

# PUBLIC NOTICES

## AMENDED NOTICE OF ELECTRONIC REMOTE-PARTY PROCEEDING

STATE OF NORTH DAKOTA COUNTY OF MERCER IN DISTRICT COURT SOUTH CENTRAL JUDICIAL DISTRICT CASE NO. 29-2025-PR-00048

In the Estate of Mathilda A. Muller, Mathilda Anna Muller

### AMENDED NOTICE OF ELECTRONIC REMOTE-PARTY PROCEEDING

It is hereby ordered that:

1. The following proceeding(s) will be conducted using contemporaneous audio or audiovisual transmission by reliable electronic means as permitted under N.D.Sup.Ct.Admin.R. 52, as supplemented by N.D.Sup.Ct.Admin.O. 26, 27, 28, 29, 30 or 31:

Civil Hearing on 3/23/2026 at 9:00 AM

2. The proceeding(s) will be conducted by:

ZOOM - This hearing is set up via Zoom/teleconference, NOT at the courthouse. At the time of your hearing, please go to [www.zoom.com](http://www.zoom.com) and join a meeting using Meeting ID 842 4253 3263 and enter Passcode 123 or call 669-900-9128 OR 646-558-8656. IT IS UP TO THE ATTORNEY/PARTIES TO GET TIDS INFORMATION TO ANY WITNESSES OR PARTICIPANTS.

3. Documents and exhibits for the remote hearing must be handled as follows:

a. Not later than 5 business days before the scheduled proceeding, the plaintiff's or moving party's documents and exhibits must be numbered and [electronically] exchanged with all participants and provided to the court.

b. Not later than 2 business days before the scheduled proceeding, the defendant's or non-moving party's documents and exhibits must be numbered and

[electronically] exchanged with all participants and provided to the court.

c. Documents and exhibits necessary for rebuttal may be used during the proceeding at the judge's discretion. All rebuttal documents and exhibits must be contemporaneously electronically exchanged with all participants prior to use during the proceeding. Contemporaneous electronic exchange may include realtime display, email, cloud upload and download, facsimile, or using other reliable electronic means.

d. Unless otherwise ordered by the judge, any exhibit (whether previously exchanged or not) offered or admitted into evidence from a remote location must be filed by the moving party into the Odyssey case management system within 2 business days of the close of the proceeding. Any party without access to the Odyssey case management system must within 2 business days of the close of the proceeding transmit the documents to the clerk of court by United States mail or third-party commercial carrier. An exhibit not filed or transmitted as required by this paragraph must be deemed stricken from the record.

4. The following procedures and instructions apply:

a. The proceeding under this order must be conducted in the same manner as if the parties appeared in person, and the judge presiding over the matter may exercise all powers consistent with the proceeding.

b. During the proceeding conducted under this order the remote location(s) must be considered an extension of the courtroom and held before the judge

who is presiding. The judge's pronouncements, instructions, and rulings have the same force and effect as if all participants are physically present in the courtroom.

c. By participating in this proceeding, the parties stipulate that an oath administered by the judge, court reporter, or other authorized person to a witness, interpreter, or a party has the same force and binding effect as if the oath had been administered to a person physically present in the courtroom.

d. A court reporter or recorder who can [see and] hear the witness and other participants may administer oaths, record notes, and transcribe the proceeding without being physically present with any other participant.

e. During any proceeding conducted under this order, other than by a court reporter or recorder, no electronic device may be used by anyone for photography, videography, or audio recording of the court proceeding without prior approval from the judge. Such devices include cellular telephones, cameras, computers, laptops, tablets, digital voice recorders or similar devices.

f. In any proceeding conducted under this order an interpreter who can [see and] hear the witness and other participants may provide interpreter services without being physically present with any other participant.

Dated on this the 7th day of January, 2026

Signed: 1/7/2026 10:09:50 AM

Y.Z. Garrett, District Court Personnel

(01-15-2026)(01-22-2026)(01-29-2026)

## NOTICE OF PUBLIC HEARING ON AN APPLICATION TO AMEND THE MERCER COUNTY ZONING ORDINANCE

CASE NO. 5079

PLEASE TAKE NOTICE that the Mercer County Planning & Zoning Commission will conduct a public hearing on Wednesday, February 11, 2026 beginning at 7:00 p.m. Central Time at the Beulah Civic Center in Beulah for the purpose of amending the zoning ordinance.

The purpose of this change to add data centers as a conditional use in the Industrial District and update ND Century Codes in the Flood Management Chapter. Changes to the following sections are proposed:

- Chapter 1, Section VIII-Definitions: Definitions added for Data Center & Digital Asset Mining
- Chapter 3, Section IV-Industrial District: Data Center listed as a conditional use
- Chapter 7, Section 1-Statutory Authorization-Requires NDCC Chapters update A copy of the proposed changes is available for review in the Mercer County Land Use Office, from the hours of 8am-4pm, Monday-Friday. For an electronic copy of proposed changes please contact the Land Use office at 745-3294 or email

jlneumiller@nd.gov, it's also available for viewing on the county website at [www.mercercountynd.com](http://www.mercercountynd.com).

TAKE FURTHER NOTICE that the public is hereby invited to comment on the above proposed ordinance amendments at this public hearing or forward written comments prior to this hearing to: Mercer County Auditor – Box 39 – Stanton, ND 58571.

Jen Neumiller

Mercer County Land Use Administrator

(01-29-2026)(02-05-2026)

## MERCER COUNTY COMMISSION MINUTES

January 7, 2026

The meeting was called to order at 9:00 a.m. by Chairman Gene Wolf.

Present were Commissioners Rick Bauman, Jamee Folk, Mark Pierce, Casey Voigt, Auditor Carmen Reed, and Dan Arens of the Hazen Star. Others present during the meeting were Sheriff's Deputy Christopher Waller, Chief Deputy Mark Schmitt, Deputy Auditor Mark Erhardt, HR/EM Director Alice Grinstein, Highway Superintendent Elroy Opp, Assistant Highway Superintendent Dennis Olheiser, Treasurer Dawn Grannis, Maintenance Supervisor Jim Albers, NDSU Extension Agent Craig Askim, Tax Director/Land Use Administrator Jennifer Neumiller, Coal Conversion Counties Chairman John Phillips, Western Dakota Energy Association Executive Director Alison Ritter, Lignite Energy Council Representatives Jonathan Fortner and Retha Mattern, Coyote Creek Mine Representatives Jeremy Eckroth and Donn Steffen, and Coteau Freedom Mine representative Darren Hellman.

Pledge of allegiance was said.

Folk moved to approve the amended agenda. Voigt seconded. All voted aye. Motion carried.

Voigt moved to approve the December 17, 2025 regular meeting minutes and the December 30, 2025 special meeting minutes as presented. Folk seconded. All voted aye. Motion carried.

Wolf turned meeting over to Auditor Carmen Reed to reorganize the board for 2026. Reed called for nominations for Chairman. Voigt nominated Bauman for Chairman. Reed called for any other nominations.

Pierce nominated Wolf for Chairman. No further nominations heard. Voigt voted Bauman, Bauman voted Bauman, Wolf voted Wolf, Pierce voted Wolf, and Folk voted Bauman. Bauman is new Chairman. Reed turned meeting over to new Chairman Bauman. Bauman called for nominations for Vice Chair. Pierce nominated Wolf.

Bauman nominated Folk. Voigt voted Folk, Bauman voted Folk, Wolf voted Wolf, Pierce voted Folk, and Folk voted Folk. Wolf moved to approve the NDCC 44-04-20.1 Public Comment Policy as presented

and a time will be allotted at the end of every agenda going forward. Voigt seconded. All voted aye. Motion carried.

Sheriff's Deputy Christopher Waller presented the bidding information regarding the purchase of sheriff's new vehicles. Voigt moved to approve the purchase of new vehicles as presented for a total of \$180,000. Folk seconded. All voted aye. Motion carried.

Pierce moved to approve putting the old transfer van up for bids. Wolf seconded. All vote aye. Motion carried.

Maintenance Supervisor Jim Albers presented updated skid steer quotes. Item was placed on the January 21, 2026 agenda.

Folk moved to put landfill payment of \$4,500 for old mower into Building Fund 2101. Pierce seconded. All voted aye. Motion carried.

Pierce moved to approve the landfill easement agreement between Mercer County and Ryan Wolf as presented. Pierce seconded. All voted aye. Motion carried.

NDSU Extension Agent Craig Askim gave his end of year report.

Recessed at 9:55 a.m.

Reconvened at 10:01 a.m.

The County Taxes Coal Severance Tax History was discussed. Members of the audience that spoke included Coal Conversion Counties Chairman John Phillips and Lignite Energy Council Representative Jonathan Fortner.

Folk moved to approve the November Recorder Revenues of \$4,011.80. Pierce seconded. All voted aye. Motion carried.

Pierce moved to approve the Sheriff's revenues for July, October, November, and December, 2025 in the amount \$125,313.94.

Wolf seconded. All vote aye. Motion carried.

Chief Deputy Mark Schmitt presented the Youthworks program and Youth Shelter agreement that aids the Sheriff's office in providing for juveniles that need to be housed overnight.

Treasurer Dawn Grannis and States Attorney Todd Schwarz requested approval to request bids on the new financial software conversion audit. Solicitation for this audit will be made and applications will be

presented to the Board for final approval. Wolf moved to approve the new state mileage rate of \$0.725 as of January 1, 2026. Voigt seconded. All voted aye. Motion carried.

Wolf moved to approve the "Conflict of Interest" policy as presented. Pierce seconded.

Wolf and Pierce voted aye. Folk, Voigt, and Bauman voted nay. Motion failed.

Recessed at 11:03 a.m.

Reconvened at 11:07 a.m.

Tax Director/Land Use Administrator Jennifer Neumiller gave an update on the progress of the ordinance rewrite. Wolf moved to cancel the Planning & Zoning Public Hearing that was set for 6:30 p.m. on Thursday, January 15, 2026, in the Mercer County Government Building Board room in Stanton, due to set backs on the ordinance rewrite. Voigt seconded. All vote aye. Motion carried. SRF Consulting Group has been retained to review the ordinance rewrite on January 20, 2026.

Portfolio updates were given.

Pierce moved to approve all bills as presented. Folk seconded. All voted aye. Motion carried. The following bills were

approved for payment: ASKIM, CRAIG \$16.80; BRONSON'S MARKETPLACE \$9,958.75; BUTLER MACHINERY CO \$25,993.30; CITY AIR MECHANICAL, INC. \$875.36; CITY OF GOLDEN VALLEY \$29.75; CITY OF STANTON \$6,795.82; D & E SUPPLY CO INC \$845.42; DIRT PRO SERVICES \$165.00; DOWNTOWN GAS AND AUTO \$194.00; ENTZE, CINDY \$14.00; FIRESIDE OFFICE SOLUTIONS \$76.32; HAZEN CHAMBER OF COMMERCE \$50.00; HAZEN HEALTH PHARMACY \$138.67; HAZEN MOTOR CO \$108.95; INTERSTATE POWER SYSTEMS, INC. \$18,045.97; KRAUSE SUPER VALU \$203.49; LINDE GAS & EQUIPMENT, INC. \$285.33; LITTLE FALLS MACHINE INC \$385.57; LUCKYS TOWING AND REPAIR \$1,000.00; MERCER COUNTY HIGHWAY DEPARTMENT \$1,704.43; MONTANA DAKOTA UTILITIES \$115.70; NAPA \$1,037.67; ND DEPARTMENT OF TRANSPORTATION

\$33,857.46; NEUBERGER OIL COMPANY \$1,807.82; ODP BUSINESS SOLUTIONS INC. \$83.98; PEHL, PAM \$13.72; PFLIGER, METTA \$135.10; PHARMCHEM, INC. \$255.60; RDO EQUIPMENT CO. \$2,291.00; ROUGHRIDER ELECTRIC CO-OPERATIVE, INC. \$175.00; SOUTHWEST WATER AUTHORITY \$57.97; Stein's Inc \$512.41; STERICYCLE, INC. \$22.90; THE BEACON \$793.16; UNIFORM CENTER \$507.95; VANGUARD APPRAISALS INC. \$59,895.10; VERIZON WIRELESS \$126.53; VOIGT, CASEY LEE \$50.40; WESTERN PLAINS PUBLIC HEALTH \$4,510.30; WEX BANK \$554.23; WORKFORCE SAFETY & INSURANCE \$250.00; ARMOR INTERACTIVE \$2,606.00; BEULAH JOB DEVELOPMENT AUTHORITY \$1,196.67; Blue Hawk Audio Video \$22,347.05; CNA SURETY \$150.00; COAL CONVERSION COUNTIES \$6,508.00; DAKOTA AWARDS, INC. \$24.99; ELECTRONIC COMMUNICATIONS INC \$1,287.06; HAZEN FIRE DEPARTMENT \$9,500.00; LAKE COUNTRY CHEVROLET \$110,792.00; LEWIS & CLARK REGIONAL DEVELOPMENT \$7,009.02; MERCER COUNTY FAIR ASSOCIATION \$75,000.00; MERCER COUNTY HISTORICAL SOCIETY \$5,000.00; ND AUDITORS & TREASURERS ASSOCIATION \$500.00; ND COUNTY RECORDER'S ASSOCIATION \$500.00; OFFICE OF ATTORNEY GENERAL \$1,050.00; STARK COUNTY \$15,000.00; TOWER COMMUNICATIONS INC \$555.00; TYLER TECHNOLOGIES \$43,369.99; VISION WEST ND \$800.00; CITY OF BEULAH \$101.41; GRINSTEINER, ALICE \$319.20. (TOTAL: \$611,365.54)

There being no further business the meeting was adjourned at 11:33 a.m. The next regular meeting is scheduled for Wednesday, January 21, 2026, at 9:00 a.m. in the boardroom of the Mercer County Government Center in Stanton, North Dakota. The meetings can be viewed online at [www.mercercountynd.com](http://www.mercercountynd.com).

Approved: Rick Bauman, Chairman

Attest: Carmen Reed, Auditor

(01-29-2026)

## ATTENTION BARLEY GROWERS

The North Dakota Barley Council election for Mercer County will take place on Friday, February 6, 2026, at 12:00 PM (CT) at the Zion Lutheran Church, 112 5th Street NW, in Beulah, ND.

## ELECTION

Each person, landlord, tenant, husband and/or wife who planted Barley in 2025 or intends to plant Barley in 2026 and who has not claimed any barley tax refund within the past year (except for duplicate payments), are eligible electors and can be candidates.

For more information contact the North Dakota Barley Council at 701-929-0123.

## 2026 SPRING WILD TURKEY PROCLAMATION

The North Dakota Game & Fish Department announces the following summary of regulations and changes for the 2026 spring wild turkey hunting proclamation. The season will run from April 11 through May 17. There are 8,490 licenses available in 21 open units. Bag limit is one bearded or male wild turkey. Deadline to apply is Feb. 11. Only residents

are eligible. Apply online at [gf.nd.gov](http://gf.nd.gov). Licenses issued by weighted lottery. A complete 2026 fall wild turkey proclamation is available from the NDGF Department, 100 N Bismarck Expy Bismarck, ND 58501-5095, Ph: (701) 328-6300, or online at [gf.nd.gov](http://gf.nd.gov). (01-29-2026)

## MERCER COUNTY COMMISSION SPECIAL MEETING MINUTES

January 7, 2026

The special meeting was called to order at 11:41 a.m. by Chairman Rick Bauman, for the Sheriff's Agri-Bank Safety Grant funds motion.

Present were Commissioners, Jamee Folk, Mark Pierce, Gene Wolf, Casey Voigt, Auditor Carmen Reed, and Dan Arens of the Hazen Star.

Bauman stated that the agenda is for the Sheriff's Agri-Bank Safety Grant funds motion. Bauman moved to rescind his motion regarding the Sheriff's Agri-Bank Safety Grant Funds of \$34,058.00, that

was made at the December 17, 2025, Commission meeting. Folk seconded. All voted aye. Motion carried.

There being no further business the meeting was adjourned at 11:42 a.m. The next regular meeting is scheduled for Wednesday, January 21, 2026, at 9:00 a.m. in the boardroom of the Mercer County Government Center in Stanton, North Dakota. The meetings can be viewed online at [www.mercercountynd.com](http://www.mercercountynd.com).

Approved: Rick Bauman, Chairman  
Attest: Carmen Reed, Auditor

(01-29-2026)

## ABBREVIATED NOTICE OF INTENT TO ADOPT AND AMEND ADMINISTRATIVE RULES RELATING TO NORTH DAKOTA GAMES OF CHANCE, ARTICLE 99-01-3 OF THE NORTH DAKOTA ADMINISTRATIVE CODE

TAKE NOTICE that the North Dakota State Gaming Commission will hold a public hearing to address proposed changes to the N.D. Admin. Code at 1:00 pm on Wednesday, February 18th, 2026 at The North Dakota State Capitol, Brynild Haugland Room.

A copy of the proposed rules may be obtained by emailing [agogaming@nd.gov](mailto:agogaming@nd.gov), writing the North Dakota Attorney General's Office Gaming Division at North Dakota Attorney General's Office Gaming Division, 600 E. Blvd Ave Dept