

NOTICE OF MORTGAGE FORECLOSURE SALE

THE RIGHT TO VERIFICATION OF THE DEBT AND IDENTITY OF THE ORIGINAL CREDITOR WITHIN THE TIME PROVIDED BY LAW IS NOT AFFECTED BY THIS ACTION. NOTICE IS HEREBY GIVEN, that default has occurred in conditions of the following described mortgage: DATE OF MORTGAGE: September 29, 2008 MORTGAGOR: Jason M Payonk and Danielle M Payonk, husband and wife. MORTGAGEE: Wells Fargo Bank, N.A. DATE AND PLACE OF RECORDING: Recorded September 30, 2008 Benton County Recorder, Document No. A360480. ASSIGNMENTS OF MORTGAGE: Assigned to: M&T Bank. Dated April 18, 2019 Recorded April 18, 2019, as Document No. 435207. TRANSACTION AGENT: NONE. TRANSACTION AGENT'S MORTGAGE IDENTIFICATION NUMBER ON MORTGAGE: NONE. LENDER OR BROKER AND MORTGAGE ORIGINATOR STATED ON MORTGAGE: Wells Fargo Bank, N.A. RESIDENTIAL MORTGAGE

SERVICER: M&T Bank MORTGAGED PROPERTY ADDRESS: 764 13th Avenue North, Foley, MN 56329 TAX PARCEL I.D. #: 13.00826.00 LEGAL DESCRIPTION OF PROPERTY: Lot 4, Block 2, Eastview Meadows Two, Benton County, Minnesota. COUNTY IN WHICH PROPERTY IS LOCATED: Benton ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$160,000.00 AMOUNT DUE AND CLAIMED TO BE DUE AS OF DATE OF NOTICE, INCLUDING TAXES, IF ANY, PAID BY MORTGAGEE: \$158,927.01 That prior to the commencement of this mortgage foreclosure proceeding Mortgagee/ Assignee of Mortgagee complied with all notice requirements as required by statute; That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof; PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows: DATE AND TIME OF SALE: September 10, 2019 at 10:00 AM PLACE OF SALE: Benton County Sheriff's Office, 581 Highway 23 Northeast Foley, MN to pay the debt then secured by said Mortgage, and taxes, if any, on said premises, and the costs and disbursements, including attorneys' fees allowed by law subject to redemption within six (6) months from the date of said sale by the mortgagor(s), their personal representatives or assigns unless reduced to Five (5) weeks under MN Stat. §580.07. TIME AND DATE TO VACATE PROPERTY: If the real estate is an owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgagor(s) must vacate the property if the mortgage is not reinstated under section 580.30 or the property is not redeemed under section 580.23 is 11:59 p.m. on March 10, 2020, unless that date falls on a weekend or legal holiday, in which case it is the next weekday, and unless the redemption period is reduced to 5 weeks under MN Stat. Secs. 580.07 or 582.032. M O R T G A G O R ( S ) RELEASED FROM FINANCIAL OBLIGATION ON MORTGAGE: None

"THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES, SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED." Dated: June 27, 2019 M&T Bank Mortgagee/Assignee of Mortgagee USSET, WEINGARDEN AND LIEBO, P.L.L.P. Attorneys for Mortgagee/Assignee of Mortgagee 4500 Park Glen Road #300 Minneapolis, MN 55416 (952) 925-6888 37 - 19-005592 FC THIS IS A COMMUNICATION FROM A DEBT COLLECTOR. R27-6B

NOTICE OF ABANDONED PROPERTY

Notice is hereby given that the Benton County Sheriff's Office has in its possession the following motor vehicles: 1999 Buick Regal - Disabled 1997 Dodge Stratus - VIN: 1B3EJ46X9VN663402 1998 Pontiac Bonneville - VIN: 1G2HZ52K6WH223453 Ford Pickup - Unknown year or VIN/Disabled 1995 Toyota Pickup - VIN: 4TAUN41B7SZ082815 The vehicles are currently being held at the Benton County Sheriff's Office in Foley, Minnesota. Anyone having ownership interest in these vehicles is hereby notified that they have 45 days from the date of the publication of this notice to exercise their right to reclaim the vehicle(s) as prescribed by law. Failure of an owner to exercise their right to reclaim the vehicle(s) within 45 day time frame shall constitute a waiver of all right, title, and interest in the vehicle(s) and a consent to the transfer of title to and disposal or sale of the vehicle(s) as prescribed by law and a waiver of all right, title, and interest in the contents and consent to sell or dispose of the contents as prescribed by law. Any owner who provides documentation from a government or nonprofit agency or legal aid office that the owner is homeless, receives relief based on need, or is eligible for legal aid services, has the unencumbered right to retrieve any and all contents without charge. R-31-2B

CITY OF RICE COUNTY OF BENTON STATE OF MINNESOTA NOTICE OF PUBLIC HEARING

Notice is hereby given that on August 19, 2019 at 7PM at the Rice City Hall, 205 Main Street E, Rice, MN 56367 the City of Rice City Council (grantee) will hold a public hearing concerning submittal of a request to amend the Minnesota Investment Fund Grant Contract entered into between the City and the Minnesota Department of Employment and Economic Development related to a grant issued under the Minnesota Investment Fund (MIF) program to benefit Hydrostat, Inc. The City loaned the proceeds of the grant to Hydrostat, Inc. The purpose of this public hearing is to satisfy the hearing requirement in Minnesota Statutes 116J.994, subd. 6 and to hear from the public regarding the proposed one-year extension for Hydrostat, Inc. to meet the job and wage goals required to be met in the loan documents. The agreement proposed for extension relates to a \$239,000 grant the City was awarded to assist with the expansion of Hydrostat, Inc. All interested parties are invited to attend the public hearing at which time you will be given the opportunity to express comments about the proposed extension of the compliance period. A person with residence in or the owner of taxable property in the City of Rice may file a written complaint with the City if the City fails to comply with Minnesota Statutes, Section 116J.993 through 116J.995, and no action may be filed against the City for the failure to comply unless a written complaint is filed. Written testimony regarding this matter is allowed, but must be received by August 15th at 12:00pm in order to be considered at the hearing. Julie Fandel City Clerk City of Rice, MN R-32-1B

CITY OF SAUK RAPIDS PUBLIC HEARING NOTICE

You are invited to attend a public hearing on Monday, August 26, 2019 at 6:00 p.m. or as soon thereafter as possible, in the Sauk Rapids City Hall Council Chambers, 250 Summit Avenue North to consider the following matters that require a public hearing. APPLICANT Plachecki/City of Sauk Rapids PURPOSE To consider a rezoning of property from Commercial 1 to Residential 1. Located at 204 and 220 4th Street S, 412 and 420 2nd Ave. S, and 212 and 217 5th Street S, Sauk Rapids. Please contact Sauk Rapids Development Director Todd Schultz at (320) 258-5315 or tschultz@ci.sauk-rapids.mn.us with questions or stop by City Hall to obtain a copy of the application. Any person desiring to comment on these matters is invited to do so in writing or orally at the time of the public hearing. Published in the Sauk Rapids Herald Saturday, August 10, 2019. R-32-1B

SAUK RAPIDS-RICE INDEPENDENT SCHOOL DISTRICT NO. 47 SPECIAL BOARD MEETING Monday, July 29, 2019

A Special meeting of the Sauk Rapids-Rice ISD 47 Board of Education was called to order by Chair Butkowski Monday, July 29, 2019 at seven o'clock p.m. in the District Office Board Room. ROLL CALL Members present included Braun, Butkowski, Hauck, Holthaus, Loidolt, Morse, and Solarz. Others present were Superintendent Sinclair, Director of Human Resources and Administrative Services White, Director of Business Services Johnson, Director of Teaching and Learning Bushman, Director of Buildings and Grounds Berghuis, and Pleasantview Principal Froiland. APPROVAL OF MEETING AGENDA A motion was made by Solarz, seconded by Braun and unanimously carried to approve the meeting's "Agenda". CONSENT AGENDA A motion was made by Morse, seconded by Holthaus and unanimously carried to approve the meeting's "Consent Agenda." ACTION APPROVAL TO USE E-LEARNING DAYS FOR SPECIFIED EMERGENCY/WEATHER RELATED CLOSINGS DURING THE 2019 - 2020 SCHOOL YEAR A motion was made by Braun, seconded by Hauck and unanimously carried to approve the use of E-Learning Days for

specified emergency or weather-related school closings. For the 2019 - 2020 school year E-Learning Days would take effect after the third emergency or weather-related closure and would be in accordance with state statute and the Minnesota Department of Education's implementation standards. APPROVAL TO AMEND THE 2019 - 2020 SCHOOL YEAR CALENDAR A motion was made by Hauck, seconded by Morse and unanimously carried to approve the amended 2019 - 2020 school year calendar. The proposed calendar amendment reflects the use of district-wide E-Learning Days after the third emergency/weather related closing during the 2019 - 2020 school year. DISCUSSION FACILITIES UPDATE Superintendent Sinclair and representatives of ICS Consulting provided an update to Board members and District Administration regarding the facilities needs identified by community members, parents/guardians, and staff during the community listening session and open house process. ICS provided detailed information and answered Board member and District Administration's questions. ADJOURNMENT With no further business appearing before the Board, a motion was made by Hauck, seconded by Solarz and unanimously carried to adjourn the meeting at 8:19 p.m. Respectfully submitted, Lisa J. Braun, Board of Education Clerk Sauk Rapids-Rice ISD 47 R-32-1B

BENTON COUNTY BOARD OF COMMISSIONERS REGULAR MEETING MINUTES JULY 16, 2019

The Benton County Board of Commissioners met in regular session on July 16, 2019 in the Benton County Board Room in Foley, MN with Commissioners Jake Bauerly, Ed Popp, Steve Heinen, Warren Peschl and Spencer Buerkle present. Call to order by Chair Bauerly was at 9:00 AM followed by the Pledge of Allegiance to the flag. Peschl/Popp unanimous to approve the agenda as amended—add item: approval of change in DMV service hours to 8:00 AM to 4:00 PM. No one was present to speak under Open Forum. Heinen/Buerkle unanimous to approve the Consent Agenda: 1) approve the Regular Meeting Minutes of July 2, 2019 as written; 2) approve Prepaid Debit Inmate Release Program Agent Agreement with RAPID Financial Solutions, and authorize the Chair to sign; 3) approve contract with State of MN for placement of radio equipment on Duelm Tower, and authorize the Chair to sign; 4) approve Application for Exempt Permit for Central Chapter of MN Deer Hunters Association to conduct a raffle at Henry's Catering & Banquet Center, 6774 Highway 25 NE, Foley, on September 6, 2019; 5) approve Application for Exempt Permit for Benton County Snowmobile Club to conduct a raffle at Henry's Catering & Banquet Center, 6774 Highway 25 NE, Foley, on November 30, 2019; 6) approve Special Road Use Permit—Rice Family Fun Days—August 17 & 18, 2019, and authorize the Chair to sign; 7) approve final payment to Redstone Construction, LLC for Project SAP 005-629-015—bridge repair of the Mississippi River Crossing in Sartell, and authorize the Chair to sign; 8) approve final payment to Tri-City Paving, Inc. for Project SP 005-070-006/SAP 005-613-015—reclaim and pave project on CSAH 13, and authorize the Chair to sign; and 9) approve change in DMV service hours to 8:00 AM to 4:00 PM. A public hearing to consider further amendments to the Benton County Retail Licensing Ordinance 298, amended by Ordinance 406, relating to the sale, possession, and use of tobacco, tobacco-related devices, electronic delivery devices, and nicotine or lobelia delivery products in the county, was opened at 9:06 AM. Nicole Ruhoff, Benton County Public Health Supervisor, spoke in support of the proposed ordinance on behalf of the Benton County Tobacco Committee. She noted that the recommendations in the ordinance are proven strategies to help reduce youth access (i.e. increased distance between retailers and schools from 300 feet to 500 feet; prohibiting sampling of tobacco products and price promotions; changing the minimum sales age from 18 years of age to 21 years of age). Speaking in support of the proposed ordinance were Summer Hagy (307 Scott Drive, Sartell, American Heart Association Youth Marketing), Shayne Kusler (Principal at Foley High School), Steve Wagner (413 5th Avenue East, Sartell, Assistant Principal at Sauk Rapids-Rice School), Jennifer Kenning (1308 5th Avenue North, Sauk Rapids, Licensed Alcohol/Drug Counselor for Sauk Rapids-Rice School District), Dr. David Tilstra (305 Rosewood Road, Sartell, CentraCare Health) and Alex Dusha (2551 Colony Circle, St. Cloud, Senior at Sauk Rapids-Rice High School). Ruhoff referenced the 14 letters of support received; Headley referenced the 29 postcards received in support of the proposed ordinance from Rice community members. With no one else wishing to address the Board, the public hearing was closed at 9:25 AM. Buerkle stated "... it would be better if we could get it statewide...I think this piecemeal approach, probably in our case, is symbolic at best since it doesn't even cover half the county...it will just send business from out here

into the parts of the county that aren't covered by it...if there's a way we can possibly get this message a little stronger to our state legislators, I think that would help quite a bit...I think when you are confronted with the data, it's pretty hard not to go along with some of these things..." Heinen commented "...I really hope that everybody in the audience goes to the Sauk Rapids City Council and addresses that too...just remember, we can pass this ordinance county-wide, but all the cities that do their own licensing have got to step up to really make this work in the county..." Popp stated "...I think that maybe this will send a message to the cities within our county that they will look at this and say—if the county agrees to it, maybe the cities should get on board too...I think that us, as commissioners and leaders, could talk to our cities..." Bauerly stated "...I think Benton County shows leadership by doing this...it will send a message to cities and other counties..." Peschl commented "...it's a start in the right direction...it's going to make it a little more difficult to get it..." Peschl/Popp unanimous to adopt Ordinance Number 475, Benton County Retail Licensing Ordinance, amending Ordinance 298, amended by Ordinance 406, and authorize the Chair to sign. The Regular County Board meeting was recessed at 9:29 AM to conduct a Human Services Board meeting. The Regular County Board meeting was reconvened at 9:35 AM. Roxanne Achman, Department of Development Director, explained that, over time, the Benton County Surveyor and Benton County Attorney's Office have been contacted regarding boundary line issues (errors in legal descriptions) in certain parts of Watab Township; given the number of parcels that are affected by problem legal descriptions (85), the most cost effective way to remedy the situation is to establish a Boundary Commission to review the matters. Achman stated that the County Surveyor (Jay Wittstock) will work with each property owner, review deeds, and attempt to reach consensus of where the property lines are; the County Attorney's Office has requested the assistance of David Meyers of Rinke Noonan for the research and other legal aspects of determining property boundaries. Achman stated that the typical Boundary Commission consists of five members—Planning Commissioners Scott Johnson, Art Buhs, Dan Gottwalt and Gerry Feld have agreed to serve on the Boundary Commission, along with Joe Scapanski from the Board of Equalization. She pointed out that once the survey is completed, property lines will be drawn up; if there is disagreement from a property owner, the Boundary Commission will attempt to resolve the matter—if there is still disagreement, the matter will go to the County Board—District Court would be the final authority in determining all disputes. Achman added that the court would issue its judgement in the form of a plat; Minnesota Statutes permit the County to assess part or all of the costs incurred against the benefited properties on a per parcel basis. She noted that, typically, this process will cost significantly less than if each property owner hired their own surveyor and attorney to do the work; a neighborhood meeting has been scheduled for July 30th at 4:30 PM at the Watab Town Hall. Achman stated plans to start this project in August in conjunction with the Little Rock Lake drawdown; Meyers has stated his hope to have this matter finalized by the end of the year. Achman commented that, generally, there is a per diem assigned for the Boundary Commission members; the County Board decides on an appropriate per diem. Following brief discussion, Board consensus to set a per diem of \$100.00; there was also consensus of the Board that the word "shall" remain in the proposed resolution—"The Benton County Board of Commissioners shall assess all of the costs incurred against the benefited properties..." Buerkle/Popp unanimous to adopt Resolution 2019-#25, establishing a Boundary Commis-

sion, appointing the five members as noted, setting a per diem of \$100.00, and authorize the Chair to sign the Resolution. Board members welcomed Nathan Bonzelet, one of Benton County's new Engineering Technicians. Bonzelet reported that he has been working on road inspections, bridge design, surveying, and pavement inspection work. Byrd explained that CSAH 3 crosses the Elk River about 1.25 miles southwest of Popple Creek; staff has been monitoring the stream bank for erosion. He pointed out that, in recent months, the rate at which the bank is eroding has increased dramatically; staff has surveyed the stream bank this spring and believe that, if left alone, the bank will continue to erode and will compromise the CSAH 3 roadway and the bridge. Byrd stated that he has been in communication with Benton County SWCD to partner on a stream bank stabilization project; SWCD is planning to apply for a grant to complete some bio- engineering solutions next year and there will be a local participation component (the idea is not to incur any costs for adjacent landowners). Byrd stated he may ask the Board for a letter of support for this grant funding in the future. Byrd presented a proposed agreement with WSB & Associates, noting that this agreement is needed so that WSB bridge inspector, Dan Flittie, can act as Benton County Bridge Team leader. He explained that, each year, a number of in-service bridges need to be inspected to be in compliance with National Bridge Safety Standards (the county is responsible for inspections of 110 bridges county-wide, including township bridges). Byrd pointed out that since the county does not have a Bridge Team Leader on staff, we need to seek professional services; WSB would allow county staff to accompany the Bridge Team Leader so that our staff can get that training. He noted that WSB was not the lowest bidder of the four proposals received; however, staff believes the county will receive high quality inspections and still be within the budgeted amount (budget was \$50,000 and WSB will complete the inspections for a total fee of \$34,800). Peschl/Popp unanimous to approve the Professional Services Agreement with WSB & Associates, and authorize the Chair to sign (agreement includes 100 bridge inspections due by February 15, 2020). Byrd reported that the bids for Project SAP 005-602-016—CSAH 2 Reconstruction at the north end of Little Rock Lake—were opened July 12th; the lowest responsible bidder was Rice Contracting and Development Services with a bid of \$983,856.20 (2.27% below Engineer's Estimate). Byrd stated the plan to start the project on August 1st in conjunction with the Little Rock Lake drawdown. Popp/Heinen unanimous to award a construction contract for Project SAP 005-602-016 to Rice Contracting and Development Services and authorize the Chair to sign the contract (contingent upon the Little Rock Lake drawdown occurring). Board members reported on recent meetings they attended on behalf of the county. Peschl/Heinen unanimous to set Committees of the Whole: July 25, Benton Economic Partnership Quarterly Membership Meeting. Peschl/Heinen unanimous to conduct a closed meeting of the County Board (at 10:30 AM), as permitted under MN Statutes §13D.05, Subdivision 3(b), for attorney-client privilege discussion between the County Board and legal counsel. The Regular County Board Meeting was reconvened at 11:19 AM. Heinen/Peschl unanimous to adjourn at 11:20 AM. A. Jake Bauerly, Chair Benton County Board of Commissioners Montgomery Headley Benton County Administrator R-32-1B