

# SUMMONS

STATE OF MINNESOTA  
COUNTY OF DAKOTA  
DISTRICT COURT  
FIRST JUDICIAL DISTRICT  
Case Type: Mechanic's Lien  
Court File No. 19HA-CV-24-2348  
Northern Mechanical Contractors,  
LLC,  
Plaintiff,  
v.

Hastings Creamery LLC, 3D LLC,  
Glenwood State Bank, MAC  
Construction Services, LLC; Daley  
Electric, LLC; Niebur Services Inc.;  
XYZ Corporation; ABC Partnership;  
John Doe and Mary Roe, whose  
true names are unknown to  
Plaintiff,  
Defendants.

THIS SUMMONS IS DIRECTED  
TO THE ABOVE-NAMED DEFEN-  
DANTS:

**1. YOU ARE BEING SUED.** The Plaintiff has started a lawsuit against you. The Plaintiffs Complaint against you is attached to this Summons. Do not throw these papers away. They are official papers that affect your rights. Plaintiffs Complaint has been filed with the Court Administrator in the above-named Court and the Summons shall be of no effect unless Plaintiffs Complaint be in fact so filed. You must respond to this lawsuit even though there may be no court file number on this Summons.

**2. YOU MUST REPLY WITHIN 21 DAYS TO PROTECT YOUR RIGHTS.** You must give or mail to the person who signed this Summons a **written response** called an Answer within 21 days of the date on which you received this Summons. You must send a copy of your Answer to the person who signed this Summons located at: **Orme & Associates, Ltd., 4040 Nicols Road, Eagan, MN 55122.**

**3. YOU MUST RESPOND TO EACH CLAIM.** The Answer is your written response to the Plaintiffs Complaint. In your Answer you must state whether you agree or disagree with each paragraph of the Complaint. If you believe the Plaintiff should not be given everything asked for in the Complaint, you must say so in your Answer.

**4. YOU WILL LOSE YOUR CASE IF YOU DO NOT SEND A WRITTEN RESPONSE TO THE COMPLAINT TO THE PERSON WHO SIGNED THIS SUMMONS.** If you do not Answer within 21 days, you will lose this case. You will not get to tell your side of the story, and the Court may decide against you and award the Plaintiff everything asked for in the Complaint. If you do not want to contest the claims stated in the Complaint, you do not need to respond. A default judgment can then be entered against you for the relief requested in the Complaint.

**5. LEGAL ASSISTANCE.** You may wish to get legal help from a lawyer. If you do not have a lawyer, the Court Administrator may have information about places where you can get legal assistance. **Even if you cannot get legal help, you must still provide a written Answer to protect your rights or you may lose the case.**

**6. ALTERNATIVE DISPUTE RESOLUTION.** The parties may agree to or be ordered to participate in an alternative dispute resolution process under Rule 114 of the Minnesota General Rules of Practice. You must still send your written response to the Complaint even if you expect to use alternative means of resolving this dispute.

**7. ONE OF THE OBJECTS OF THIS ACTION** is to enforce and foreclose a Mechanic's Lien against the property described in Exhibit A attached hereto for the sum of \$16,290.00, with interest thereon at the highest rate allowed by law, and Plaintiffs costs and disbursements incurred herein, including reasonable attorneys' fees. Plaintiff provided plumbing labor and materials for the remodel and expansion of the existing creamery building.

Dated: May 17, 2024.  
ORME & ASSOCIATES, LTD.  
By: /S/DANA K. NYQUIST

Michael J. Orme  
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## EXHIBIT A

The North 150 feet of the West 330 feet of Lot 5, Auditor's Subdivision No. 9, Dakota County, Minnesota.

That part of Lot 5, Auditor's Subdivision No. 9 described as follows: Commencing at the southwest corner of said Lot 5 and running thence East on the north line of 18<sup>th</sup> Street 200.00 feet; thence North 150.00 feet; thence East 130 feet; thence North 100.00 feet; thence West 330 feet to the east line of Vermillion Street; and thence South on Vermillion Street to the place of beginning, according to the recorded plat thereof.

And also all that part of Lot 5, Auditor's Subdivision No. 9 described as follows: Commencing at a point 200.00 feet East of the southwest corner of said Lot 5 of said Auditor's Subdivision No. 9 thence North 150.00 feet; thence East 130.00 feet; thence South 150 feet to the South line of said Lot 5; thence West, along said south line of said Lot 5, 130 feet to the point of beginning, according to the recorded plat thereof, Dakota County, Minnesota.

Except that part conveyed to the State of Minnesota per Document No. 959524 described as follows:

That part of the South 250 feet of the West 330 feet of Lot 5, Auditor's Subdivision No. 9, according to the plat thereof on file and of record in the office of the County Recorder in and for Dakota County, Minnesota which lies southerly of Line 1 described below.

Line 1: Beginning at the point of termination of Line 2 described below; thence run northerly at right angles to said line 2 for 33 feet; thence run westerly parallel with said line 2 for 253 feet (measured along said Line 2); thence run northwesterly to a point distant 40 feet northeasterly (measured at right angles) of a point on said Line 2, distant 235.17 feet easterly of its point of beginning; thence run northwesterly to the point of intersection of the west line of said Lot 5 with a line run easterly at right angles to Line 3 described below from a point thereon, distant 44.79 feet northerly of its point of beginning and there terminating.

Line 2: Beginning at a point on the west line of Section 34, Township 115 North, Range 17 West, distant 1329.53 feet southerly of the northwest corner thereof; thence run easterly at an angle of 85 degrees 07 minutes 17 seconds from said west section line (measured from south to east) for 175.17 feet; thence deflect to the right at an angle of 08 degrees 03 minutes 59 seconds for 123.72 feet; thence deflect to the left on a tangential curve having a radius of 954.93 feet and a delta angle of 12 degrees 56 minutes 53 seconds for 215.8 feet; thence on tangent to said curve for 10.48 feet and there terminating.

Line 3: Beginning at a point on Line 2 described above, distant 175.17 feet east of its point of beginning; thence run northerly at an angle of 85 degrees 06 minutes 06 seconds from said Line 2 (measured from west to north) for 72.79 feet and there terminating.

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