

# Grant County Commission Proceedings



## Regular Meeting October 16, 2024

Chairman Zenker called the October 16, 2024 meeting of the Grant County Commissioners to order at 9:05 a.m. All present honored our nation by reciting the Pledge of Allegiance. Public present: Riley J Dahl, Grant

## Public Notice

STATE OF NORTH DAKOTA  
IN DISTRICT COURT  
COUNTY OF GRANT  
SOUTH CENTRAL JUDICIAL  
DISTRICT  
CASE NO.: \_\_\_\_\_

Kirsten K. Baesler,  
Plaintiff,

vs.

Steven Baesler, Lowell L. Baesler, Lynette Van Tongeren, and Denise Baesler, individually and as heirs of the Estate of Eileen L. Baesler, deceased; and all other persons unknown claiming any estate or interest in, or lien or encumbrance upon, the property described in the Complaint,

Defendants.

## SUMMONS AND NOTICE OF NO PERSONAL CLAIM

THE STATE OF NORTH DAKOTA TO THE ABOVE NAMED DEFENDANTS:

YOU ARE HEREBY SUMMONED and required to appear and defend against the Complaint in this action, a copy of 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. The Complaint in this action is to be filed in the office of the Clerk of District Court of Grant County, North Dakota. The object of the action is to exclude Defendants from claiming any estate or interest in or lien or encumbrance upon the real property described in the Complaint.

Dated this 7th day of November, 2024.

MICHEAL A. MULLOY  
MULLOY LAW, PLLC

Attorneys for Plaintiff  
101 Slate Drive, Suite 7  
Bismarck, ND 58503  
PH: 701-390-8580  
FX: 701-639-2845  
E-mail: mike@mulloylaw.com  
By:

Micheal A. Mulloy (ID # 07239)  
STATEMENT OF  
NO PERSONAL CLAIM

The above-named Defendants are further notified that the purpose of this action is to quiet the title of the Plaintiff to the following described real property, and interest therein, situate in the County of Grant, State of North Dakota, to wit:

Township 135 North, Range 90  
West Section 34: NE¼

and to determine all adverse claims thereto, and that no personal claim is made against you. Dated this 7th day of November, 2024.

MICHEAL A. MULLOY  
MULLOY LAW, PLLC

Attorneys for Plaintiff  
101 Slate Drive, Suite 7  
Bismarck, ND 58503  
PH: 701-390-8580  
FX: 701-639-2845  
E-mail: mike@mulloylaw.com  
By:

Micheal A. Mulloy (ID # 07239)  
Published November 28,  
December 5, 12, 2024

## County News.

Commissioner Hochhalter to approve agenda, seconded by Commissioner Meyer. All present voting aye; agenda approved.

Moved by Commissioner Meyer and seconded by Commissioner Hochhalter to approve September 18, 2024 Regular Board of Commissioner meeting minutes as corrected. All present voting aye. Minutes approved.

Treasurer's report was reviewed.

Old business:

New business:

Meyer moved to approve bills totaling \$98,773.87.

Seconded by Hochhalter. Roll call vote- Meyer-aye, Hochhalter – aye, Zenker – aye.

Bills approved.

A&S County Market ..... 38.13

Accurate Door LLC ... 4,131.66

Amanda Dahners ..... 334.53

Anthony Schirado ..... 300.00

Big O Tires ..... 2,493.48

Butler Machinery Inc ..... 55.78

Cenex Fleetcard ..... 305.17

City of Carson ..... 296.48

Deere Credit, Inc ..... 6,750.00

Elections Systems & Software Inc ..... 3,382.97

Elgin True Value ..... 1,791.58

Farm & Home Supply ..... 4.76

Galls Inc ..... 102.89

HA Thompson & Sons

Alexis Polensky, birthmother, and Tyler Polensky, Petitioners,

v. Joshua Jubal Nelson, birthfather, and North Dakota Department of Health & Human Services, Respondents.

Case No. 30-2024-DM-00222

**SUMMONS**

[1] TO: JOSHUA JUBAL NELSON, 314 COLLEGE STREET, FLASHER, ND 58535.

[2] You are the respondent to a Petition for Termination of your parental rights to a minor child conceived with Alexis Polensky in Burleigh County, North Dakota. You have a right to an attorney. If you cannot afford an attorney and qualify, an attorney will be appointed to you. Applications for counsel can be sought from the Morton County Clerk of Court by calling 701-667-3355 or obtaining the application from

<https://www.nd.gov/indigents/docs/2017/CivilCases.pdf>

Respondent is also being put on notice that his failure to act and obtain counsel could be deemed as a waiver of counsel in this proceeding. If Respondent is seeking the assistance of an attorney in this matter, he shall do so in a timely manner and notify the court of his intent to do so and/or his attorney's name and contact information.

[3] Respondent is also being put on notice that it is the intent of the Petitioners to ask for a default judgment in this matter. A hearing has been set on January 2, 2025, at 3:00 p.m. C.S.T. The hearing is being held at the Burleigh County Courthouse, 514 E. Thayer Ave., Bismarck, ND 58501. If you intend to contest the proceeding regarding the termination of your parental rights, you must appear for the hearing on that date.

/s/ Quinn Harmon  
Quinn Harmon (#09550)  
ELSBERRY & SHIVELY, P.C.  
2800 N. Washington Street  
Bismarck ND 58503  
quinn@nodaklaw.com  
Telephone: (701) 557-3384  
Fax: (701) 425-0500  
Attorney for Petitioners

Published November 28,  
December 5, 12, 2024

..... 33,850.00

Hertz Brothers Inc..... 480.98

Julie Fischer ..... 729.97

Merlin Leithold ..... 178.75

Napa Auto Parts Glen Ullin ..... 95.37

Napa Auto Parts New Salem ..... 1,357.05

NDSU Extension Pesticide Program ..... 150.00

North Dakota One Call .... 7.50

North Dakota State Radio Comm ..... 11,267.80

Nutrien Ag Solutions ..... 9,928.00

Patrick Diehl ..... 135.34

PowerPlan ..... 3,330.00

Sauber Engineering Inc ..... 1,912.70

Jacqueline Steinmetz .. 106.00

Stelter Repair Inc ..... 408.12

Terracon Consultants Inc ..... 1,722.00

Thomson Reuters – West Publishing ..... 178.15

Wells Fargo Vendor Financial ..... 585.35

Clinton Zimmerman .... 150.00

Mor Gran Sou ..... 57.56

WRT ..... 1,115.35

ITD ..... 951.75

NDSU EXT AG BUDGET OFFICE ..... 9,736.22

WRT ..... 352.48

Motion made by Hochhalter and seconded by Meyer to renew certificate of deposit 2622 with Dakota Community Bank & Trust for 24 months. Roll call vote – Meyer - aye, Hochhalter – aye, Zenker – aye. Motion carried.

Motion made by Meyer and seconded by Hochhalter to renew certificate of deposit 7712 with Grant County State Bank for 12 months. Roll call vote – Meyer - aye, Hochhalter – aye, Zenker – aye. Motion carried.

Treasurer report accepted.

**Public Notice**

IN DISTRICT COURT, COUNTY OF MORTON, STATE OF NORTH DAKOTA

IN THE INTEREST OF R.R.P., BORN MAY 17, 2016

Alexis Polensky, birthmother, and Tyler Polensky, Petitioners,

v. Kyle William Martin, birthfather, and North Dakota Department of Health & Human Services, Respondents.

Case No. 30-2024-DM-00223

**SUMMONS**

[1] TO: KYLE WILLIAM MARTIN.

[2] You are the respondent to a Petition for Termination of your parental rights to a minor child conceived with Alexis Polensky in Burleigh County, North Dakota. You have a right to an attorney. If you cannot afford an attorney and qualify, an attorney will be appointed to you. Applications for counsel can be sought from the Morton County Clerk of Court by calling 701-667-3355 or obtaining the application from

<https://www.nd.gov/indigents/docs/2017/CivilCases.pdf>

Respondent is also being put on notice that his failure to act and obtain counsel could be deemed as a waiver of counsel in this proceeding. If Respondent is seeking the assistance of an attorney in this matter, he shall do so in a timely manner and notify the court of his intent to do so and/or his attorney's name and contact information.

[3] Respondent is also being put on notice that it is the intent of the Petitioners to ask for a default judgment in this matter. A hearing has been set on January 2, 2025, at 3:00 p.m. C.S.T. The hearing is being held at the Burleigh County Courthouse, 514 E. Thayer Ave., Bismarck, ND 58501. If you intend to contest the proceeding regarding the termination of your parental rights, you must appear for the hearing on that date.

/s/ Quinn Harmon  
Quinn Harmon (#09550)  
ELSBERRY & SHIVELY, P.C.  
2800 N. Washington Street  
Bismarck ND 58503  
quinn@nodaklaw.com  
Telephone: (701) 557-3384  
Fax: (701) 425-0500  
Attorney for Petitioners

Published November 28,  
December 5, 12, 2024

Approach application for City of Carson for the approach to the city landfill to the SE corner of the landfill and update the approach. Motion mad by Meyer and seconded by Hochhalter to approve application. Roll call voter – Meyer – aye, Hochhalter – aye, Zenker – aye. Motion carried.

Aaron Friesz met with the Board about the process for assessing and taxing rural residences. His property is to be assessed because an application for exemption was not received on time. The property will be assessed and Mr. Friesz can apply for an abatement to remove the value of the exempt property from the 2024 assessment list. All supporting documentation for the exemption must be received by the tax directors office, and submitted as part of the abatement application.

Jackie Steinmetz presented a permit for boring for Mor Gran Sou #3/10-13189-85SW-A to install underground electric. Motion made by Meyer and seconded by Hochhalter to approve permit. Roll call vote – Meyer – aye, Hochhalter – aye, Zenker – aye motion carried.

## Public Notice

Name, Address, and Telephone No.

of Attorney  
David M. Crane  
ID No. 03876  
P.O. Box 99  
Mott, North Dakota 58646  
(701) 824-2591

Probate No. 19-2024-PR-00025

Attorney for Personal Representative

IN THE DISTRICT COURT OF GRANT COUNTY, STATE OF NORTH DAKOTA

In the Matter of the Estate of Marleen Frey, 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 Gardell Frey, 7025 69th St SW, Elgin, ND 58533, Personal Representative, or filed with the above-entitled Court at Carson, ND 58529.

Dated this 13th day of November, 2024.  
/s/ Gardell Frey  
7025 69th St SW  
Elgin, ND 58533

DAVID M. CRANE  
CRANE & MERRIMAN, PC  
PO BOX 99  
MOTT, ND 58646  
ATTORNEY FOR PERSONAL REPRESENTATIVE

Published Nov. 21, 28  
and Dec. 5, 2024

Application for abatement submitted by Kingdom Investors for parcels located in Red Rock Resort (Attachement A). Motion by Meyer to approve application for requested value change to the parcels listed. Motion seconded by Hochhalter. Roll call vote – Meyer – aye, Hochhalter – aye, Zenker – aye. Motion carried.

Patrick Diehl said the repeater tower is being resided by members of the road department.

Patrick Diehl submitted his letter of resignation effective December 1, 2024. The Board accept the resignation.

Recommendation of the 2024 State Board of Equalization for Kingdom Investors was presented. The State Board directed Grant County to reduce the value on listed parcels from a value of \$4,791,300 to a value of \$4,250,000 for 2024. Motion made by Hochhalter and seconded by Meyer to apply State Board of Equalization change in value to the parcel listed (Appendix A) for the 2024 assessment year. Roll call vote – Meyer – aye, Hochhalter – aye, Zenker – aye. Motion carried.

Shannon Wangsvick presented materials relating to a possible exemption for application of the flood plain ordinance and application for properties located on federal land which are permitted by the JJDA. Meyer will reach out to representatives from FEMA and the Bureau of

Land Management about a possible variance.

Sheriff Dillon presented a check from the Lions Club to purchase radios.

Contract between Cities of Carson, New Leipzig, and Elgin for 2025 Policing were signed.

Sheriff Dillon asked for a salary increase to \$40,000 for Tabitha Zimmerman as the administrative assistant. Starting salary is \$32,000. The Board said no increase to the starting salary will be made.

Sheriff Dillon informed the Board that a resignation from Gabriel Fiol will be effective November 7, 2024.

John Sauber presented a partial completion report for the 2024 gravel crushing and stockpiling contract. Motion made by Meyer and seconded by Hochhalter to approve partial payment of \$196,990.89 to Gravel Products Inc. Roll call vote – Meyer- aye, Hochhalter – aye, Zenker – aye. Motion carried.

Being no further business, Zenker adjourned meeting at 3:00 p.m. FYI: next scheduled meetings will be November 6<sup>th</sup>, and November 20<sup>th</sup>, 2024. The Courthouse will be closed November 11<sup>th</sup> for the Veteran's Holiday.

/s/Alton Zenker  
Alton Zenker, Chairman  
/s/Sara Meier  
Sara Meier, Auditor  
Published November 28, 2024



## Reliable. Relevant. Real.

The NDNC is a new nonprofit providing REAL journalism about North Dakota for North Dakotans.

To support local journalism, please make your charitable contribution at [www.newscoopnd.org/donate](http://www.newscoopnd.org/donate)

# PUBLIC NOTICE

## NOTICE OF PUBLIC MEETING

The City of Flasher plans to submit a Community Facilities application to USDA-Rural Development.

The application being considered would request \$5,345,925 for 2025 infrastructure improvements. A public hearing will be held at 6:30 p.m. on December 11, 2024 at the Flasher City Hall to obtain views and answer questions related to project economic and environmental impacts, service area and alternatives to the project.

## Recipe: Creamy Turkey Dumpling Soup

From the kitchen of: Joy Zimmerman

### Soup:

- 3 Tbls. butter
- 3 carrots, peeled and diced
- 3 large celery ribs, diced
- 2 medium potatoes, peeled and diced
- 1 small onion, peeled and diced
- 3 cloves garlic, minced
- ¼ C. all-purpose flour
- 10 C. chicken broth
- 1 C. milk or half and half
- 4 C. cooked turkey meat, chopped
- 1 tsp. poultry seasoning (opt)

### Dumplings:

- 2 C. all-purpose flour
- 2 tsp. baking powder
- Salt and pepper to taste
- ¼ C. milk
- 1 large egg

### Directions:

In a large soup pot, melt the butter over medium heat. Add the carrots, celery, potatoes and onion. Cook until onion is softened. Stir in the garlic and cook for another 30 seconds.

Stir in the flour and cook for one minute. Stir in the broth, milk, turkey, salt and pepper and poultry seasoning if you're putting it in. Bring soup to a simmer. For the dumplings - in a medium bowl combine the flour, baking powder, salt and pepper. Stir in the milk and egg just until combined and there isn't any dry flour left.

Using a small cookie scoop or tablespoon, drop batter on top of the soup. Cover with a tight fitting lid and simmer for 15 minutes; don't peek!!

## Happy Thanksgiving!

To submit a recipe, email to:  
djzimm@westriv.com or mail:

Joy Zimmerman  
7670 57th St. SW, New Leipzig, ND 58562