

PUBLIC Notice

**STATE OF NORTH DAKOTA
IN DISTRICT COURT**

**COUNTY OF HETTINGER
SOUTHWEST JUDICIAL
DISTRICT**

**AFFIDAVIT FOR
SERVICE OF SUMMONS
BY PUBLICATION**

Case No. 21-2025-CV-00126

Marcelle Dauksavage, et. al.,
Plaintiffs,

vs.

Ray Camara;
Joseph Warren Killen;
Certain real property located
in New England, Hettinger
County, ND;
All other unknown persons
claiming any estate or interest
in, or lien or encumbrance
upon, the property described
in this complaint;

Defendants.

STATE OF NORTH DAKOTA)
) Ss
COUNTY OF HETTINGER)

Pat J. Merriman, being
duly sworn, deposes and
states as follows:

I.
That he is an attorney for
the Plaintiffs in the above-
entitled action and makes this
Affidavit on her behalf. Affiant
further states:

II.
The Summons, Notice,
and Complaint in the above-
entitled action were duly
filed in the office of the Clerk
of the District Court in and
for Hettinger County, North
Dakota, where said action
was commenced and is now
pending. Said complaint sets
forth the cause of action for
declaratory relief, partition
of real estate situated in
Hettinger County and, the
same relief regarding certain
monetary accounts; the
contents of said complaint
being incorporated herein by
reference as if set forth *en
haec verba*.

III.
The above-entitled action
affects title to property, namely
the following real property
situated in Hettinger County,
North Dakota:

Lot 10 Block 27 in
Milwaukee 2nd Addition
to New England, in the
City of New England, in
Hettinger County, North
Dakota, Parcel Number

35-0004-06793-000; and,

South ½ Lot 11 Block 27 in
Milwaukee 2nd Addition to
New England, in the City of
New England, in Hettinger
County, North Dakota,
Parcel Number 35-0004-
06794-000 (hereafter, the
“subject property”).

And each of the
Defendants claims (or may
claim) a lien thereon or
other interest therein, either
vested or contingent. The
relief demanded against such
Defendants consists wholly
or partially in excluding them
from such lien or interest
and, declaring that fee simple
ownership and possession is
vested in Plaintiffs.

IV.
After diligent inquiry,
personal service of the
Summons, Notice, and
Complaint in this action
cannot be made upon the
Defendants, or any of them,
in this State, to the best of
the knowledge, information
and belief of this affiant.

V.
All persons having or
claiming an estate or interest
in, or lien or encumbrance
on, the above-described
real property, whether as
heirs, devisees, legatees, or

personal representatives of
a deceased person, or under
any other title or interest,
and not in possession, nor
appearing in the Office of the
County Recorder, the Clerk
of the District Court or the
County Auditor of Hettinger
County, the County in which
the real property is located,
to have a claim, title or interest
in the property, are proceeded
against as unknown persons
pursuant to Chapter 32-17
NDCC.

VI.
The interests of such
unknown persons defendant
in the land described in the
Complaint are not shown
of record in the office of the
County Recorder, the Clerk
of the District Court, or the
County Auditor of the county
in which the land lies, and
this affiant does not know
and is unable to ascertain the
names, residences, or post-
office addresses of any of the
persons who are proceeded
against as unknown persons
defendant.

VII.
That the relief sought in
this action consists wholly
or partly in excluding the
Defendants from any interest
in or lien upon specific real
property in this State, the

same being the real property
hereinabove described at
Paragraph III above.

VIII.
That the following
named Defendants are not
residents of the State of
North Dakota and that the
last reasonably ascertainable
post office addresses of such
Defendants, as determined
by Plaintiff's inquiry which
is more fully described in the
Complaint, are set out below
immediately following the
names of such Defendants:
of land located in Adams and/
or Hettinger County, North
Dakota.

Lot 10 Block 27 in
Milwaukee 2nd Addition to
New England, in the City of
New England, in Hettinger
County, North Dakota, Parcel
Number 35-0004-06793-000;
and,

South ½ Lot 11 Block 27
in Milwaukee 2nd Addition to
New England, in the City of
New England, in Hettinger
County, North Dakota, Parcel
Number 35-0004-06794-000;
all commonly known as 929
1st Ave. E, New England, ND
58647.

All other unknown persons
claiming any estate or interest
in, or lien or encumbrance

upon, the property described
in this complaint, no address.
Joseph Warren Killen and/or
Any Other Interested Party, no
address.

IX.
That in the event any of the
above and foregoing post
office addresses shown for
the Defendants named in the
immediately preceding para-
graph are not in fact the post
office addresses of such De-
fendants, that then the Plaintiff
and your Affiant do not know
and are not able to ascertain
the post office addresses of
such Defendants.

Dated this 9th day of February,
2026.

/s/ Pat J. Merriman, #07456
Pat J. Merriman
219 Brown Ave/PO Box 99
Mott, ND 58646
(701) 824-2591
pat@cranemerriman.com
Attorneys for Plaintiffs

Subscribed and sworn to
before me, a notary public,
this 9th day of February, 2026.

/s/ Amy Miller
Amy Miller
Notary Public
Seal

Published 2-19,26,3-5/2026

**NOTICE OF PROPOSED
ATMOSPHERIC
OPERATIONS**

Notice is given, that
Weather Modification, LLC
of 3802 20th Street North,
Fargo, ND, a licensee
(License No. 2026-1) of the
State of North Dakota, is
to engage in operations to
modify precipitation by the
addition of ice nucleating
agents in Bowman County
and seven townships in
Slope County. Existing
clouds will be selected
for seeding according to
current operational
procedures for enhancing
rainfall and decreasing
hail damage. Ice nuclei
will be generated by
silver iodide produced in
the combustion of flares
or liquid solutions. Twin-
engine aircraft equipped
for instrument flight, oper-
ating under FAA airworthiness
certificates and licensed
by the North Dakota
Aeronautics Commission
will accomplish all seeding.
The target area will be
Bowman County and the
following townships in
Slope County: Connor,
Hume, Carroll, Cash,
Sheets, Mineral Springs,
and Cedar Creek. The
operations area will
include the target area
and Woodberry township
in Slope County, with no
external buffer zones in
adjacent North Dakota
counties. Operations will
be conducted as weather
conditions allow from
June 1, 2026, through
August 31, 2026, with
the possibility of extension
through October 2, 2026.
All persons who would like
to comment in support or
opposition of the activities
of this project should write
the Chief Meteorologist,
North Dakota Department
of Water Resources,
1200 Memorial Highway,
Bismarck, ND 58504-5262
or email dwrar@nd.gov.
Comments must be
received within 20 days of
the last date of publication
of this notice.

Hettinger County proceedings

**MEETING OF HETTINGER
COUNTY COMMISSIONERS
January 14, 2026**

Chairman Todd Lutz called
the meeting to order at 8:30
a.m. with roll call of commis-
sioners with Devan Laufer and
Tom Geerts attending. Also
attending, Mike Schoch; Jeri
Schmidt, auditor/treasurer;
Cameo Frieze, deputy auditor;
Cathy Ebert, tax director; and
Elliott Finck, road supervisor.

Geerts motioned to approve
the minutes from the December
10, 2025, meeting, seconded
by Laufer. All in favor, motion
carried. Laufer motioned to
approve the agenda, seconded
by Geerts. All in favor, motion
carried.

Mike Schoch inquired about
the building permits in Hetting-
er County and how township
roads are selected for blading
and work. The commissioners
replied that work done on town-
ship roads depends on what
funds are available in the town-
ship.

Each of the commissioners
reported on their other boards
or committees they are on.

Cathy Ebert, tax director,
gave her report.

Kyle DeMark entered the
meeting and presented the
commissioners with the second
reading of Hettinger County

Amendment to Floodplain Or-
dinance to: Section 1.0 Statu-
tory Authorization, The Board
of Commissioners of Hettinger
County, North Dakota, does
hereby amend its floodplain
management ordinance as
follows: 1.1 STATUTORY AU-
THORIZATION The Legislature
of the State of North Dakota
has in North Dakota Century
Code, Chapters 40-05, 11-11
and 58-06, delegated responsi-
bility to local governmental units
to adopt regulations designed
to promote the public health,
safety, and general welfare of
it citizenry. Geerts motioned
to approve this second reading,
seconded by Laufer. Roll call
followed with all in favor, motion
carried. DeMark explained the
new alarm system of the build-
ing that is currently underway.

The Commissioners met via
TEAMS with Brad Darr and
Craig Saul with the N.D. De-
partment of Transportation (ND-
DOT) to discuss permitting for
trucks over 129,000 pounds on
Hwy. 8 and 21. Laufer moved
to recommend this permitting
with NDDOT for Hettinger County,
Geerts seconded the motion.
Roll call followed with all in
favor, motion carried.

Sheriff Sarah Warner entered
the meeting and gave her report
to the Commissioners.

Laufer made a motion to ap-

prove the following vouchers,
Geerts seconded the motion.
Roll Call vote, all voted aye.
Motion carried. These bills are
included below:

16854 Kari & Valentine D.
Udovich \$65.55; 16855 Kent
& Tammy Treichel \$34.56;
16856 Koenig Holding LLC
\$43.42; 16857 4 Corners Car
Wash \$450.00; 16858 Astech
\$41,963.91; 16859 Butler Ma-
chinery Co. \$28,028.46; 16860
City of Mott \$225.80; 16861
Consolidated \$986.37; 16862
Corey Warner \$3,598.15;
16863 Crane & Merriman, PC
\$160.00; 16864 Dakota Dust-
Tex \$187.35; 16865 Eido Print-
ing \$144.00; 16866 Fitterer Oil
\$890.40; 16867 Fitterer Sales
\$6,804.88; 16868 Frieze Auto
Parts, Inc. \$1,296.05; 16869
Heather Fischer \$16.78; 16870
Hettinger County Treasurer
\$10,297.67; 16871 Informa-
tion Systems Corp \$645.00;
16872 Information Technology
Dept. \$927.60; 16873 Kone
\$8,943.12; 16874 Linde Gas &
Equipment Inc. \$470.54; 16875
M. D. U. \$4,496.94; 16876 Mar-
co \$2,470.91; 16877 Mott Equity
Exchange \$3,388.59; 16878 ND
Assoc. Of Counties \$20,794.00;
16879 ND County Commis-
sioners Assoc. \$1,135.00; 16880
ND Dept of Environmental
Quality \$280.00; 16881 NDACO
Resources Group \$22,160.00;

16882 NDAWN Center \$500.00;
16883 NDSU Extension Ser-
vice \$6,749.98; 16884 Of-
fice of The Adjutant General
\$13,173.80; 16885 Oien Gro-
cery \$159.45; 16886 Pump Sys-
tems \$8,002.80; 16887 Quad-
ient Leasing USA, Inc. \$723.27;
16888 RDO Equipment Co
\$4,741.75; 16889 Robert &
Jocie Wiesinger \$27,027.00;
16890 Slope Electric Coop
\$310.76; 16891 Southwest
Diesel & Repair \$5,072.66;
16892 Southwest Water Author-
ity \$61.20; 16893 Stark County
\$13,000.00; 16894 Stein's, Inc.
\$499.45; 16895 Stelter Re-
pair Inc \$2,155.84; 16896 SW
Multi-Co. Correction Center
\$18,247.34; 16897 Taylor Print
Impressions \$521.22; 16898
Todd Lutz \$180.60; 16899 Visa
\$1,084.98; 16900 Vision West
ND \$450.00; 16901 AT&T Mo-
bility \$783.64; 16902 Balco Uni-
form \$2,721.60; 16903 Cenex
Fleet Fueling \$1,227.14; 16904
Grafix Shoppe \$680.00; 16905
Information Technology Dept.
\$321.00; 16906 Lexipol
LLC \$590.66; 16907 Mid-States
Organized Crime \$100.00;
16908 Office of The Adju-
tant General \$564.00; 16909
Pharmchem, Inc. \$95.85; 16910
Puklich Chevrolet \$31,847.52;
16911 The Hub Convenience
Stores \$521.01; 16912 Visa
\$400.34; 16913 Office of Attor-
ney General \$120.00.

Eric from Brosz Engineering
gave an update on the bridge
projects within the county and
discussed the bids for the Kou-
ba bridge. Geerts moved to
approve the resolution to award
to the lowest bidder for the Kou-
ba bridge. Laufer seconded the
motion. Roll call followed with
all in favor, motion carried. Laufer
moved to give Lutz power to
sign contract when it becomes
available. Geerts seconded the
motion. Roll call followed with
all in favor, motion carried. The
Wheeler Bridge was approved
for Flex Funding. The plans are
to replace with a box culvert.
The Flex Fund does not include
the pre-engineering, but will
include the construction and
construction engineering.

Finck opened the bids from
Butler and RDO for the road
maintainer. They were asked
to provide options for financing
for the special meeting that will
be held on January 21.

The Commissioners dis-
cussed the two mobile home
abatements in the county.
Geerts moved to proceed with
abatements on both proper-
ties in Hettinger County. Laufer
seconded the motion. Roll call
followed with all in favor, motion
carried.

The NDDOT land around
New England was discussed.

Laufer moved to provide a
letter of support for the Mott

community/school to apply for
a grant to provide air movement
in armory. Geerts seconded the
motion. Roll call followed with
all in favor, motion carried.

Geerts moved to keep the
Designation of Depositories the
same. Laufer seconded the
motion. Roll call followed with
all in favor, motion carried.

Geerts moved to approve
H.A. Thompsons bid to replace
steam heating valves on the
boiler. Laufer seconded the
motion. Roll call followed with
all in favor, motion carried.

Bryan Doe is requesting the
county to offer back land that
was transferred when the road
was moved. More research is
needed, so this item was tabled
at this time.

Elliott Finck, road supervisor,
gave his report to the Commis-
sioners.

With no further information to
discuss, the meeting adjourned
at 12:35 p.m.

Attest
Jeri G. Schmidt, auditor
Todd Lutz, chairman

**SPECIAL MEETING OF
HETTINGER COUNTY
COMMISSIONERS
January 21, 2026**

Chairman Todd Lutz called
the meeting to order at 9:15
a.m. with roll call of commis-
sioners with Devan Laufer and
Tom Geerts attending. Also at-
tending, Jeri Schmidt, auditor/
treasurer; Cameo Frieze, depu-
ty auditor; Cathy Ebert, tax
director; and Elliott Finck, road
supervisor.

The Commissioners dis-
cussed the zoning meeting that
preceded this meeting. Geerts
moved to approve the Zoning
Board's recommendation to
approve Allo Towers and the State
of North Dakota for a Condi-
tional Use Permit Application to
build a 300' (305' with lightning
rod) wireless communication
tower for the state's first re-
sponder SIRN network located
on the SW ¼ of Section 2-134-
93 (Mott Township). Laufer
seconded the motion. All voted
“aye” and motion carried.

Ebert left and the Commis-
sioners called a recess until the
road grader salesmen arrived.

At 9:45, the Commissioner
reconvened.

RDO and Butler gave their
financing options and terms.
Laufer moved to purchase the
road grader through RDO with
\$60,000 down and use Com-
mercial Bank of Mott financing.
Geerts seconded the motion. All
voted “aye” and motion carried.

With no further information to
discuss, the meeting adjourned
at 10:10 a.m.

Attest
Jeri G. Schmidt, auditor
Todd Lutz, chairman

**REDUCE YOUR 2026 PROPERTY
TAX BILL BY UP TO \$1600!**

**Eligibility requirements for the Primary
Residence Property Tax Credit:**

- Must own a home in ND and reside in it as your primary residence
- One credit per household, no age or income restrictions
- Must apply and be approved annually to receive the credit



Application Deadline: April 1, 2026
Apply Online: www.tax.nd.gov/prc