

WE THE PEOPLE

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and Smith, as old as Marbury v. Madison (1803), the grey-beard of all precedents, reflect the fact that the framers did not clothe the president with either a monarchical power to dispense with the execution of the law or authority to revise it.

Trump’s invidious outburst toward lawmakers who reminded members of the military what their oath and the law require, reflects the character of a president who has no interest in either mechanism for defending the Constitution. The first step in restoring a constitutional presidency lies in fulfillment of the executive’s Article II duty to “faithfully” execute the laws, the framers’ principal rationale for inventing the presidency, to which we turn next week.

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DAKOTA

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pumpkins and gourds.

The second improvement would be to decrease the number of tomatoes I plant. The correct number of tomato plants for me is in the single, not double, digits. I need to give myself permission to compost or give away my extra tomato seedlings. I made four batches of salsa, froze and dehydrated numerous batches of tomatoes and also supplied my mom and dad with tomatoes. I eventually resorted to putting large boxes of tomatoes in my co-workers’ vehicles so they wouldn’t go to waste (I did have permission).

The third area for improvement is to start a second set of kale transplants later in the season. During the heat of the summer, I don’t eat as much of it, and by then, the imported cabbageworm caterpillars have eaten their fill. By transplanting a second set in August, I hope to miss the cabbageworms and have a better fall harvest.

What successes did you have in your garden? I was fortunate to have a good growing season, but two items stood out. One is the continued use of no-till practices in my home garden plots. It is amazing to see how the soil structure has changed. I have heavy clay soil and didn’t get my carrots out before the rain. I was surprised that the carrots were easy to dig. Instead of being heavy and sticky, the soil had a granular texture and was easy to work with.

Another success would be the salvia I started from seed. The plants withstood the growing season’s extremes and continued to feed pollinators through October. I saved some seeds and am looking forward to starting next year’s crop.

Ofentimes, we focus on the amount of nourishing food or beautiful blooms we get from our garden as a measure of success. But how about some things that aren’t as tangible? Our gardens connect us with nature, reducing our stress (don’t think about the work) and providing a calm environment that allows our attention to wander and our curiosity to grow.

We are also able to care for our landscape by providing habitats for birds, bees and other wildlife. That is something we all should be thankful for this season. Happy gardening!

Harvey Rural Ambulance Meeting

Harvey Rural Ambulance District and Harvey Ambulance will have a Special meeting on December 15 at the Eagles Club at 7 PM. The meeting is to discuss State guidelines.
(Dec. 4 & 11, 2025)

Notice of Miller Estate

Colton A. Martin, ND Id. No. 09883
Nathan P. Stittleburg, ND Id. #09008
Christopher J. Nyhus, ND Id. #06229
NYHUS LAW FIRM
PO Box 2295
515 ½ E. Broadway Ave., Suite 101
Bismarck, ND 58502
(701) 751-2262
Attorneys for Estate of Allen Miiller
Probate No. 42-2025-PR-00014
IN THE DISTRICT COURT OF
SHERIDAN COUNTY, STATE OF
NORTH DAKOTA
In the Matter of the Estate of Allen
Miiller, Deceased.
NOTICE TO CREDITORS
NOTICE IS HEREBY GIVEN that the undersigned have been appointed Personal Representative of the above estate. All persons having claims against the deceased are required to present their claims within three 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 Nyhus Law Firm, which represents the Personal Representative of this estate, or filed with the Court.
Dated this 3rd day of November, 2025.
/s/ Richard L. Miiller, Personal Rep.
NYHUS LAW FIRM
Colton A. Martin, ND Id. No. 09883
515 ½ E. Broadway Ave., Suite 101
P. O. Box 2295
Bismarck, ND 58502
701-751-2262 (phone)
701-425-0028 (fax)
(Nov. 20, 27 & Dec. 4, 2025)

County Commissioners Meeting

October 7, 2025
The Board of Sheridan County Commissioners met at 9:30 a.m. County Commissioners present were Shannon Dieterle and Sandra Felchle. Absent: Roddy Schilling Others present were Allan Tinker, McClusky Gazette Editor
Chairman Dieterle called the meeting to order. The minutes of the previous meetings were sent by mail and email. It was moved by County Commissioner Felchle to approve the minutes as is, seconded by County Commissioner Dieterle. Upon roll call vote – Felchle – yes, Dieterle – yes Motion carried.
The following Statements of fees were approved and submitted to their appropriate funds:
County Recorder, August fees, \$941.00
County Recorder, September fees, \$2,035.00
Sheriff, fees, \$396.40
The miscellaneous receipts were collected for the following funds and were approved for the month of September, 2025:
General - \$64,164.08; Unorganized Rd. Dist. - \$ 2,683.30
Highway Dist. - \$ \$21,921.26 911 - \$1,887.26
Veteran’s Van Service - \$1,131.90
An itemized listing of miscellaneous receipts are on file at the County Treasurer’s office.
The September payroll warrants were approved from the following funds:
General - \$40,625.05; Highway Dist. - \$26,342.10; Veteran Service Officer - \$602.93; County Agent - \$1,881.60; Weed Control - \$100.00; Civil Defense - \$817.81; 911 - \$809.26; Veteran’s Van Service - \$858.00
The following bills #606-#657 were approved and ordered paid subject due to delinquent or any other delinquent indebtedness owing the County:
A&G Constr., \$8,136.32; Axon Enterprises, Inc., \$6,697.96; Benjamin

Gehring, \$350.00; Bentz Supply Store, \$90.74; Big O Tires, \$89.70; Charles Netzloff, \$840.00; City Of McClusky, 48.50; Co Op Elevator, \$ 11,010.91; Deere Credit, Inc., \$76,544.20; First District Health Unit, \$9,422.00; Flyway 200, \$520.54; Gaurdian Lock & Security, \$15.61; Gooseneck Implement, \$170.68; Heringer Lumber, \$32.46; Delbert Hoffmann, \$91.00; ITD, \$1,974.90; Kotaco Fuel And Propane, \$4,533.93; Lea Mittleider, \$399.00; Lynn Vietz, \$160.00; Maertens Welding And Machine Co., \$481.76; Marco Technologies LLC., \$145.00; Martin City Auditor,\$127.50; Mayola Holen, \$300.00; McClusky Gazette, \$530.88; McCusky Grocery, \$31.98; McLean Co. Auditor, \$2.58; McLean County Jail, \$110.00; McLean-Sheridan Rur. Water; \$72.61; Mechanics Plus, \$893.08; Menards, \$156.16; Tanya Mueller, \$434.00; Nordak North Publications, \$195.00; ODP Business Office Solutions,\$ 772.17; Office Of Adjutant General, \$9,658.06; Power Plan, \$350.20; Purchase Power, \$155.00; Rhoads Home Improvement, \$450.00; RV Enterprises, \$111,576.00; Stock Growers Bank, \$55,557.26; Susag Sand And Gravel, Inc., \$579.60; The Herald Press, \$112.00; Turtle Lake Rexall Drug, \$8.82; Tyler Technologies, Inc, \$2,400.00; Underground Vaults And Storage, \$219.00; Verizon, \$633.12; Vestis, \$247.71; Visa, \$1,085.70
The time being 10:00 a.m. the County Budget hearing was held for 2026. Scott Baier, Arlin Fylling and Allan Tinker were present. The Auditor presented the HB1176 cap calculation worksheet to review. After taking levies off that were exempt from the calculation worksheet, the County was at 1.18% increase with 1.82% left or \$26,911 to rollover to the next year. Overall a 3.8% increase in taxes when including all levies from last year to new year will be levied. On a quarter of land valued at 81,010 an estimated increase of taxes would be around \$16.94 for just the County portion of taxes. It was moved by County Commissioner Felchle to approve the following County budget for 2026, seconded by County Commissioner Dieterle. Upon roll call vote – Felchle – yes, Dieterle – yes Motion carried.

FUND	AMOUNT	BUDGETED
AMOUNT LEVIED		
Add Interim Fund & Deduct Estimated Revenues		
General Fund(60.00 Mills)	\$1,930,991.02	\$969,958.50
Emergency (1.00 Mill)	\$90,000.00	\$16,165.98
County Road (22.00 Mills)	\$370,450.00	\$355,700.00
Veteran Service Officer	\$11,580.64	\$8,930.64
Unorganized Rd. Dists.	\$370,000.00	\$228,660.00
County Agent	\$66,923.06	\$64,603.06
Highway Tax Dist. (No Levy)	\$306,495.00	-0-
Health District	\$36,105.00	\$36,105.00
Capitol Project	\$33,000.00	\$33,000.00
Weed Control (3.00 Mills)	\$160,600.00	\$48,490.00
Other Levies		
Soil Cons. Dist. (2.00 Mills)	\$40,485.00	\$40,485.00
HCRP (No Levy)	\$3,000.00	-0-
Emergency/911 (No Levy)	\$45,649.12	-0-
Senior Citizen (1 Mill Levy)	\$30,000.00	\$16,115.11
Water Resource	\$33,900.00	\$28,900.00
Historical Society (.25 Mill Levy)	\$5,249.88	\$3,949.88
Garrison Div. Cons. Dist. (1.00 Mill)	\$16,165.00	\$16,165.00

Dated this 7th day of October, 2025
Byron Belile, Road Foreman, met with the board to discuss graveling of a few last roads before the weather changes. Belile received estimates on new tires for motorgrader at \$814.00 each. Belile will try to order 6 new motorgrader tires in order to get good price before tariffs go on. More culverts need to be ordered before tariffs go on esp. 24” culverts. Belile will order a trailer load of culverts to get free delivery. Farm to market weed mowing of roads are just about done and then they will start on the twp. roads to mow. Felchle brought up washboard issues on gravel roads were discussed to use new cutting edges more often to cut out washboards unless there is dry spells then motorgrader won’t cut out washboards anyway. Belile reported the south Martin Farm to Market new pavement project is completed and

Legals

looks really good. The new hire is working out really well also. Calls will be given to land owners that have bales left in the ditches as a reminder prior to November 1st before burning the bales.

The Auditor presented the completed invoices from Knife River Materials, Inc., Bemidji, MN and Wold Engineering, Bismarck for the South Martin paved road project in the amount of \$1,531,602.58 that will be sent into NDDOT Flex program for 90% reimbursement. Chairman Dieterle signed the reimbursement form for approval of the completed project.

At this time the real estate forfeited to the County for non-payment of 2022-2024 taxes were reviewed. It was moved by Commissioner Dieterle to set the minimum sale price as follows, seconded by Commissioner Schilling. Upon roll call vote – Dieterle – yes, Schilling – yes, Felchle – yes Motion carried.

DESCRIPTION	MINIMUM SALE PRICE
Strip 26 2/3 rods by 160 rods in Esther Spitzer Johnson, etal	645.00
NE4 7-148-76	
Parcel #15-0007-01962-000	
c/o Pam Johnson, 31008 NW Spencer RD, Ridgefield, WA	98642-9733
Part of SW4NW4 100'x 150'	85.00
13-148-76	
Parcel #15-0013-01994-020	
James & Ruth Toner, c/o John Poppke, 210 92nd St NE, Tualip, WA	98271

Part of NW4SW4 140'x 80'	75.00
13-148-76	
Parcel #15-0013-02108-010	
James & Ruth Toner, c/o John Poppke, 210 92nd St NE, Tualip, WA	98271

Lots 15-16, Block 2	60.00
Lincoln Valley Village	
Parcel #15-0101-02123-000	
James & Ruth Toner, c/o John Poppke, 210 92nd St NE, Tualip, WA	98271

Lots 8-9-10, Block 3	70.00
Lincoln Valley Village	
Parcel #15-0101-02128-000	
James & Ruth Toner, c/o John Poppke, 210 92nd St NE, Tualip, WA	98271

Lot 18, Block 1	1,600.00
Martin City, Original	
Parcel #29-101-00011-000	
Bonita Kluck, c/o Dorian Anderson, 1080 23rd St NE, Drake, ND	58736-9668

Lot 19, Block 1	1,500.00
Martin City, Original	
Parcel #29-101-00012-000	
1080 23rd St NE	
The board instructed the Auditor to	

**ABBREVIATED NOTICE OF INTENT TO AMEND ADMINISTRATIVE RULES
RELATING TO CERTIFICATION OF WATER TREATMENT FACILITY OPERATORS,
WATER DISTRIBUTION AND STORAGE SYSTEM OPERATORS,
WASTEWATER TREATMENT FACILITY OPERATORS, AND WASTEWATER COLLECTION
AND TRANSFER SYSTEM OPERATORS**

TAKE NOTICE that the North Dakota Department of Environmental Quality (“Department”) will hold a public hearing to address amendments to North Dakota Administrative Code (N.D. Admin. Code) chapter 33.1-19-01 regarding certification of water treatment facility operators, water distribution and storage system operators, wastewater treatment facility operators, and wastewater collection and transfer system operators at the following time and location:

2nd Floor Conference Room
North Dakota Department of Environmental Quality
4201 Normandy St, Bismarck, ND 58503-1324
December 30, 2025
10:00 AM CST

A copy of the proposed rule amendments may be requested by writing the North Dakota Department of Environmental Quality, operator certification program, 4201 Normandy St, Bismarck, ND 58503-1324 or calling (701) 328-5150. Written comments on the proposed rule amendments may be submitted to the above mailing address or by email to DEQ-MF-Inspection@nd.gov until January 9, 2025.

If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the Department at the above address or telephone number below at least two days prior to the public hearing. The Department will consider every request for reasonable accommodation to provide an accessible meeting facility or other accommodation for people with disabilities, language interpretation for people with limited English proficiency (LEP), and translations of written material necessary to access programs and information. Language assistance services are available free of charge to you. To request accommodations or language assistance, contact the Department’s Non-discrimination/EJ Coordinator at (701) 328-5150 or deqEJ@nd.gov. TTY users may use Relay North Dakota at 711 or 1-800-366-6888.

There will be real time public streaming of the public hearing through a Microsoft Teams meeting. No testimony will be accepted through the Microsoft Teams meeting. Information concerning listening access by telephone or through Microsoft Teams can be obtained by calling (701) 328-5150 or can be found on the Department’s website at: https://deq.nd.gov/PublicNotice.aspx.

Dated this 25th day of November, 2025.
L. David Glatt, P. E.
Director, Department of Environmental Quality