

NOTICE OF FILING OF THE PARK DISTRICT OF THE CITY OF BISMARCK, NORTH DAKOTA AND HEARING THEREON

Notice is hereby given that the budget of the Park District of the City of Bismarck, North Dakota, for the calendar year ending December 31, 2011 is on file in the office of the Board Clerk, 400 East Front Avenue, and that said subject may be examined by anyone requesting to do so; that the Board of Park Commissioners of the said Park District will meet on Thursday, September 9, 2010 at the hour of 5:15 p.m. in the Tom Baker meeting room of the City/County Building, 221 N 5th Street, for the purpose of adopting the final budget and making the annual levy. The Board of Park Commissioners will hold a public hearing at which time any tax payer may appear and discuss with such Board of Park Commissioners any item there of, or the amount of such item.

The total proposed expenditures under each group provided for in said budget and total proposed expenditures under all such groups are as follows:

Table with columns for Fund Type, Item, and Amount. Includes General Fund (Salaries & Wages, Supplies/Operations, etc.), Special Revenue Funds (Special Activities, Special Assessments, etc.), and Capital Projects Funds (Construction, Acquisition, Renovation, etc.).

/s/Steven M. Neu
Steven M. Neu, Clerk/Director
Park District of the City of Bismarck, North Dakota
Dated this 19th day of August, 2010
Publish August 26, 2010 and September 2,2010
8/26 & 9/2 - 605837

The North Dakota Interagency Coordinating Council is holding its quarterly meeting on Thurs., Sept. 16, 2010, beginning at 1 p.m. at the Comfort Inn, 1030 E Interstate Ave, Bismarck, ND 58503. The meeting will conclude on Fri., Sept. 17, 2010, at noon. Agenda items include, but are not limited to: Report on the Autism Waiver, Review the ND School for the Deaf Report, Report on the Federal Home Visiting Program, Elections of Chairperson/Vice Chairperson, Report on the Federal Office of Special Education Program Conference, Review Part C Budget, Update on the Infant Development Rate Setting, and an Update on Region I Infant Development Program. Anyone need accommodations for this meeting should contact Colette Perkins at 1-800-755-8529. 8/26 - 605836

Request for Proposals
The Turtle Mountain Housing Authority (TMHA) and Tax Credit entities located in Belcourt North Dakota are requesting proposals for a financial audit. The period audited is for a one year period, fiscal year ending December 31, 2010 and will be a contract for a three year term. Proposals will be accepted until September 1, 2010 no later than 2:00 p.m. local time. Proposals postmarked after this date and time will not be considered. The TMHA reserves the right to reject any and/or all proposals. For more information contact JR. Davis (701)477-5673 ext. 39. 8/14, 17, 19, 21, 24, 26 & 28 - 605790

NOTICE TO CREDITORS AND CLAIMANTS
NOTICE IS HEREBY GIVEN that on August 6, 2010, Earthworks, Inc., a North Dakota corporation, filed with the North Dakota Secretary of State an Intent to Dissolve, and is in the process of dissolving. The address of the office to which written claims against the corporation must be presented is at the office of its undersigned lawyer, whose mailing and post office address is: Randall N. Sickler, Ebeltoft . Sickler . Lawyers, P.O. Box 1598, Dickinson, ND 58602-1598. The date by which all claims must be received is ninety (90) days after the date of the first publication of this notice or the claims will be forever barred. Dated this 16th day of August, 2010. /s/Randall N. Sickler
Randall N. Sickler, Lawyer for Earthworks, Inc.
Published: August 19 & 26, 2010, September 2 & 9, 2010
8/19, 26 & 9/2, 9 - 605815

David A. Lindell
ID #05219
Attorney at Law
PO Box 427
Washburn, ND 58577
(701) 462-8566
Attorney for Personal Representative:
Case No. 08-10-P-155
IN THE DISTRICT COURT OF BURLEIGH COUNTY, STATE OF NORTH DAKOTA.
In the Matter of the Estate of STEVEN A. NELSON, Deceased.
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 months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be presented to Gayle Johnson or filed with the Court. Dated this 16th day of August, 2010. /s/ Gayle Johnson
Gayle Johnson, Personal Representative
1306 Ivy Drive
Washburn, ND 58577
First publication on the 19th day of August, 2010.
8/19, 26 & 9/2 - 605816

STATE OF NORTH DAKOTA
IN DISTRICT COURT
COUNTY OF BURLEIGH
SOUTH CENTRAL JUDICIAL DISTRICT
Joy G. Stewart
Plaintiff,
vs.
William R. Stewart
Defendant.
Civil Case No. 10-C-
SUMMONS
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 or will be filed with the clerk of this court by serving upon the undersigned an Answer or other proper response within twenty (20) days after the service of this Summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the Complaint.
NOTICE OF TEMPORARY RESTRAINING

PROVISIONS:
Under Rule 8.4, N.D.R.Ct. in Action for Divorce, or Separation upon service of this Summons, the parties are bound by the following restraining provisions:
(1) Neither spouse may dispose of, sell, encumber, or otherwise dissipate any of the parties' assets, except:
(a) For necessities of life or for the necessary generation of income or preservation of assets; or
(b) For retaining counsel to carry on or to contest the proceeding.
If a spouse disposes of, sells, encumbers, or otherwise dissipates assets during the interim period, that spouse shall provide to the other spouse an accounting within 30 days.
(2) Neither spouse shall harass the other spouse.
(3) All currently available insurance coverage must be maintained and continued without change in coverage or beneficiary designation.
IF EITHER SPOUSE VIOLATES ANY OF THESE PROVISIONS, THAT SPOUSE MAY BE IN CONTEMPT OF COURT.
Dated this 11th day of August, 2010. /s/Brenda A. Neubauer
Brenda A. Neubauer
Neubauer & Oster
Attorney for Plaintiff
P.O. Box 1015
Bismarck, ND 58502-1015
(701) 355-1078
ID # 05210
8/26, 9/2 & 9 - 605843

NOTICE OF SALE
Civil No. 08-09-C-02139
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 Burleigh and State of North Dakota, and entered and docketed in the Office of the Clerk of said Court on June 30, 2010, in an action wherein BAC Home Loans Servicing LP FKA Countrywide Home Loans Servicing LP was Plaintiff and Jessica Claymore; Shawn P. Claymore; Alison Dye dba Off The Wall Advertising; and any person in possession were Defendants, in favor of Plaintiff and against the Defendants for the sum of \$358,790.94, 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 by virtue of a writ issued to me out of the office of the Clerk of said Court, I, Pat D. Heinert, Sheriff of Burleigh 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 Bismarck in the County of Burleigh and State of North Dakota, on September 15, 2010, at the hour of 1:15 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 Burleigh and State of North Dakota, and described as follows:
Lot Thirteen (13), Block Two (2), Eagle Crest Addition to the City of Bismarck, Burleigh County, North Dakota aka 1286 Eagle Crest Loop, Bismarck, ND 58503.
IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 27th day of July, 2010. /s/Pat D. Heinert
Pat D. Heinert
Sheriff of Burleigh County, North Dakota
By: /s/Simon A. Scheett
Deputy
STATE OF NORTH DAKOTA)
County of Burleigh)
On this 27th day of July, 2010, before me, a Notary Public in and for said County and State, personally appeared Simon A. Scheett, known to me to be the person who is described in, and whose name is subscribed to this instrument. /s/Norma J. Braddock
Notary Public
Burleigh County, North Dakota
My Commission expires: 02/20/13
MACKOFF KELLOGG LAW FIRM
P.O. Box 1097
Dickinson, ND 58602-1097
Attorneys for Plaintiff
(Published: 8/12/10, 8/19/10, 8/26/10)
8/12, 19 & 26 - 605774

NORTH DAKOTA DEPARTMENT OF HEALTH
PUBLIC NOTICE OF OPPORTUNITY TO COMMENT ON DRAFT PERMIT MODIFICATIONS FOR TWO SPECIAL WASTE LANDFILLS UNDER THE NORTH DAKOTA SOLID WASTE MANAGEMENT RULES
FACILITY NAME: Great River Energy - Coal Creek Station, Permit Numbers 0033

and 0091
APPLICANT: Great River Energy, Maple Grove, MN
BACKGROUND: Great River Energy has submitted applications proposing modification of Solid Waste Permits 0033 and 0091. The plant lies in the SW1/4 of Section 17, Township 145N, Range 82W of McLean County, or six (6) miles south of Underwood, ND. Permit 0033 is located in Section 16, Township 145N, Range 82W and Permit 0091 is located in Section 32, Township 146N, Range 82W. The Great River Energy applications only propose allowing the option of using a three-foot alternative evapo-transpirative final cover as allowed by North Dakota Administrative Code § ch. 33-20-07.1-02. instead of the five-foot cover system with a low permeability compacted clay layer. The operation of other solid waste management units included in these permits will remain unchanged.
The Department believes that these permit modifications meet the requirements of the North Dakota Solid Waste Management Rules and are protective of human health and the environment.
PUBLIC COMMENTS AND HEARING: As required by Section 33-20-03.1-03 of the North Dakota Administrative Code, information regarding the proposed modifications will be available for public review and comment for thirty (30) days following publication of the Public Notice. During that period any interested person may submit written comments and request a public hearing by stating the nature of the specific issues to be raised. A fifteen (15) day notice will be provided before any hearing is scheduled. The North Dakota Department of Health will consider all comments prior to taking any action on the permit modification. Comments, questions and written communication should be directed to:
Scott A. Radig, P.E., Director
North Dakota Department of Health
Division of Waste Management
918 East Divide Avenue, 3rd Floor
Bismarck, ND 58501-1947
The permit applications and draft approval are available for review during the hours of 8:30 a.m. to 4:00 p.m., Monday through Friday, at the North Dakota Department of Health, Division of Waste Management, 918 East Divide Avenue, 3rd Floor, Bismarck, ND. A copy of this Public Notice is also on the Department's website at: http://www.health.state.nd.us/wm
Anyone requiring special access or accommodations to review the Draft Permit may contact the Department at 701-328-5166.
8/26 - 605842

INVITATION TO BID
PROJECT: Bismarck State College National Energy Center of Excellence
Wind Training Tower and Lab
Bismarck, North Dakota
BIDS CLOSE: September 16, 2010 at 3:00pm
PROJECT #: 20109260
DATE OF ISSUE: August 26, 2010
BY: EAPC ARCHITECTS ENGINEERS
121 EAST BROADWAY AVE
BISMARCK, NORTH DAKOTA 58501
PHONE: (701) 258-3116
FAX: (701) 223-7983
OUTLINE OF PROJECT: Construction of a two-story tower to be used in wind energy training and the finishing of approximately 1800 SF of lab space. The project includes the demolition of a section of elevated floor slab.
TYPE OF BIDS: Separate bids will be received at the same time on the following portions of the work, separately as listed or combined at the bidder's option:
General Construction Contract
Mechanical Construction Contract
Electrical Construction Contract
THE OWNER: Bismarck State College
1500 Schafer St
Bismarck, ND 58506
BID PLACE: Bismarck State College National Energy Center of Excellence
1200 Schafer St
Bismarck, ND 58506
Bids received after the designated time will not be accepted. All interested parties are invited to attend. Bids will be opened and publicly read aloud. It is the bidder's responsibility to see that mailed or delivered bids are in the hands of the Owner prior to the time of the bid opening.
OBTAINING DOCUMENTS: Drawings and Specifications may be examined at the Architect/Engineer's office at the address shown above and:
Reed Construction Data.
North Dakota Builders Exchanges at Bismarck/Mandan (2 exchanges), Devils Lake, Dickinson, Fargo, Grand Forks, Minot, Williston.
Bidding documents may be obtained by prime bidders (General, Mechanical and Electrical bidders) from EAPC upon request. A deposit of \$50.00 is required for one set. If the bidder returns the set of documents, in good condition, within 10 days following the bid date, the deposit will be refunded. If the bidder does not return the set of documents within the designated time, none of the deposit will be refunded. Partial or complete sets of prints and specifications may be obtained from EAPC by other than the above. The sets or partial sets will be distributed upon receipt of payment for the information charged at the current reproduction rate. None of this payment will be refunded. Completeness and adequacy of the list of documents requested shall be the responsibility of the person making the request.
BID SECURITY: Each bid shall be accompanied by a separate envelope containing a Bidders Bond in a sum equal to five percent of the full amount of the bid, including all add alternates, 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 him, he, within ten days after notice of award, will execute and effect 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 governing Board. Cash, cashier's checks or certified checks will not be accepted. See Instructions to Bidders 00100.7.
NORTH DAKOTA LAW: All bidders must be licensed for the highest amount of their bids, as provided by North Dakota Century Code Section 43 07-05; and no bid will be read or considered which does not fully comply with the above provisions as to bond and licenses, and any bid deficient in these respects submitted will be resealed and returned to the bidder immediately. Any bid not prepared and submitted in accordance with the provisions hereof will

be considered non-responsive. The Owner may waive any informalities or reject any and all bids. Any bid may be withdrawn prior to the above scheduled time for the submission of bids or authorized postponement thereof. Any bid received after the time and date specified shall not be considered. No bidder may withdraw a bid within 30 days after the actual date of the opening thereof. EACH BID MUST BE SUBMITTED IN A SEALED ENVELOPE, ADDRESSED TO THE OWNER, BEARING ON THE OUTSIDE, THE NAME OF THE BIDDER, HIS ADDRESS, AND THE NAME OF THE PROJECT AND TYPE OF CONSTRUCTION FOR WHICH THE BID IS SUBMITTED, AND RECEIPT OF ALL ADDENDAS.
If forwarded by mail, the sealed envelope containing the bid must be enclosed in another envelope, addressed as specified in the Bid Form. THE CONTRACTOR SHALL INCLUDE A COPY OF HIS LICENSE OR LICENSE RENEWAL CERTIFICATE IN THE SAME ENVELOPE WITH HIS BID BOND. THESE MUST BE ENCLOSED IN A SEPARATE ENVELOPE FROM THE BID ENVELOPE AND SO INDICATED ON THE OUTSIDE.
PRE-BID MEETING: There will be a pre-bid meeting held in the National Energy Center of Excellence (NECE) on the BSC campus on September 9, 2010 at 3:00pm. Please meet in the 3rd floor lobby. This is an opportunity for all interested bidders to become familiar with the work site and to ask questions.
By order of: Kari Knudson
Vice President, NECE
8/26, 9/2 & 9 - 605847

Advertisement for Bids
SOUTH CENTRAL REGIONAL WATER DISTRICT
Owner
10700 Hwy 1804 North Bismarck, ND 58503
Address
Separate sealed Bids for the construction of the Emmons County WTP Building and Equipment Installation, Contract 2010-7 will be received by the Board of Directors for the South Central Regional Water District (SCWD) at the SCVD office located adjacent to the North Burleigh Water Treatment Plant until 1:30 P.M., (Local Time) September 16, 2010 and then at said office publicly opened and read aloud.
The scope of WORK generally consists of the construction of a 120' by 130' reinforced concrete and pre-cast concrete building and the installation of process, mechanical, electrical, and instrumentation systems for the new Emmons County WTP Facility (2085 gpm capacity), as required by the Contract Documents and General Requirement. The work consists generally of earthwork and steel reinforced concrete construction associated with footings, basin walls, floors, columns, floor slabs; site earthwork; site piping; erection of pre-cast concrete wall and roof panels for the building superstructure; interior office and laboratory spaces, furnishing and installing process piping, vertical turbine pumps, centrifugal pumps, chemical feed systems, process tanks; installation of Owner purchased Ultra-filtration and Reverse Osmosis membrane equipment, membrane cleaning systems, instrumentation, compressed air system; installation of Owner purchased ozone equipment; furnishing and installing electrical systems associated with building, process, and mechanical systems including 600 KW exterior backup generator; furnishing and installing mechanical and plumbing systems. Site earthwork to include earthwork for building structure, evaporation ponds, gravel surfacing. Separate Bid Schedules and Scopes of Work are provided under this Project for the General, Mechanical, and Electrical Contracts. A combined single bid is also provided under the Project to encompass all individual scopes of work.
The work classifications are as follows:
General Construction - Includes but is not limited to earthwork and steel reinforced concrete construction associated with footings, basin walls, floors, columns, floor slabs; site earthwork; site piping, furnishing and installing insulated pre-cast concrete wall and roof panels, vertical turbine pumps, fiber glass reinforced plastic (FRP) tanks, various and associated transfer pumps, chemical feed systems for chlorination, fluoridation, chloramination, and caustic soda pH adjustment, associated piping, process instrumentation and appurtenances, the installation of Owner purchased Ultra-filtration and Reverse Osmosis membrane equipment, ozone equipment, membrane cleaning systems, instrumentation, compressed air system, and related appurtenances.
Mechanical Construction - Includes, but is not limited to, furnishing and installing building potable water plumbing, heating, ventilation, cooling, dehumidification, compressed air plumbing, and related appurtenances, and installation of Owner purchased air compressors, receivers, and blowers.
Electrical Construction - Includes, but is not limited to furnishing and installing power, lighting, wiring, field connections, variable frequency drive (VFD) pump controllers control wiring, and related appurtenances, and the installation of Owner purchased control panels, tank heater electrical contactors, motor starters, valve control panels provided by Others, control panels provided by Others.
Contract Documents are on file at the offices of the South Central Regional Water District, and Bartlett & West, Bismarck, North Dakota, where they may be seen and examined between the hours of 8:00 A.M. and 5:00 P.M., local time, Monday through Friday. Address of Engineer's office is:
BARTLETT & WEST, INC.
3456 East Century Avenue
P.O. Box 1077
Bismarck, ND 58502-1077
Telephone (701) 258-1110
Fax: (701) 258-1111
Digital copies of the PLANS and SPECIFICATIONS (Contract Documents) are available at www.bartwest.com or www.questcdn.com. Bidding documents may be downloaded for \$50.00 by entering the Quest project number 1300647 on the project search page. There will be no refund for this deposit. Please contact QuestCDN.com at 952.233.1632 or info@questcdn.com for assistance with membership registration or questions regarding downloading of the bid package. Optional 11" x 17" paper copies of the Drawings and Specification Books may be obtained from Bartlett & West at the above address upon receipt of a non-refundable deposit of \$500 for each set of documents obtained; checks to be payable to Bartlett & West, Inc. No refunds will be made.
The Engineer will furnish to any prospective BIDDER a copy of such Contract Documents upon request.

Table with columns: SECTION, LOCATION, SURFACE OWNER(S), COAL OWNER(S). Lists various sections and locations with corresponding owners like Otter Tail Power Co., Northern Municipal Power Agency, etc.

Table with columns: SECTION, LOCATION, SURFACE OWNER(S), COAL OWNER(S). Lists sections 7, 8, 17, 18, 19, 20 with locations and owners like Dennis Neuberger, Ken Neuberger, etc.

Oliver County, T.143N., R.87W.
The Bidder is advised that the funding and/or regulatory agency for this project is (in whole or in part) the US Department of Agriculture/Rural Development (USDA/RD) and the US Department of the Interior/Bureau of Reclamation. Such agency requires compliance with the provisions of the American Recovery and Reinvestment Act of 2009 (ARRA). Bidders on this work will be required to comply with the Presidents Executive Order No. 11246, as amended, 11458, 11518, and 11625. The requirements for bidders and contractors under this order are explained in the contract documents. The Owner reserves the right to hold all bids for a period of 61 days after the date fixed for the opening thereof, and to reject any or all bids, and to award the Contract, if awarded, to the Contractor with the Bid that is determined to be in the best interest and most advantageous to the Owner.
August 18, 2010
Date
/s/ Doug Neibauer
Executive Director
8/19, 26 & 9/2 - 605817

are explained in the contract documents. The Owner reserves the right to hold all bids for a period of 61 days after the date fixed for the opening thereof, and to reject any or all bids, and to award the Contract, if awarded, to the Contractor with the Bid that is determined to be in the best interest and most advantageous to the Owner.
August 18, 2010
Date
/s/ Doug Neibauer
Executive Director
8/19, 26 & 9/2 - 605817

NOTICE OF APPLICATION FOR REVISION AND RENEWAL TO A SURFACE MINE PERMIT

Please take notice that Dakota Westmoreland Corporation, PO Box 39, Beulah, North Dakota 58523, has made application to the North Dakota Public Service Commission for Revision No. 26 and Renewal No. 4 for permit KRSB-8802 at its Beulah Mine. KRSB-8802 is located in Sections 10, 11, 12, 13, 14, 15 and 24, T.143N., R.88W., Mercer County, ND and Sections 7, 8, 17, 18, 19 and 20, T.143N., R.87W., Oliver County, ND. The precise location and boundary of the land included is depicted on the accompanying map. Permit KRSB-8802 encompasses 4,905.9 acres for coal excavation, mining and associated disturbance activities in support thereof. Coal removal has been completed from this permit area but final reclamation of portions of the permit area remains to be completed. A number of facilities (shop/office, coal dump, haulroads, etc) are also being used to support mining in another permit area. Revision No. 26 updates the current permit to reflect changes necessary for the next permit term including updates to the legal and financial sections, general operations and reclamation plans. Revision No. 26 also addresses several administrative changes required as a result of the Public Service Commission's pre-renewal review of the permit. Renewal No. 4 will allow mining and reclamation activities to continue during the next five-year permit term ending October 23, 2015. Dakota Westmoreland Corporation's application is on file in the Office of the Director, Reclamation Division, Public Service Commission, State Capitol, Bismarck, North Dakota, and in the Office of the County Auditor, Mercer County, Stanton, and Oliver County, Center, North Dakota. This application is available for public inspection therein during normal business hours.

Any persons with an interest which is or may be adversely affected may file written comments, objections, or request an informal conference on the application with the North Dakota Public Service Commission within 30 days of the last publication of this notice. The legal description and names of the apparent surface and subsurface mineral owners of land included within the area applied for are as follows:

Table with columns: SECTION, LOCATION, SURFACE OWNER(S), COAL OWNER(S). Lists sections and locations with owners like Otter Tail Power Co., Northern Municipal Power Agency, etc.

Oliver County, T.143N., R.87W.

Table with columns: SECTION, LOCATION, SURFACE OWNER(S), COAL OWNER(S). Lists sections 7, 8, 17, 18, 19, 20 with locations and owners like Dennis Neuberger, Ken Neuberger, etc.

