

**Legals 700**

**CLARK TOWNSHIP  
Notice of Board of Audit Meeting**

Notice is hereby given that the board of Audit for Clark Township will be held Thursday, February 24th, 2011, at 7:00 p.m. at the Clark Town Hall.

Kari Abbott, Clerk  
Clark Township  
February 15 and 22, 2011 ..... 1.99

**BESEMAN TOWNSHIP  
Notice of Board of Audit Meeting**

NOTICE IS HEREBY GIVEN to the constituents of Beseman Township, County of Carlton, State of Minnesota, that the Audit Meeting for Beseman Township will be held on Wednesday, February 23, 2011, at 6:30 p.m. at the Wright City Hall.

Linda Dahlman, Clerk  
Beseman Township  
February 22, 2011 ..... 2.44

**HAUGEN TOWNSHIP  
Notice of Annual Meeting**

NOTICE IS HEREBY GIVEN to the qualified voters of Haugen Township, County of Aitkin, State of Minnesota, that the Annual Meeting will be held Tuesday, March 8, 2011, at 4:30 p.m. at the Haugen Town Hall, to conduct all necessary business prescribed by law.

In case of inclement weather, the meeting may be postponed until the third Tuesday in March.

Joan Wilson, Clerk  
Haugen Township  
February 22 and March 1, 2011 ..... 3.244

**EAGLE TOWNSHIP  
Notice of Annual Meeting**

Notice is hereby given that the Annual Meeting of Eagle Township in the County of Carlton, State of Minnesota, will be held on Tuesday, March 8, 2011, at 7:00 p.m. at the Sno-Gophers building on Highway 73 North in Cromwell, Minnesota. In case of inclement weather the meeting will be held on Tuesday, March 15, 2011, at the same time and at the same location. All business prescribed by law will be conducted.

Carmen Martin, Clerk  
Eagle Township  
February 22 and March 1, 2011 ..... 3.36

**BESEMAN TOWNSHIP  
Notice of Annual Meeting**

NOTICE IS HEREBY GIVEN to the constituents of Beseman Township, County of Carlton, State of Minnesota, that the Annual Meeting for Beseman Township will be held on Tuesday, March 8, 2011. In case of inclement weather the meeting may be postponed until the third Tuesday in March.

The Annual Meeting will convene at 8:01 p.m. to conduct all necessary business prescribed by law.

The Annual Meeting will be held at the following location:  
Wright Senior Citizen Center  
Wright, MN 55798

Dated this 12th day of February 2011.  
Linda Dahlman, Clerk  
Beseman Township  
February 22, 2011 ..... 4.44

**NOTICE AND ORDER OF HEARING  
PETITION FOR DECEDENT OF PROPERTY**  
State of Minnesota, County of Aitkin  
NINTH JUDICIAL DISTRICT  
DISTRICT COURT  
PROBATE COURT DIVISION  
Court File No. 01-PR-11-94

**Estate of: Evangeline Mary Hubred, Decedent.**  
The petition of Jerry N. Hubred, dated January 22, 2011, having been filed in this Court representing that the above named decedent Evangeline Mary Hubred has been dead for more than three years leaving certain property therein described, and requesting the probate of the last will of each decedent, if any, and the decedent of said property be determined and assigned by the Court to the persons entitled thereto.

IT IS HEREBY ORDERED, that said petition be heard on the 23rd day of March, 2011, at 9:00 a.m. by the above named court at Aitkin, State of Minnesota.

It is further ordered that the petitioner give notice of said hearing in the manner prescribed by M.S.A. 524.1--401 to all persons entitled to notice pursuant to M.S.A. 524.3--403 and to all persons who have filed a demand for notice pursuant to M.S.A. 524.3--204.

Dated: February 2, 2011  
/s/ Hon. John R. Solien, Judge  
Candace K.Langseth, Deputy Court Administrator  
Shari S. Larson  
Attorney for Petitioner  
PO Box 456  
McGregor, MN 55760  
Telephone: (218) 768-4005  
Attorney ID No.: 0187689  
February 22 and March 1, 2011 ..... 9.2

**Legals 700**

**AITKIN COUNTY ZONING  
Notice of Hearing**

THE BOARD OF ADJUSTMENT WILL ASSEMBLE FOR A HEARING OF APPEALS FROM THE AITKIN COUNTY ZONING ORDINANCE ON **WEDNESDAY, MARCH 2, 2011, AT 4:00 P.M.** IN THE AITKIN COUNTY COURTHOUSE, AITKIN, MN 56431. THE FOLLOWING APPLICATIONS WILL BE REVIEWED:

**ROGER L. KAPSNER, 5170 HILLTOP AVE, LAKE ELMO, MN 55760**, is requesting an after-the-fact variance from the maximum allowed guest cottage height of 15 feet to a height of 18 feet, and a variance from the required duplex lot size to construct a guest cottage, in an area zoned Shoreland. Lot 8, Bellhorn Heights 3rd Addition. Section 17, Township 49, Range 23, Aitkin County, MN.

**PERMIT #38020V**

**PATTY FREDBERG, 2860 16TH TERR NW, NEW BRIGHTON, MN 55112**, is requesting after-the-fact variances from the required state highway (18) road right-of-way setback distance of 50 feet to 1.8 feet to attach an 8 foot x 3 foot porch addition and from the required 75 foot setback on a general development lake (Mille Lacs) to a setback distance of 24 feet to attach a 12 foot x 18 foot platform to an existing nonconforming structure (residence) located 24 feet from the ordinary high water line, 1.45 feet from the road right-of-way and 4 feet from the property line; and after-the-fact variances to attach an 8 foot x 12 foot addition to a nonconforming structure (garage) located partially in the road right-of-way, 7 feet from the property line and 23 feet from the ordinary high water line; and a variance from the required road right-of-way septic system setback distance of 10 feet and from the required 75 foot setback from the ordinary high water line to replace septic holding tanks. E100 FT OF W547 FT OF LOT 4 S OF HY 18. Section 23, Township 45, Range 26, Aitkin County, MN

**PERMIT #38021V**

February 15, 2011 ..... 9.641

**AITKIN COUNTY BOARD OF COMMISSIONERS  
Notice of Public Hearing**

The Aitkin County Board of Commissioners will hold a public hearing on the adoption of amendments to the *Aitkin County Food Protection, Lodging, and Administrative Ordinances*. The hearing will be conducted on March 8, 2011, at 10:00 a.m. in the Aitkin County Board Room of the Aitkin County Courthouse.

The Aitkin County Board has entered into a Delegation Agreement with the Minnesota Department of Health based on MN Statutes Section 145A.07. Through this delegation of authority, the Aitkin County Board has been charged with protecting the public health as outlined under MN Statutes Chapters 144, 157, and 327. The *Food Protection, Lodging, and Administrative Ordinances* are being updated to maintain consistency with Statute and Rule as required in the Scope of the Delegation Agreement.

A summary of the areas for proposed changes within the *Food Protection Ordinance* are: SECTIONS 3.00 AUTHORITY; 4.00 DEFINITIONS; 5.00 ADOPTION OF FOOD AND BEVERAGE ESTABLISHMENT STANDARDS; 6.00 LICENSING; 7.00 INSPECTIONS; and renumbering in SECTIONS 11.00 and 12.00.

Proposed changes within the *Lodging Ordinance* are: SECTIONS 2.00 SCOPE; 3.00 AUTHORITY; 4.00 DEFINITIONS; 7.00 INSPECTION; and renumbering in SECTIONS 5.00 and 8.00.

Proposed changes within the *Administrative Ordinance* are: SECTIONS 2.00 DEFINITIONS; 5.00 LICENSING PROCEDURES; 6.00 HEARINGS; and renumbering in SECTIONS 3.00 and 5.00.

Language that is proposed for deletion is in ~~strike through~~ and proposed new language is in red.

Copies of these Ordinances with the proposed amendments are available for review and inspection at the Aitkin County Planning and Zoning Office and the Aitkin County Auditor's Office in the Aitkin County Courthouse during regular business hours. A copy with proposed amendments can also be viewed in their entirety on the Aitkin County website at [www.co.aitkin.mn.us](http://www.co.aitkin.mn.us). Comments can be submitted in writing to the Aitkin County Planning and Zoning Office 209 2nd St NW, Aitkin, MN 56431, by facsimile (218) 927-4372, or by e-mail to [aitkinpz@co.aitkin.mn.us](mailto:aitkinpz@co.aitkin.mn.us) before 4:30 p.m. on March 4, 2011. Please include a full name and a complete address with all correspondence.  
February 8, 15, 22, 2011 ..... 12.42

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**Legals 700**

**OFFICE OF SECRETARY OF STATE  
CERTIFICATE OF ASSUMED NAME  
STATE OF MINNESOTA**

Pursuant to Chapter 333, Minnesota statutes; the undersigned, who is or will be conducting or transacting a commercial business in the State of Minnesota under an assumed name, hereby certifies:

1. The assumed name under which the business is or will be conducted is: Barefoot Gardens.
2. The street address of the principal place of business is or will be: 41823 185th Place, McGregor, MN 55760.
3. The name and street address of all persons conducting business under the above assumed names are: Melanie Amundson, 41823 185th Place, McGregor, Minnesota 55760.
4. I certify that I am authorized to sign this certificate and I further certify that I understand that, by signing this certificate, I am subject to the penalties of perjury as set forth in section 609.48 as if I had signed this certificate under oath.

Dated: October 15, 2010  
Melanie Amundson, Owner  
Contact Person: Melanie Amundson  
Telephone Number: 218-768-3651  
February 15 and 22, 2011 ..... 5.112

**INDEPENDENT SCHOOL DISTRICT NO. 95  
Special School Board Meeting  
Superintendent Search  
Wednesday, February 9, 2011**

The special meeting of the School Board of Independent School District No. 95, Cromwell, MN was called to order at the Cromwell-Wright School Library on Wednesday, February 9, 2011, at 6:02 p.m., by Chairperson, S. Hutar. All board members were present.

Also present: Superintendent Hilinski, Principal Libbon, Kathy Koenig and other interested parties.

Motion by T. Johnson, second by W. Collman to approve the agenda. Motion carried unanimously.

MSBA Superintendent job description and Superintendent criteria list developed at 2-2-11 meeting was reviewed.

Several Superintendent contracts were compared and reviewed.

Discussed reference check questions; final questions will be determined after last interview.

Application direction requested by office staff.

Next Superintendent Search Meeting will be held on February 23, 2011, at 6:00 p.m.

Motion by G. Eliason, second by J. Haugan to adjourn the meeting at 7:50 p.m. Motion carried unanimously.

Unapproved Minutes  
W. Collman, Clerk of School Board  
February 22, 2011 ..... 7.76

**INDEPENDENT SCHOOL DISTRICT NO. 95  
Special School Board Meeting  
Superintendent Search  
Wednesday, February 2, 2011**

The special meeting of the School Board of Independent School District No. 95, Cromwell, MN was called to order at the Cromwell-Wright School Library on Wednesday, February 2, 2011, at 6:02 p.m., by Chairperson, S. Hutar. All board members were present.

Also present: Superintendent Hilinski, Principal Libbon, Scott Warner, Kathy Koenig, and other interested parties.

Motion by J. Haugan, second by S. Bridge to approve the agenda. Motion carried unanimously.

Discussion and planning on Superintendent Search as follows:

- a. Current Superintendent discussion.
- b. Stake holder involvement-A survey will be sent to all staff members of the school on the qualifications they would like in a Superintendent. All Superintendent search meetings are open to the public. Before March 28, 2011, a 20-minute time slot will be available at the beginning of the meeting for public comment on the Superintendent hiring process. Written comments can also be sent to the Superintendent Search Committee, Cromwell-Wright School. Superintendent Search Meetings are posted in the bus bulletins and also on the information board on the outside of the school.
- c. Screening tool-The Board will use the MSBA Superintendent Candidate Screening Tool and will discuss the results before making an interview list at the screening meeting.
- d. Criteria for Superintendent Candidate; financial and educational leadership, community involvement, public relations, responsible, practical, good communicator, conflict resolution and problem-solving skills, a vision for the future of the school and others.

Upcoming Superintendent Search Meetings:  
Wednesday, February 9, 2011 at 6:00 p.m.  
Wednesday, February 23, 2011 at 6:00 p.m.

Administration will provide information at the next regular meeting on possible future policy with regards to sports fan behavior.

Motion by J. Haugan, second by G. Eliason to adjourn the meeting at 8:02 p.m. Motion carried unanimously.

Unapproved Minutes  
W. Collman, Clerk of School Board  
February 22, 2011 ..... 12.43

**Legals 700**

**State of Minnesota, County of Aitkin  
District Court Ninth Judicial District  
Summons  
Case Type No. 14 - Reformation  
Court File No. 01-CV-11-102**

GRAND TIMBER BANK,  
Plaintiff,  
v.  
KEVIN R. MUSSMAN, INTERSTATE  
MILLS, LLC, UNITED STATES OF AMERICA,  
INTERNAL REVENUE SERVICE,  
MINNESOTA DEPARTMENT OF REVENUE,  
JOHN DOE AND MARY ROE,  
Defendants.

THIS SUMMONS IS DIRECTED TO THE DEFENDANTS NAMED ABOVE:

1. **YOU ARE BEING SUED.** The plaintiff has started a lawsuit against you. The plaintiff's Complaint against you is attached to this Summons is on file in the office of the court administrator of the above named court. Do not throw these papers away. They are official papers that affect your rights. You must respond to this lawsuit even though it may not yet be filed with the court and there may be no court file number on this Summons.

2. **YOU MUST REPLY WITHIN 20 DAYS (60 DAYS FOR UNITED STATES OF AMERICA, INTERNAL REVENUE SERVICE) TO PROTECT YOUR RIGHTS.** You must give or mail to the person who signed this Summons a **written response** called an Answer within 20 days of the date on which you received this Summons, except 60 days after service of this Summons on the United States of America, Internal Revenue Service. You must send a copy of your Answer to the person who signed this Summons located at:

Fryberger, Buchanan, Smith & Frederick, P.A.  
Attn: Dehlia C. Seim  
302 West Superior Street, Suite 700  
Duluth, MN 55802

3. **YOU MUST RESPOND TO EACH CLAIM.** The Answer is your written response to the plaintiff's 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 20 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. **THIS LAWSUIT MAY AFFECT OR BRING INTO QUESTION TITLE TO REAL PROPERTY** located in Aitkin County, State of Minnesota, legally described as follows:

The South Half of the Southeast Quarter of the Southeast Quarter of Section 10, Township 49, Range 25

The object of this action is to correct the redemption period stated in two Sheriff's Certificates of Sale from six months to 12 months.

Dated: January 18, 2011.  
FRYBERGER, BUCHANAN, SMITH & FREDERICK, P.A.

/s/ Dehlia C. Seim  
Shawn M. Dunlevy, #123626  
Dehlia C. Seim, #0339064  
700 Lonsdale Building  
302 West Superior Street  
Duluth, Minnesota 55802  
(218) 722-0861  
**Attorneys for Plaintiff**

**ACKNOWLEDGMENT  
REQUIRED BY MINN. STAT. §549.211, SUBD. 1**

The undersigned hereby acknowledges that pursuant to Minn. Stat. §549.211, subd. 3, sanctions may be imposed if, after notice and a reasonable opportunity to respond, the court determines that the undersigned has violated the provisions of Minn. Stat. §549.211, subd. 2.

Dated: January 18, 2011

/s/ Dehlia C. Seim  
Shawn M. Dunlevy, #123626  
Dehlia C. Seim, #0339064  
Feb. 8, 15, 22, 2011 ..... 26.08