

STATE OF MINNESOTA
COUNTY OF BENTON
CONDEMNATION
IN DISTRICT COURT
SEVENTH JUDICIAL DISTRICT
COURT FILE NO. 05-CV-21-2035

State of Minnesota, by its Commissioner of Transportation,
Petitioner,
vs.
CLT Partners LLP
Respondents.
IN THE MATTER OF THE CONDEMNATION OF
CERTAIN LANDS FOR TRUNK HIGHWAY PURPOSES
NOTICE

To the Respondents hereinabove named:
You, and each of you, are hereby notified that on APRIL
18, 2022, at 10:00 o'clock AM., or as soon thereafter as counsel
can be heard, before Judge Robert Raupp, from the Court-
house at Foley, Benton County, Minnesota, the above-named
petitioner will present to the above-named Court a petition
now on file herein for the condemnation of certain lands for
trunk highway purposes. You are notified this matter is set
for a remote hearing. This hearing will not be in person at
the courthouse. Instructions for attending the remote hearing
may be obtained from Benton County Court Administration.
A copy of said petition is attached hereto and incorporated
herein.

YOU, AND EACH OF YOU, ARE FURTHER NOTI-
FIED, That at the above time and place the above-named pe-
titioner will also move the court for an order transferring title
and possession to petitioner of the parcels described in the
petition in accordance with Minn. Stat. §117.042, as of May
23, 2022.

YOU, AND EACH OF YOU, ARE FURTHER NO-
TIFIED, that all persons occupying the property described
in the petition must VACATE THE PREMISES BEING
ACQUIRED AND MOVE ALL OF YOUR PERSON-
AL PROPERTY FROM THE PREMISES BEING AC-
QUIRED ON OR BEFORE MAY 23, 2022. All advertising
signs or devices located on the property being acquired must
be removed by May 23, 2022.

YOU, AND EACH OF YOU, ARE FURTHER NOTI-
FIED, that (1) a party wishing to challenge the public use
or public purpose, necessity, or authority for a taking must
appear at the court hearing and state the objection or must
appeal within 60 days of a court order; and (2) a court order
approving the public use or public purpose, necessity, and
authority for the taking is final unless an appeal is brought
within 60 days after service of the order on the party.
Dated: 12/29/2021

KEITH ELLISON
Attorney General
State of Minnesota
s/Erik M. Johnson
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ATTORNEY FOR PETITIONER

STATE OF MINNESOTA
COUNTY OF BENTON
CONDEMNATION
IN DISTRICT COURT
SEVENTH JUDICIAL DISTRICT

State of Minnesota, by its Commissioner of Transportation,
Petitioner,
vs.

CLT Partners LLP, Marguerite DeMarais, Tamra DeMarais,
County of Benton, Mr. Jim's, an inactive assumed name, LDG
Foley MN LLC, Wilmington Trust, National Association, as
Trustee for the Benefit of the Registered Holders of UBS
Commercial Mortgage Trust 2018-C10, Commercial Mort-
gage Pass-through Certificates, Series 2018-C10, DG Retail,
LLC, doing business as Dollar General Stores, Sherburne
State Bank, DP Foley, LLC, Amber J. Nieland, Chad Nieland,
Mortgage Electronic Registration Systems, Inc., Guaranteed
Rate, Inc., Wells Fargo Bank, N.A., D.K. Rentals, LLC, U.S.
Bank N.A., Star Publications, LLC, doing business as Ben-
ton County News, an registered assumed name in Minnesota,
T.L.C. University C.C.C. LLC, Beechwood Properties, LLC,
Jill Petron, doing business as Jill Petron Massage Therapy,
Laura Marie Thielen, also known as Laura M. Thielen, Lib-
erty Bank Minnesota, successor in interest by corporate mer-
ger, consolidation, amendment, or conversion to Liberty Sav-
ings Bank, and Federal Savings Bank, also all other persons
unknown claiming any right, title, estate, interest or lien in
the real estate described in the Petition herein,
Respondents.

IN THE MATTER OF THE CONDEMNATION OF
CERTAIN LANDS FOR TRUNK HIGHWAY PURPOSES
PETITION

To the District Court above named the State of Minnesota
brings this Petition and respectfully states and alleges:

I.
That Trunk Highway numbered 23, being Route num-
bered 023, has been located according to law and passes over
the lands herein described.

That it is duly covered by Right of Way Plat Orders num-
bered 99360 and 99382; Definite Location Order numbered
21943; and Temporary Easement Order numbered 99245.

II.
That the Commissioner of Transportation deems it neces-

sary that the State of Minnesota for trunk highway purposes
obtain the lands herein described in fee simple absolute, to-
gether with the following rights:

To acquire from the owners whose lands front thereon
any existing right of access to said highway in those cases
which are herein particularly mentioned, and to keep and
have the exclusive control of all access to said highway and
further, to acquire a temporary easement in those cases which
are herein particularly mentioned.

It is the intention of the above-named petitioner to move
the court for an order authorizing the Court Administrator to
accept and deposit in an interest bearing account payments
from the petitioner to the court pursuant to Minnesota stat-
utes.

Further, it is the intention of the above-named petiti-
oner to move the court for an order transferring title and pos-
session of the parcels herein described, prior to the filing of
an award by the court appointed commissioners, pursuant to
Minnesota Statutes §117.042.

The petitioner reserves its right to recover costs of clean
up and testing and all other damages arising from the pres-
ence of pollutants, contaminants, or hazardous materials on
the property described herein, from all potential responsible
parties, including respondents herein where appropriate, in a
separate legal action to the extent permitted by law.

III.

That the following described lands in these proceedings
taken are situated in Benton County, Minnesota; that the
names of all persons appearing of record or known to your
petitioner to be the owners of said lands or interested therein,
including all whom your petitioner has been able by invest-
igation and inquiry to discover, together with the nature of
the ownership of each, as nearly as can be ascertained, are as
follows:

Parcel 220 C.S. 0504 (23=23) 901
S.P. 0504-20RW

All of the following:

All right of access to Lots 21, 22, 25 and 26, PARK
LOTS ADDITION TO FOLEY, as shown by the access con-
trol symbol as Parcel 220 on Minnesota Department of Trans-
portation Right of Way Plat Numbered 05-43 as the same is
on file and of record in the office of the County Recorder in
and for Benton County, Minnesota;
together with other rights as set forth below, forming and be-
ing part of said Parcel 220:

Temporary Easement:

A temporary easement for highway purposes as shown
on said plat as to said Parcel 220 by the temporary easement
symbol, said easement shall cease on December 1, 2027, or
on such earlier date upon which the Commissioner of Trans-
portation determines by formal order that it is no longer need-
ed for highway purposes.

Names of parties interested in the above described land and
nature of interest:

Marguerite DeMarais Fee
Tamra DeMarais Fee
County of Benton Taxes and
Special Assessments

Mr. Jim's, an inactive assumed name Occupant
Parcel 317 C.S. 0504 (23=23) 901
S.P. 0504-20RW

All of the following:

A temporary easement for highway purposes in that
part of Lot 1, Block 1, and Lots 1 and 2, Block 2, HOL-
DRIDGE ADDITION, shown as Parcel 317 on Minnesota
Department of Transportation Right of Way Plat Numbered
05-42 as the same is on file and of record in the office of the
County Recorder in and for Benton County, Minnesota, by
the temporary easement symbol, said easement shall cease
on December 1, 2027, or on such earlier date upon which the
Commissioner of Transportation determines by formal order
that it is no longer needed for highway purposes.

Names of parties interested in the above described land and
nature of interest:

LDG Foley MN LLC Fee
Wilmington Trust, National Association, as Trustee for the
Benefit of the Registered Holders of UBS Commercial Mort-
gage Trust 2018-C10, Commercial Mortgage Pass-through
Certificates, Series 2018-C10 Mortgage and
Financing Statement

DG Retail, LLC, doing business as Dollar General Stores Lessee
County of Benton Taxes and
Special Assessments

FEE ACQUISITION

Parcel 323 C.S. 0504 (23=23) 901
S.P. 0504-20RW

All of the following:

That part of Lot 2, Block 1, CORRIGAN LAVIGNE
ADDITION, shown as Parcel 323 on Minnesota Department
of Transportation Right of Way Plat Numbered 05-43 as the
same is on file and of record in the office of the County Re-
corder in and for Benton County, Minnesota;
together with other rights as set forth below, forming and be-
ing part of said Parcel 323:

Access:

All right of access as shown on said plat by the access
control symbol.

Names of parties interested in the above described land and
nature of interest:

CLT Partners LLP Fee
Sherburne State Bank Mortgage
DP Foley, LLC Easement
County of Benton Taxes
Parcel 201A C.S. 0504 (23=23) 902
S.P. 0504-20RW

All of the following:

All right of access to Lot 1, Block 1, PARENTS SUBDI-
VISION TO THE VILLAGE OF FOLEY, as shown by the

PROBATE NOTICE

STATE OF MINNESOTA
COUNTY OF BENTON
DISTRICT COURT
SEVENTH JUDICIAL
DISTRICT
Court File No: 05-PR-21-2133

NOTICE OF AND ORDER FOR
HEARING ON PETITION FOR
FORMAL PROBATE OF WILL
AND APPOINTMENT OF PER-
SONAL REPRESENTATIVE
AND NOTICE TO CREDITORS

In Re: Estate of
Raymond Joseph Burczyk,
Decedent.

It is Ordered and Notice is
given that on February 7, 2022, at
8:00 a.m., a hearing will be held
in this Court at Foley, Minnesota,
on a petition for the formal pro-
bate of an instrument purporting
to be the Decedent's Will dated
February 28, 2016, and for the ap-
pointment of Roger G. Burczyk,
whose address is 110 23rd AVE
N, St. Cloud, MN 56303, and
Robert Burczyk, whose address
is 7617 S 40th St., Bellevue NE
68147 as personal representatives
of the Decedent's estate in an un-
supervised administration.

Any objections to the peti-
tion must be raised at the hear-

access control symbol as Parcel 201A on Minnesota Depart-
ment of Transportation Right of Way Plat Numbered 05-43
as the same is on file and of record in the office of the County
Recorder in and for Benton County, Minnesota.

Names of parties interested in the above described land and
nature of interest:

Amber J. Nieland Fee
Chad Nieland Spouse
Mortgage Electronic Registration Systems, Inc. Mortgage
Guaranteed Rate, Inc. Mortgage
Wells Fargo Bank, N.A. Mortgage
County of Benton Taxes and
Special Assessments

Parcel 304A C.S. 0504 (23=23) 902
S.P. 0504-20RW

All of the following:

All right of access to Lot 1, Block 1, EASTVIEW
MEADOWS THREE, as shown by the access control symbol
as Parcel 304A on Minnesota Department of Transportation
Right of Way Plat Numbered 05-43 as the same is on file and
of record in the office of the County Recorder in and for Ben-
ton County, Minnesota;
together with other rights as set forth below, forming and be-
ing part of said Parcel 304A:

Temporary Easement:

A temporary easement for highway purposes as shown on
said plat as to said Parcel 304A by the temporary easement
symbol, said easement shall cease on December 1, 2027, or
on such earlier date upon which the Commissioner of Trans-
portation determines by formal order that it is no longer need-
ed for highway purposes; excepting therefrom the existing
fence and buildings situate thereon.

Names of parties interested in the above described land and
nature of interest:

D.K. Rentals, LLC Fee
U.S. Bank N.A. Mortgage
Star Publications, LLC, doing business as Benton County
News, an registered assumed name in Minnesota Lessee

T.L.C. University C.C.C. LLC Lessee
Beechwood Properties, LLC Lessee
Jill Petron, doing business as Jill Petron Massage Therapy Lessee

County of Benton Taxes and
Special Assessments
Parcel 304D C.S. 0504 (23=23) 902
S.P. 0504-20RW

All of the following:

All right of access to Lot 8, Block 1, EASTVIEW MEAD-
OWS TWO, as shown by the access control symbol as Parcel
304D on Minnesota Department of Transportation Right of
Way Plat Numbered 05-43 as the same is on file and of record
in the office of the County Recorder in and for Benton Coun-
ty, Minnesota;
together with other rights as set forth below, forming and be-
ing part of said Parcel 304D:

Temporary Easement:

A temporary easement for highway purposes as shown on
said plat as to said Parcel 304D by the temporary easement
symbol, said easement shall cease on December 1, 2027, or
on such earlier date upon which the Commissioner of Trans-
portation determines by formal order that it is no longer need-
ed for highway purposes; excepting therefrom the existing
bridge and trees situate thereon.

Names of parties interested in the above described land and
nature of interest:

Laura Marie Thielen, also known as Laura M. Thielen Fee

Liberty Bank Minnesota, successor in interest by corporate
merger, consolidation, amendment, or conversion to Liberty
Savings Bank, Federal Savings Bank

County of Benton Mortgage
Taxes and
Special Assessments

WHEREFORE, Your petitioner prays that commission-
ers be appointed to appraise the damages which may be occa-
sioned by such taking, and that such proceedings may be had
herein as are provided by law.

Dated: December 3, 2021 KEITH ELLISON

Attorney General
State of Minnesota
s/Erik M. Johnson
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ATTORNEY FOR PETITIONER
100840

MINN. STAT. § 549.211
ACKNOWLEDGMENT

The party or parties on whose behalf the attached docu-
ment is served acknowledge through their undersigned coun-
sel that sanctions may be imposed pursuant to Minn. Stat. §
549.211.

Dated: December 3, 2021 KEITH ELLISON

Attorney General
State of Minnesota
s/Erik M. Johnson
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ATTORNEY FOR PETITIONER
F-2-3B

ing or filed with the Court prior
to the hearing. If the petition is
proper and no objections are filed
or raised, the personal represen-
tative will be appointed with the
full power to administer the
Decedent's estate, including the
power to collect all assets; pay
all legal debts, claims, taxes, and
expenses; sell real and personal
property; and to do all necessary
acts to administer the Decedent's
estate.

Notice is further given that,
subject to Minn. Stat. § 524.3-
801, all creditors having claims
against the Decedent's estate are
required to present the claims to

the personal representative or to
the Court within four (4) months
after the date of this notice or the
claims will be barred.

BY THE COURT
Dated: December 30, 2021

/s/ Robert J. Raupp
Judge of District Court

Dated: December 30, 2021

/s/ Sue Sorensen, Deputy
Court Administrator

Sam V. Calvert MN ID #1431X
1011 2nd ST. N. STE 107
St. Cloud, MN 56303
320-252-4473
calcloud@gmail.com

ATTORNEY FOR PETITIONER

Benton County
CLOSING DATE: February 2, 2022
Foley, Minnesota
Fiber Material Purchase

ADVERTISEMENT FOR BIDS
Sealed bids will be received until 10:00 A.M. CST on February 2,
2022, at the Benton County Auditor/Treasurer's Office, PO Box 129,
531 Dewey Street, Foley, MN 56329 by Chris Byrd, Engineer of
Benton County, for the furnishing of fiber optic material.

LOCATION: Foley, MN

TYPE OF WORK: Materials

The Major Items of Work are approximately:
68,640 LINEAL FEET of 288 strand, armored fiber
Alternate Bid:
68,640 LINEAL FEET of 144 strand, armored fiber

68,640 LINEAL FEET of 72 strand, armored fiber
68,640 LINEAL FEET of innerduct

Bidding specifications and bid sheet can be found at the Benton
County website; https://www.co.benton.mn.us/

Bids must be sealed, identified on the envelope, and accom-
panied by a Certified Check or a Bidder's Bond in the amount of
5% of the bid and made payable to the Treasurer of Benton County.
Bids must be received by the Auditor/Treasurer's Office no later than
10:00 AM CST on February 2, 2022.

The County reserves the right to reject any or all bids and to
waive any irregularities and further reserves the right to award the
contract to serve the best interest of Benton County.
Dated at Foley, Minnesota on January 10, 2022

Chris Byrd
Benton County Engineer/Public Works Director

**JOINT PLANNING BOARD OF THE ORDERLY
ANNEXATION AREA OF GILMANTON TOWNSHIP
AND THE CITY OF FOLEY
COUNTY OF BENTON
STATE OF MINNESOTA
ORDINANCE NUMBER 01
AN AMENDMENT TO SOLAR ENERGY SYSTEMS ORDINANCE**

It is the intent and effect of this Ordinance to decrease the required setback for community solar gardens from the easement containing the sewer forcemain connecting the City of Foley to the City of St. Cloud from 500 feet to 35 feet.

Adopted this 7th day of December, 2021.

Doug Lezer, Joint Planning Board Chair

ATTEST:
Sarah Brunn, Zoning Administrator

F-3-1B

NOTICE OF ISSUANCE
STATE OF MINNESOTA
COUNTY OF BENTON
DISTRICT COURT
SEVENTH JUDICIAL
DISTRICT
Court File No: 05-CV-21-698
Case Type: Harassment

Notice of Issuance of Harassment Restraining Order by Publication

Wanda J. Patterson
Petitioner
vs
Doris D. Bowman
Respondent:

YOU ARE NOTIFIED that a Harassment Restraining Order has been issued on 04-23-2021.

A hearing has not been scheduled. You may request a hearing on this matter by filing a *Request for Hearing* HAR301 with the Court within twenty (20)

**CERTIFICATE OF ASSUMED NAME
Minnesota Statutes
Chapter 333**

ASSUMED NAME: Motor Works Auto Repair.
PRINCIPAL PLACE OF BUSINESS IS: 2 S. Benton Drive, Sauk Rapids, MN 56379 USA.

NAMEHOLDER(S): AP Enterprises of St. Cloud Inc., 2 S Benton Drive, Sauk Rapids, MN 56379.

(4) By typing my name, I, the undersigned, certify that I am signing this document as the person whose signature is required, or as agent of the person(s) whose signature would be required who has authorized me to sign this document on his/her behalf, or in both capacities. I further certify that I have completed all required fields, and that the information in this document is true and correct and in compliance with the applicable chapter of Minnesota Statutes. I understand that by signing this document I am subject to the penalties of perjury as set forth in Section 609.48 as if I had signed this document under oath.

File Number: 1034605300023
Filing Date: 10/04/2018
F-2-2P

days of the date this Notice is published. You may get a copy of the HRO from the court administrator's office at the following address: 615 Hwy. 23 NE, Foley, MN 56329

Failure to appear at a scheduled hearing or to get a copy of

the Harassment Restraining Order will not be a defense to prosecution for violation of the Court's order.

01-14-2022
Date

/s/ Beth Olmscheid
Court Administrator/Deputy
F-3-1B