this project is: Nancy Peak, Acting Grasslands Supervisor, at (701) 250-4443.

This comment period is offered to comply with a recent court ruling (Sequoia ForestKeeper v. Tidwell, 11-cv-00679-LJO-DLB (E.D. Cal.)), which directs the Forest Service to provide public notice, comment, and opportunity for administrative appeal for projects and activities documented with a "Decision Memo" (36 CFR 220.6(e)) until new instructions are issued by the Forest Service Washington Office, or the Agency issues regulations addressing the Court's ruling. In addition, the Forest Service will prepare Decision Memos and offer notice, comment and appeal opportunities for timber sales and proposed approvals of oil or gas exploration and development activities that rely upon Section 390 of the Energy Policy Act of 2005. Only those who provide comment or express interest in a specific project during this comment period will be eligible to appeal the respective decision(s) pursuant to 36 CFR part 215 regulations.

How to Comment and Timeframe Written, facsimile, hand-delivered, oral, and electronic comments concerning any of these actions will be accepted for 30 calendar days following the publication of this notice in the Bismarck Tribune. The publication date in the newspaper of record is the exclusive means for calculating the comment period for these projects. Those wishing to comment should not rely upon dates or timeframe information provided by any other source. Forest Service regulations prohibit extending the length of the comment period. It is the responsibility of persons providing comments to submit them by the close of the comment period. Comments must be project specific.

Written comments must be submitted to: USDA Forest Service; Medora Ranger District; Lands Department, 99 23rd Avenue West, Suite B, Dickinson, ND 58601. The office business hours for those submitting hand-delivered comments are: 8:00 am to 4:30 pm Monday through Friday, excluding holidays. Oral comments must be provided at the Medora Ranger District's office during normal business hours via telephone (701) 227-7800 or in person at the Medora Ranger District office. Electronic comments must be submitted in a format such as an email message, plain text (.txt), rich text format (.rtf), or Word (.doc) to comments-northern-dakota@prairie-medora@fs.fed.us. In cases where no identifiable name is attached to a comment, a verification of identity will be required for appeal eligibility. If using an electronic message, a scanned signature is one way to provide verification. Individuals and organizations wishing to be eligible to appeal must meet the information requirements of 36 CFR 215.6.