

# WARREN CITY COUNCIL PROCEEDINGS

December 1, 8

Filed in District Court  
State of Minnesota

## MINUTES – Warren City Council Regular Meeting November 9, 2021

### Call to Order

A Meeting of the Warren City Council was held commencing at 7:00 P.M. with Mayor Mara Hanel presiding. Council members present: David Weber, Mark Wimpfheimer, Justin Buegler, Jarod Peterson. Absent: Danny Omdahl, John Golden. Also present: Shannon Mortenson, Jeff Wohlers, Boone Maruska, Nancy Mattson, Matt Linder. Following Roll Call, the Pledge of Allegiance to the American Flag was given.

3. Approval of Agenda- Motion was made by Wimpfheimer, second by Peterson to accept the agenda as presented. All in favor, Motion carried.

4. Approval of Minutes - Motion was made by Weber, second by Wimpfheimer to approve the minutes from the October 26 meeting. All in favor, Motion carried.

5. Engineer's Report- Boone Maruska was given the floor. The Feasibility Report for the 4th Street project was presented with the addition of the sidewalk portion that could be either 100% assessed or the same as the street with 70% paid by the city. Discussion ensued as to if the sidewalk should be included. Sidewalks have not been in previous projects. The discussion then morphed into the entire Sidewalk Assessment and Plan for the city. For the city to assess sidewalks, sidewalk districts must be established with the benefitted area defined. Ryan Swanson has completed the assessment and the walkability has not been determined creating the best routes to navigate the city. Council also discussed that the residents of the 4th St. project should be able to weigh in on if the sidewalks are included but you could end up with a 50/50 opinion so parameters should be determined prior. Subject was moved to Public Works Committee. Discussion also included why the streets in Warren have a chip seal application. It is rough and hard to roller blade or push strollers. Jarda Solc will be consulted; subject was moved to Public Works Committee. Motion was made by Peterson, second Buegler to approve the resolution to accept the feasibility report and set the public hearing for December 14. All in favor, Motion carried.

6. Working Supervisor Report-Jeff Wohlers was given the floor. All winter equipment is ready for snow removal. A gas valve on McKinley was replaced. The Holiday Campground was shut down for the season and lines blown out. The streets have been swept. The First Street water line project should be completed next week.

7. Clerk's Report- Reviewed.

8. Treasurer's Report

a. October General Ledger-reviewed.

b. Pay Bills –Motion was made by Wimpfheimer, second by Weber to pay the bills as presented with checks #45534-45582. All in favor, Motion carried.

9. Unfinished Business

a. Resolution #10122021-01-Sale of Real Property-Resolution could not be acted on since there was not full council attendance. Tabled.

10. New Business

a. Purchase Sanitation Truck- The Utility Committee met for discussion on the financing of a new truck. Committee recommendation is to take \$86,000 from the truck replacement fund (Capital Projects) and the \$14,000 from insurance to buy down the debt and finance only \$91,510. Motion was made by Wimpfheimer, second by Peterson to accept the recommendation as presented to finance the sanitation truck. All in favor, Motion carried.

b. Approve Liquor Licenses- Motion was made by Weber, second by Wimpfheimer to approve the liquor licenses as presented. All in favor, Motion carried.

c. 2022 Council Meeting Schedule- there are a few items for discussion. The first February meeting is on the 15th. There is not a 4th Tuesday in February. Council consensus was to call a special meeting if needed that month. The primary election in August is the 2nd Tuesday. Council consensus was to have a meeting the following Tuesday and the regular 4th Tuesday. Item was tabled to approve a clean copy at next meeting.

d. Gambling Permit- Motion was made by Buegler second by Wimpfheimer to approve the permit as presented. All in favor, Motion carried.

e. Overtime Report- Motion was made by Wimpfheimer second by Peterson to approve the report as presented. All in favor, Motion carried.

f. Ageing Report- reviewed.

g. Adam Hermanson 6-mon Evaluation-Hermanson had a positive evaluation and is recommended by supervisors for a step increase. He has passed the written test for the CDL and will be taking his behind the wheel next week. Motion was made by Weber second by Buegler to approve a step increase for Hermanson. All in favor, Motion carried.

h. Linder & Maurstad Water Certification-each one passed the water operators certification exam. Motion was made by Wimpfheimer second by Weber to approve the wage adjustment for Linder and Maurstad. All in favor, Motion carried.

11. Committee Meeting- The Utility Committee met to discuss Financing New Sanitation Truck and Dumpster Fees. The truck was discussed under New Business. The committee reviewed dumpster rates and are recommending increases for commercial dumpsters to cover landfill costs increases and the new sanitation truck. Residential drop off dumpster rates will not increase at this time. Motion was made by Wimpfheimer second by Peterson to approve the dumpster increases for commercial dumpsters. All in favor, Motion carried.

12.

13. Future Agenda Item(s)-

14. Adjournment –Motion was made by Weber second by Hanel to adjourn at 7:58 p.m. All in favor, Motion carried.

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Shannon Mortenson  
City Administrator/Clerk-Treasurer  
Mara Hanel  
Mayor

### BILLS

Auto Value Warren .....	\$632.21
Border States Electric Supply .....	\$6,495.66
Bremer Bank .....	\$518.17
Brink Lawyers, P.A. ....	\$62.50
Carolyn Loeslie .....	\$1,045.00
City of Warren .....	\$8,965.74
Colepapers, Inc. ....	\$178.64
Connecting Point.....	\$1,135.00
David Drown Associates ....	\$2,000.00
Ewing Oil .....	\$340.62
Fastenal.....	\$65.69
Frontier.....	\$2,212.42
Gopher State One Call .....	\$55.35
Govoffice .....	\$660.00
Grand Forks Welding.....	\$72.26
Hamm's Repair.....	\$241.09
Hardware Hank .....	\$205.34
Hawkins, Inc. ....	\$889.01
J&L Construction .....	\$3,875.00
Jet Stop, Inc .....	\$417.94
Landis+Gyr Technology, Inc. .	\$802.33
League of Minnesota Cities ..	\$297.00
Mar-Kit Sanitary Landfill ....	\$6,544.00
Marshall & Polk Rural Water .....	\$8.95
Marshall County Cooperative .	\$55.05
MidContinent Communications	\$75.64
Miller Electric .....	\$557.00
Minnesota Department of Health .....	\$23.00
MN Dept of Labor and Industry .....	\$110.00
MN Dept. of Human Services.....	\$3,776.64
NAPA Supply of Warren .....	\$75.37
North Star Manor.....	\$150,000.00
Northdale Oil Inc. ....	\$191.28
Northern Municipal Power	\$115,374.21
NPL Construction .....	\$4,850.00
Occupational Dev Center .....	\$575.25
Old Dominion Brush Company .....	\$1,362.15
Payment Service Network.....	\$49.95
PKM Electric Coop .....	\$582.00
Quill Corporation .....	\$431.69
Shannon Mortenson .....	\$134.40
Sjoberg's Cable TV Inc.....	\$122.19
Steve Reller .....	\$36.25
Svens Under Car Shop .....	\$222.79
True Value - Warren .....	\$700.00
True Value - Warren .....	\$39.97
TSYS .....	\$210.37
Tyler Jevne .....	\$30.87
Verizon Connect.....	\$16.19
Verizon Wireless (AMI) .....	\$37.52
Verizon Wireless .....	\$82.50
WAO After-Prom Party.....	\$150.00
Warren Auto Repair .....	\$297.67
Warren Sheaf.....	\$388.00
Waste Management.....	\$2,742.68

STATE OF MINNESOTA  
COUNTY OF MARSHALL

NINTH JUDICIAL DISTRICT  
DISTRICT COURT  
PROBATE DIVISION

COURT FILE NO.: 45-PR-21-335

Estate of  
Glenn Everett Johnson,  
a/k/a Glenn E. Johnson, a/k/a Glenn  
Johnson  
Decedent

### NOTICE AND ORDER OF HEARING ON PETITION FOR PROBATE OF WILL AND APPOINTMENT OF PERSONAL REPRESENTATIVE AND NOTICE TO CREDITORS

It is Ordered and Notice is given that on 12/28/2021, at 8:00 a.m., a hearing will be held via virtual meeting. To join the virtual meeting, any individuals will connect using the following: <https://zoomgov.com/join> or via telephone at (218)745-4921 using the Judge's meeting ID which is: 160 804 9003 Password: 122787, for the formal probate of an instrument purporting to be the Will of the Decedent dated, September 19, 2011, and codicils to the will, dated October 14, 2015, ("Will"), and for the appointment of Emilie Holland, whose address is 1727 E. Rose Creek Pkwy S., Fargo, ND, 58104 and Diane Bjorgaard, whose address is 1515 Ardmore Ave S., Grand Forks, ND, 58201 as Personal Representatives of the Estate of the Decedent in an UNSUPERVISED administration. Any objections to the petition must be filed with the Court prior to or raised at the hearing. If proper and if no objections are filed or raised, the Personal Representatives will be appointed with full power to administer the Estate including the power to collect all assets, to pay all legal debts, claims, taxes and expenses, to sell real and personal property, and to do all necessary acts for the Estate.

Notice is also given that (subject to Minnesota Statutes section 524.3-801) all creditors having claims against the Estate are required to present the claims to the Personal Representative or to the Court Administrator within four months after the date of this Notice or the claims will be barred.

### BY THE COURT

Dated: November 24, 2021  
Corey Harbott  
Judge of District Court

Dated:  
Courtney Hauert  
Court Administrator

Attorney for Petitioner  
Daniel L. Rust  
Fischer, Rust, Stock & Rust, PLLC  
407 North Broadway P.O. Box 605  
Crookston, MN, 56716  
Attorney License No: 94560  
Telephone: (218) 281-2400  
FAX: (218) 281-5831  
Email: [drust@crookstonlaw.com](mailto:drust@crookstonlaw.com)

# Legal Notices

December 15, 22, 29

<b>State of Minnesota</b>
<b>Norman County</b>

<b>District Court</b>
Judicial District: <b>North</b>
Court File Number: <b>54-FA-21-164</b>
Case Type: <b>Family</b>

**In Re the Marriage of:**  
**Jennifer A. Veselka, Petitioner A**

**Summons Without Real Estate**

**James D. Veselka, Petitioner B**

**THE STATE OF MINNESOTA TO THE ABOVE-NAMED PETITIONER B:**

**WARNING:** Your spouse has filed a lawsuit against you for dissolution of your marriage. This summons is an official document from the court that affects your rights. Read this summons carefully. If you do not understand it, contact an attorney for legal advice.

1. Petitioner A (your spouse) has filed a lawsuit against you asking for a dissolution of marriage (divorce).
2. You must serve upon Petitioner A and file with the Court a written Answer to the Petition for Dissolution of Marriage and you must pay the required filing fee. Answer forms are available from the court administrator's office. You must serve your Answer upon Petitioner A within thirty (30) days of the date you were served with this Summons, not counting the day of service. If you do not serve and file your Answer, the Court may give your spouse everything he or she is asking for.
3. This proceeding does not involve real property.

#### Notice of Temporary Restraining Provisions

Under Minnesota law, service of this summons makes the following requirements apply to both parties to the action, unless they are modified by the court or the proceeding is dismissed:

- (1) Neither party may dispose of any assets except (a) for the necessities of life or for the necessary generation of income or preservation of assets, (b) by an agreement of the parties in writing, or (c) for retaining counsel to carry on or to contest this proceeding.
- (2) Neither party may harass the other party.
- (3) All currently available insurance coverage must be maintained and continued without change in coverage or beneficiary designation.
- (4) Parties to a marriage dissolution proceeding are encouraged to attempt alternative dispute resolution pursuant to Minnesota law. Alternative dispute resolution includes mediation, arbitration and other processes as set forth in the district court rules. You may contact the court administrator about resources in your area. If you cannot pay for mediation or alternative dispute resolution, in some counties, assistance may be available to you through a nonprofit provider or a court program. If you are a victim of domestic abuse or threats as defined in Minnesota Statutes, Chapter 518B, you are not required to try mediation and you will not be penalized by the court in later proceedings.

**IF YOU VIOLATE ANY OF THESE PROVISIONS, YOU WILL BE SUBJECT TO SANCTIONS BY THE COURT.**

This matter is scheduled for a zoom hearing on February 2, 2022 at 2:00 p.m. at the Norman County Courthouse, 16 3<sup>rd</sup> Avenue East, Ada, MN 56510.

**WITNESS, the Honorable Darlene Rivers-Spalla**  
Judge of District Court

BY:

\_\_\_\_\_  
Court Administrator

# WARREN-ALVARADO-OSLO SCHOOL BOARD PROCEEDINGS

**SPECIAL MEETING**  
**TUESDAY NOVEMBER 23, 2021**

Opening  
Information, Procedural: Call to Order In attendance:  
Nikki Peterson - Chair  
Sally Roller  
Jeff Steer - Treasurer  
Marshall Westberg Mark Jones - Clerk  
Jordan Johnson Darby Boe  
Information: Open Forum no one spoke.  
Action, Procedural: Approve Agenda  
Recommended Action: Motion by:  
Boe Second by: Steer to approve the agenda as presented or amended to include the following:  
CU  
Action: Resolution Regarding Fund Balance Transfers  
Recommended Action: Motion by:

Steer Second by: Johnson to approve the Request and Resolution for Fund Transfers in the following reserve accounts. (Funds moved to the unassigned General Fund.) CU \$137,167.54. Safe Schools \$166,858.06 Community Education \$143,391.33 Early Childhood Family Education \$164,741.38 School Readiness  
Roll Call Vote: Aye- Johnson, Westberg, Jones, Peterson, Roller, Steer, and Boe Nay- 0  
Discussion, Information, Procedural: Facilities Assessment Discussion-communities committee  
Action: ADJOURN  
Recommended Action: Adjourn Next Regular School Board Meeting will be December 13, 2021, at 6:30pm in High School multipurpose room.

# WARREN CITY COUNCIL PROCEEDINGS

**MINUTES – Warren City Council**  
**Regular Meeting November 23,**  
**2021**

#### Call to Order

A Meeting of the Warren City Council was held commencing at 7:00 P.M. with Mayor Mara Hanel presiding. Council members present: David Weber, Mark Wimpfheimer, Justin Buegler, Jarod Peterson, Danny Omdahl. Absent: John Golden. Also present: Shannon Mortenson, Brent McMillan, Boone Maruska. Following Roll Call, the Pledge of Allegiance to the American Flag was given.

3. Approval of Agenda-Add under New Business: c. 303 N. 2nd St. Motion was made by Weber, second by Omdahl to accept the agenda with additions. All in favor, Motion carried.

4. Approval of Minutes - Motion was made by Wimpfheimer, second by Omdahl to approve the minutes from the November 9 meeting. All in favor, Motion carried.

5. Engineer's Report- Boone Maruska was given the floor. The Feasibility Report for the Fourth Street project will be finalized for distribution next week when Jarod meets with Mortenson. The pedestrian path will be let for bids by the State and opened on December 16. Jarod is putting together some additional chip seal info for council.

6. Operations Manager Report-Brent McMillan was given the floor. There was a snow removal event and equipment breakdowns occurred. We should be ready for the next event. The sewer pumps at the Rec Center were past the one-year warranty. The new pumps should be delivered next week. The old ones will be tested once removed to see why they are inoperable.

7. Clerk's Report- Shannon Mortenson was given the floor. The conference that was attended last week was really informative. There was a presentation on resident recruitment that was enlightening. The city can apply for grant funding to develop a Climate Resiliency Plan. Mortenson would like to work with the consulting company of Pale Blue Dot for writing the grant and the plan, if awarded. Currently, such plans are not mandatory for cities but that could change in the near future. Warren continues to get interviews for the childcare efforts in the city.

8. Treasurer's Report  
a. Pay Bills –Motion was made by Peterson, second by Buegler to pay the bills as presented with checks #45588-45617. All in favor, Motion carried.

9. Unfinished Business  
a. Resolution #10122021-01-Sale of Real Property-Resolution could not be acted on since there was not full council attendance. Tabled.

b. 2022 Council Meeting Schedule- Motion was made by Peterson second by Wimpfheimer to approve the schedule as presented. All in favor, Motion carried.

10. New Business  
a. Christmas Holiday- This year and next, Christmas falls on the weekend. The legal holiday then occurs on Friday or Monday. City policy is to pay four hours of holiday pay on Christmas Eve. Mortenson drafted a memo for consideration of providing 8 hours holiday pay for either the 23rd or 27th. Staff would determine which day they choose, and city services will remain open. Motion was made by Wimpfheimer, second by Omdahl to give 8 hours holiday pay to employees either before or after Christmas weekend for years 2021 and 2022. All in favor, Motion carried.

b. Star Energy Agreements-Star Energy is an expert in Minnesota on distributed energy and the rules governing. Distributed energy is any renewable or power generation outside of what is provide by the city. There are many defined time-

lines if someone requests to install a system. Star Energy has a program that monitors the process so nothing is missed. If a timeframe is not followed, a resident can go onto the city's distribution system without consequences. You can get back fed or dangerous situations for linemen not knowing what is live. McMillan is recommending that the city enter into agreements with Star Energy to provide the consultation and website to monitor all applications for the city. Motion was made by Peterson, second by Weber to approve staff recommendation to enter into two agreements with Star Energy for distributed energy reports and monitoring. All in favor, Motion carried. Omdahl would like McMillan to obtain the liability insurance coverage Star Energy has.

c. 303 N. 2nd St. – This parcel was deeded from the county to the city in the summer. The county would like this parcel to provide additional parking at the courthouse. Motion was made by Wimpfheimer, second by Weber to execute a quit claim deed for the parcel to be deeded to Marshall County. All in favor, Motion carried.

11. Committee Meeting- The Public Works Committee met to discuss adding sidewalks to the 4th St. project. Since sidewalks have not been added to other projects it is committee's recommendation to not include sidewalks. Council agreed. Staff will make the sidewalk plan a priority this winter and create the districts needed to do special assessments. The owner of the chipseal company, Asphalt Preservation, came to the committee meeting for discussion and answer questions. It was determined after the conversation that the city would experiment with different mixes and applications of fog coat to obtain smoother surfaces after chip seal. The committee also reviewed a proposal for purchase of the Nordic lot. The lot has been advertised previously and two proposals were reviewed and determined they were not a good fit. Staff is gathering some more information for the committee to review.

12. Future Agenda Item(s)-  
13. Adjournment –Motion was made by Wimpfheimer second by Weber to adjourn at 7:35 p.m. All in favor, Motion carried.

Shannon Mortenson  
City Administrator/Clerk-Treasurer  
Mara Hanel  
Mayor

#### BILLS

Adam Hermanson	\$58.00
AE2S	\$45.00
Argyle Builders Supply	\$203.73
Ascendum Machinery Inc.	\$327.95
AT&T Mobility	\$506.88
Border States Electric Supply	\$10,725.04
Bremer Bank - Cardmember Serv.	\$142.93
BSN Sports	\$179.39
Connecting Point	\$535.00
Constellation New Energy	\$4,216.74
Core & Main	\$35.31
Don Aandal - Taralseth	\$2,250.00
Groebner & Associates, Inc	\$80.58
Guardian Pest Control	\$383.92
KLJ Engineering LLC	\$7,490.59
Locators & Supplies, Inc.	\$394.99
Locators & Supplies, Inc.	\$336.69
Lynette Sinn	\$250.00
MARCO	\$633.11
Matt Linder	\$33.99
Mick's of Warren	\$145.10
Mike Novacek	\$77.80
Municipal Gas Acquisition	\$26,142.56
Nelson Technology, Inc.	\$2,537.07
NFPA	\$175.00
Northern Sanitation Service	\$4,500.00
Northland Mat Company	\$179.50
Patricia Fayette	\$1,650.00
Shannon Mortenson	\$228.07
SWS Credit Services	\$34.00
Team Laboratory Chemical, LLC	\$1,847.50
Ziegler, Inc.	\$642.62



December 22, 29, January 5

**NOTICE OF CANCELLATION  
OF CONTRACT FOR DEED**

TO: Annamarie Johnson  
Personal Representative of  
Decedent Bradley Johnson  
9303 Gilcrease Ave, Unit 1242  
Las Vegas, NV 89149

Delray Sparby  
Attorney for Personal  
Representative  
Ihle, Sparby, & Haase  
312 Main Ave N  
Thief River Falls, MN 56701

THIS NOTICE IS TO INFORM YOU THAT BY THIS NOTICE THE SELLER HAS BEGUN PROCEEDINGS UNDER MINNESOTA STATUTES, SECTION 559.21, TO TERMINATE YOUR CONTRACT FOR THE PURCHASE OF YOUR PROPERTY UNDER THAT CERTAIN CONTRACT FOR DEED DATED 11/12/2012 AND RECORDED IN THE OFFICE OF THE MARSHALL COUNTY RECORDER AS DOCUMENT NO. 316808 FOR THE REASONS SPECIFIED IN THIS NOTICE. THE CONTRACT WILL TERMINATE SIXTY (60) DAYS AFTER SERVICE OF THIS NOTICE UPON YOU UNLESS BEFORE THEN:

- (a) THE PERSON AUTHORIZED IN THIS NOTICE TO RECEIVE PAYMENTS RECEIVES FROM YOU:
- (1) THE AMOUNT THIS NOTICE SAYS YOU OWE. MONTHLY PAYMENTS OF ONE THOUSAND ONE HUNDRED SEVENTY-SIX DOLLARS AND SIXTY-THREE CENTS (\$1,176.63) WERE DUE BUT NOT PAID BEGINNING ON FEBRUARY 1, 2021, AND CONTINUING THEREAFTER; PLUS
- (2) THE COSTS OF SERVICE (TO BE SENT TO YOU); PLUS
- (3) FIVE HUNDRED DOLLARS (\$500.00) TO APPLY TO ATTORNEYS' FEES ACTUALLY EXPENDED OR INCURRED; PLUS
- (4) FOR CONTRACTS EXECUTED ON OR AFTER MAY 1, 1980, ANY ADDITIONAL PAYMENTS BECOMING DUE UNDER THE CONTRACT TO THE SELLER AFTER THIS NOTICE WAS SERVED ON YOU; PLUS
- (5) FOR CONTRACTS OTHER THAN EARNEST MONEY CONTRACTS, PURCHASE AGREEMENTS, AND EXERCISED OPTIONS EXECUTED ON OR AFTER AUGUST 1, 1985, TWO THOUSAND THIRTY-SEVEN DOLLARS AND NINETY-SEVEN CENTS (\$2,037.92) (WHICH IS TWO PERCENT OF THE AMOUNT IN DEFAULT AT THE TIME OF SERVICE OTHER THAN THE FINAL BALLOON PAYMENT, ANY TAXES, ASSESSMENTS, MORTGAGES, OR PRIOR CONTRACTS THAT ARE ASSUMED BY YOU); OR
- (b) YOU SECURE FROM A COUNTY OR DISTRICT COURT AN ORDER THAT THE TERMINATION OF THE CONTRACT BE SUSPENDED UNTIL YOUR CLAIMS OR DEFENSES ARE FINALLY DISPOSED OF BY TRIAL, HEARING OR SETTLEMENT. YOUR ACTION MUST SPECIFICALLY STATE THOSE FACTS AND GROUNDS THAT DEMONSTRATE YOUR CLAIMS OR DEFENSES.
- IF YOU DO NOT DO ONE OR THE OTHER OF THE ABOVE THINGS WITHIN THE TIME PERIOD SPECIFIED IN THIS NOTICE, YOUR CONTRACT WILL TERMINATE AT THE END OF THE PERIOD AND YOU WILL LOSE ALL THE MONEY YOU HAVE PAID ON THE CONTRACT; YOU WILL LOSE YOUR RIGHT TO POSSESSION OF THE PROPERTY; YOU MAY LOSE YOUR RIGHT TO ASSERT ANY CLAIMS OR DEFENSES THAT YOU MIGHT HAVE; AND YOU WILL BE EVICTED. IF YOU HAVE ANY QUESTIONS ABOUT THIS

NOTICE, CONTACT AN ATTORNEY IMMEDIATELY. TO RESINSTATE THIS CONTRACT, YOU MUST PAY THE SUMS IDENTIFIED ABOVE, TOGETHER WITH ANY ADDITIONAL MONTHLY PAYMENTS THAT MAY COME DUE BETWEEN NOW AND THE DATE OF TERMINATION, AND DIRECT THOSE PAYMENTS TO THE FOLLOWING ADDRESS: BRINK LAWYERS, P.A., ATTENTION: JEFFREY W. HANE, P.O. BOX 790, HALLOCK, MN 56728, OR IN PERSON AT 234 BIRCH AVE S, HALLOCK, MN 56728.

(c) A COPY OF THE SUBJECT CONTRACT FOR DEED TOGETHER WITH THE AMORTIZATION SCHEDULE IN SUPPORT THEREOF IS ATTACHED HERETO. THE LEGAL DESCRIPTION OF THE PROPERTY SUBJECT TO THIS CANCELLATION IS ATTACHED HERETO.

That part of the Southwest Quarter (SW¼) of Section Twenty-seven (27), Township One Hundred Fifty-five (155) North of Range Forty-three (43) West of the Fifth Principal Meridian, described as follows:

Commencing at an iron monument at the southwest corner of the said Southwest Quarter (SW¼); thence South 89 degrees 35 minutes 19 seconds East, assumed bearing, along the south line of the said Southwest Quarter (SW¼) a distance of 986.30 feet to the intersection with the centerline of an existing roadway running northerly; thence North 01 degrees 10 minutes 16 seconds East along said centerline 1111.66 feet to the point of beginning of the parcel to be described; thence South 89 degrees 19 minutes 01 seconds West 372.29 feet to an iron monument; thence South 87 degrees 12 minutes 00 seconds East 804.35 feet to an iron monument; thence South 00 degrees 34 minutes 53 seconds West 522.27 feet to an iron monument; thence South 89 degrees 19 minutes 01 seconds West 443.23 feet to the point of beginning, containing 10.16 acres, more or less.

Together with a nonexclusive 33 foot easement for access purposes over, under, and across the following described property:

That part of the Southwest Quarter (SW¼) of Section Twenty-seven (27), Township One Hundred Fifty-five (155) North of Range Forty-three (43) West of the Fifth Principal Meridian, described as follows:

Commencing at an iron monument at the southwest corner of the said Southwest Quarter (SW¼); thence South 89 degrees 35 minutes 19 seconds East, assumed bearing, along the south line of the said Southwest Quarter (SW¼) a distance of 986.30 feet to the beginning of the centerline to be described; thence North 01 degrees 10 minutes 16 seconds East 1111.66 feet and said centerline there terminating, containing 0.78 acres, more or less.

The sidelines of said easement are to be prolonged or shortened to terminate on the south line of the said Southwest Quarter (SW¼) and a line bearing South 89 degrees 19 minutes 01 seconds West from the point of ending.

BRINK LAWYERS, P.A.  
Date 6/8/2021

S/  
Jeffrey W. Hane, #0238569  
P.O. Box 790  
Hallock, MN 56728  
(218) 843-3686  
jeff.hane@brinklaxwers.com  
JWH:mlmn

Filed in District Court  
State of Minnesota

STATE OF MINNESOTA  
COUNTY OF MARSHALL

NINTH JUDICIAL DISTRICT  
DISTRICT COURT  
PROBATE DIVISION

COURT FILE NO.: 45-PR-21-360

Estate of  
Phillip J. Schiller, a/k/a P.J. Schiller,  
a/k/a Phillip J. Schiller, Jr.  
Decedent

**AMENDED  
NOTICE AND ORDER OF  
HEARING ON  
PETITION FOR PROBATE OF  
WILL AND APPOINTMENT OF  
PERSONAL REPRESENTATIVE  
AND NOTICE TO  
CREDITORS**

It is Ordered and Notice is given that on 1/25/2022, at 8:30 a.m., a hearing will be held in this Court at Marshall County District Court, Warren, Minnesota, for the formal probate of an instrument purporting to be the Will of the Decedent dated, March 29, 1989, and separate writing(s) under Minnesota Statutes section 524.2-513 ("Will"), and for the appointment of Lein Schiller whose address is 33477 390th Ave NW, Argyle, MN 56713 as Personal Representatives of the Estate of the Decedent in an UNSUPERVISED administration. Any objections to the petition must be filed with the Court prior to or raised at the hearing. If proper and if no objections are filed or raised, the Personal Representatives will be appointed with full power to administer the Estate including the power to collect all assets, to pay all legal debts, claims, taxes and expenses, to sell real and personal property, and to do all necessary acts for the Estate.

Notice is also given that (subject to Minnesota Statutes section 524.3-801) all creditors having claims against the Estate are required to present the claims to the Personal Representative or to the Court Administrator within four months after the date of this Notice or the claims will be barred.

A charitable beneficiary may request notice of the probate proceedings be given to the Attorney General pursuant to Minnesota Statutes section 501B.41, subdivision 5.

**BY THE COURT**

Dated: December 17, 2021  
Jeffrey Remick  
Judge of District Court

Dated: Courtney Hauert  
Court Administrator

Attorney for: Personal Representative  
Name: Donald Aandal  
Firm: Rokke, Aandal and Associates  
Street: 23 North Main Street, PO Box  
159 City, State, ZIP: Warren, MN  
56762-  
Attorney License No: 157272  
Telephone: 218-745-4321  
FAX: 218-745-4320  
Email: daandal@ralawoffice.com