

# B-8 The Walsh County Record

Case No. 50-2025-PR-00036  
**IN THE DISTRICT COURT OF WALSH COUNTY  
STATE OF NORTH DAKOTA**

**In the Matter of the Estate of  
Gail M. Martinson, Deceased**

**NOTICE TO CREDITORS**  
[¶1] NOTICE IS HEREBY GIVEN that the undersigned has been appointed personal representative of the above estate. All persons having claims against the said deceased are required to present their claims within three (3) months after the date of the first publication of this notice or said claims will be forever barred, except that the claim of any creditor to whom said personal representative mail a copy of this notice shall not be barred until three (3) months after the date of such mailing. Claims must either be presented to Lacey Eckmann, as personal representative of the estate, or filed with the Court.

Dated this 12<sup>th</sup> day of August 2025.  
*/s/ Lacey Eckmann*  
Lacey Eckmann, Personal Representative  
2964 Clover Ridge Dr  
Chaska, MN 55318  
ROBERT C. FLEMING (ND #05598)  
FLEMING, DuBOIS & FLEMING, PLLP  
Attorneys at Law  
PO Box 633  
Cavalier, ND 58220  
Attorney for the Personal Representative  
**(August 20, 27 and September 3, 2025)**

## SECTION 1.1 ADVERTISEMENT FOR BIDS DRAIN 87 – 149TH AVE NE CROSSING WALSH COUNTY WATER RESOURCE DISTRICT COUNTY OF WALSH, NORTH DAKOTA

Sealed bids will be received by the Walsh County Water Resource District, at the office of the Walsh County Water Resource District, Walsh County Courthouse, 600 Cooper Avenue, Grafton, ND 58237, until **10:00 AM**, local time, on **September 10, 2025**, at which time they will be publicly opened and read aloud for the furnishing of labor, equipment, skill, and any materials required by the **Drain 87 – 149th Ave NE Crossing Project** and incidental items in and for the Walsh County Water Resource District, as is more fully described and set forth in the plans and specifications therefore, which will be made available as specified below.

Bids shall be upon cash payment on the following estimated quantities and types of work: Excavation, Embankment, Hauling, Riprap, Installing Box Culverts supplied by the Owner, Aggregate Surfacing, Seeding and Mulching, and incidental items. Refer to the Proposal in the bid package for the complete list of bid items and quantities.

The contract documents will be on file and may be examined at the following:

Walsh County Water Board, Walsh County Courthouse, 600 Cooper Avenue, Grafton, ND 58237  
Houston Engineering, Inc., 2401 21st Avenue North, Fargo, ND

Copies of the Bidding Documents and additional project information may be obtained online for a fee of \$25.00 at [www.houstonenga.com](http://www.houstonenga.com) - click "Projects for Bid" to reach the designated website. Paper copies of the plans and specifications may be obtained from the office of Houston Engineering, Inc., 2401 21st Avenue North, Fargo, ND 58102, upon payment of \$50.00, non-refundable. Please contact us at 701-237-5065 if you have any questions.

All bids are to be submitted on the basis of cash payment for the work and materials, and each bid shall be accompanied by a separate envelope containing the contractor's license and bid security. The Bidder's Bond with Acknowledgement of Surety must be in a sum equal to five percent (5%) of the full amount of the bid and must be in the form of a bidder's bond. A bidder's bond must be executed by the bidder as principal and by a surety company authorized to do business in the State of North Dakota, conditioned that if the principal bid be accepted and the contract awarded to the principal, the principal, within ten (10) days after notice of award, principal will execute and affect a contract in accordance with the terms of the bid and the bid bond, as required by the laws of the State of North Dakota and the regulations and determinations of the governing body. The bid bond surety must be licensed to do business in North Dakota, and must be listed as a certified surety in the U.S. Department of the Treasury's Circular 570. A bid submitted without this information properly enclosed in the bid bond envelope shall not be read nor considered and the envelope shall be resealed and bid returned to the bidder immediately. If a successful bidder does not execute a contract within ten (10) days allowed, the bidder's bond must be forfeited to the governing body and the project awarded to the next lowest responsible bidder.

All Bidders shall hold a valid North Dakota contractor's license of the proper class, as required under N.D.C.C. § 43-07-07. Bidders shall enclose, in the same envelope, the bidder's Bond, a copy of the Bidder's Contractor's License or Certificate of Renewal, issued by the North Dakota Secretary of State, and each license must be valid and dated at least 10 days prior to the date set for bid opening, as required under N.D.C.C. § 43-07-12.

The Walsh County Water Resource District will not read or consider any bid that does not include a waiver of the bidder's bond and contractor's license renewal, as described above, and does not otherwise fully comply with the requirements of N.D.C.C. § 48-01.2-05.

The successful Bidder will be required to furnish Contract Performance and Payment Bonds in the full amount of the contract.  
Contracts shall be awarded on the basis of the low bid submitted by a responsible and responsive bidder for the aggregate sum of all bid items. A single contract will be awarded for the work.  
All bids will be contained in a sealed envelope, as above provided; plainly marked showing that such envelope contains a bid for the above project. In addition, the bidder shall fixed to the exterior of such envelope the following information:  
1. The work covered by the bidder.  
2. The name of the bidder.  
3. Acknowledgement of Addenda.  
4. Separate envelope containing bid bond and a copy of North Dakota Contractor's License or certificate of renewal.

No bid will be read or considered which does not fully comply with the above provisions as to Bond and licenses and any deficient bid submitted will be resealed and returned to the Bidder immediately.

All Work shall be substantially completed on or before **December 1, 2025**. Substantial completion includes all work items being completed except for punch list items. All Work shall be completed by June 30, 2026.  
The Owner reserves the right to reject any and all bids and rebid the project until a satisfactory bid is received, to waive any informality in any bid, to hold all bids for a period not to exceed thirty-six (36) days from the date of opening bids, and to accept the bid deemed most favorable to the interest of the Owner. After the bid opening, the Owner reserves the right to request to three (3) references from the lowest three bidders of similar work completed within the last five (5) years. References shall include the owners of recently completed work. The lowest three bidders must provide the references as requested by the Owner, or justification why references were not provided.

If the Contractor fails to complete the work according to the terms of the Contract within the times specified, he shall pay the Owner the sum of \$1,400.00 per calendar day as liquidated damages. The Owner reserves the right to withhold Progress Payments and/or Final Payment until such time that all liquidated damages have been paid by the Contractor. The Owner reserves the right to deduct liquidated damages from Progress Payments and/or Final Payment.

Revised this 14th day of August 2025.  
**WALSH COUNTY WATER  
RESOURCE DISTRICT  
COUNTY OF WALSH, NORTH DAKOTA**  
*Daryl Campbell*  
Chairman  
**(August 20, 27 and September 3, 2025)**

# PUBLIC NOTICES

A public notice is information informing citizens of government activities that may affect the citizens' everyday lives. Public notices have been printed in local newspapers, the trusted sources for community information, for more than 200 years.

North Dakota newspapers also post public notices on [www.ndpublicnotices.com](http://www.ndpublicnotices.com) at no charge to units of government.

## PROCEEDINGS OF THE BOARD OF WALSH COUNTY COMMISSIONERS July 22, 2025

July 22, 2025 – 9:00 a.m.

Members Present: Chair Brintnell; Commissioners Suda, Barta, Houdek, and Skorheim

At 9:00 a.m., the Pledge of Allegiance was recited.

**Commissioner Suda moved to approve the consent agenda, including the July 1, 2025 Regular Meeting Minutes, July 8, 2025 Special Meeting Minutes, July 8, 2025 Preliminary Budget Hearing Minutes, and Monthly Bills; seconded by Houdek.** All voted in favor; motion carried.

Attorney Tim Lamb appeared on behalf of Walsh County taxpayers to present a petition intended to the North Dakota Supreme Court. Lamb explained his clients are pursuing a writ of mandamus as the most direct legal remedy, citing the Court's jurisdiction over the matter.

Lesley Lubenow, East District Director with NDSU Extension, addressed a recent social media miscommunication regarding the 4-H program and the 2026 budget. She apologized for any unintended offense and reaffirmed the shared commitment to 4-H among Extension, the Commission, and the community. Ms. Lubenow also expressed appreciation to the Commission for its continued support.

Assistant State's Attorney JR Steele formally thanked the Commission for their support during his eight years with Walsh County. His resignation became effective July 24th.

Highway Department Superintendent Jason Johnston reported the following:

- Proposed purchasing a John Deere 772G Motor Grader through the state bid process at \$522,722, about \$7,000 less than the previous unit. **Commissioner Barta moved to approve; seconded by Suda.** Motion carried 3-2, with Commissioners Brintnell and Skorheim opposed.
- Reported the county payloader was struck by lightning and is being repaired at RDO. Insurance is expected to cover the cost.
- Swanson Bridge is under construction; the north abutment collapsed while unattended.
- Rutherford Bridge (County Road 6) is delayed; contractor CSI of Minn Kota has not started work and is unresponsive. Johnston is consulting the state regarding penalties if the August 9 deadline is missed.
- Chair Brintnell raised safety concerns about right-of-way markers, particularly for snowmobilers. The Commission discussed potential removal after encroachment issues are resolved. No action taken.
- Presented a utility permit from Dakota Natural Gas to install lines near Dayton, at a depth of 48-52 inches and bored under intersections and drainage. Approved unanimously on a motion by Skorheim, seconded by Houdek.
- Presented a \$12,000 invoice from the ND Department of Transportation for inspection of 22 bridges. **Approved 4-1 on a motion by Suda,** seconded by Houdek, with Barta opposed.
- Discussed campground issues including reservations, parking, and management. Suggestions included using QR codes and expanding camp host duties. Additionally, the trailer has been removed from the site.

Human Resources Director Tanya Wieler presented the second reading of the New Hire Leave Policy, which grants new employees 40 hours of annual leave upon hire, to be used within their first year. The leave is not earned until upon separation. **Commissioner Suda moved to approve the policy; seconded by Skorheim.** All voted in favor; motion carried.

Tax Director Ed Sevigny presented an abatement request for the mobile home owned by Samantha Gomez, located within the City of Grafton, which was destroyed by fire in June 2025. In accordance with North Dakota Century Code (N.D.C.C.) § 50-03-06, the assessed value was reduced by 50%. **Commissioner Skorheim moved to reduce the parcel's true and full value to a land value of \$0 and structure value of \$0; seconded by Suda.** All voted in favor; motion carried.

State's Attorney Kelley requested that the Commission enter a recess session for attorney conference. The Commission discussed potential litigation related to the Walsh County Jail project. **Commissioner Skorheim moved to convene executive session under NDCC 44-04-19.1; seconded by Commissioner Barta. A roll call vote was taken:**

- Commissioner Skorheim: Yes
- Commissioner Suda: Yes
- Commissioner Barta: Yes
- Commissioner Brintnell: Yes

The motion carried unanimously. The Commission entered executive session at 10:07 a.m.

At 10:36 a.m., **Commissioner Barta moved to adjourn the executive session; seconded by Commissioner Suda.** The motion carried unanimously. The Commission exited executive session and reconvened at 10:36 a.m.

State's Attorney Kelley Cole presented a draft public comment policy per §82180, effective August 1, 2025. The policy allows comments during public discussion if fewer than 10 speaker cards are received, with consideration for timed comments and advance written submissions. **Commissioner Suda moved to approve the §82180 policy; seconded by Barta.** All voted in favor; motion carried. The policy takes effect August 1 and will be implemented at the next meeting.

Cole discussed Walsh County Ordinance 2025-1, a sales tax ordinance for the jail project. The ordinance reflects the measure approved by voters in the May special election and includes a revised implementation date of January 1, 2026. **Commissioner Skorheim moved to adopt Ordinance 2025-1; seconded by Barta.** Motion carried 3-2, with Commissioners Suda and Houdek opposed.

Sheriff Ron Jurgens reported that the Jail Committee met on July 16 and recommended issuing Requests for Proposals (RFPs) for both an architect and a construction manager. Although the committee initially recommended pursuing a Construction Manager at Risk, it was clarified that consultant Sid Samuels recommended using a Construction Manager as Agent, noting it would provide greater transparency. Given that a motion to proceed with a Construction Manager at Risk was already before the Commission, a roll call vote was held. **The motion, moved by Commissioner Skorheim and seconded by Commissioner Barta,** was unanimously rejected.

The Commission then moved forward with the proposal reflecting the clarified recommendation to engage a Construction Manager as Agent. **Commissioner Suda moved to approve the RFP for Construction Manager as Agent; seconded by Barta.** Motion carried 4-1, with Commissioner Houdek opposed. Following this, Sheriff Jurgens requested a motion to issue a Request for Proposal for architectural services. **Skorheim moved to approve the issuance of an RFP for an architect; seconded by Barta.** The motion carried 4-1, with Commissioner Houdek opposed.

Commissioner Houdek reported that the candidate initially offered the Veterans Service Officer position has withdrawn. A second candidate is under consideration, but the position remains open. The interim, veterans are advised to seek services in any county.

**Plaintiff,**  
v.  
Paul E. Aguayo and United States of America, acting by and through the Secretary of Veterans Affairs, an Officer of the United States and Heirs & Devises of the Estate of Paul E. Aguayo, and any person in possession.

**Defendants.**

1. Judgment in the amount of \$82,971.48, having been entered in favor of Plaintiff and against Defendant, which Judgment was filed with the Clerk of Courts of Walsh County, North Dakota, on June 12, 2025, for the foreclosure of a real estate mortgage.

2. Notice is hereby given pursuant to said Judgment that the real property described as:

Lots 19, 20 and 21, in Block 7, Original Townsite of Park River, North Dakota.

Paul E. Aguayo, executed and delivered to Mortgage Electronic Registration Systems, Inc., as mortgagee, as nominee for Freedom Mortgage Corporation, its successors and assigns and recorded in the Public Records of Walsh County, North Dakota, on November 29, 2016, in

County of Walsh County, North Dakota, on November 29, 2016, in

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**Commissioner Barta moved to adjourn; seconded by Suda.** Motion carried. Meeting adjourned at 11:04 a.m.

Kristi Brintnell, Chair

Attest:

Christina Potts, Auditor/Treasurer

Check Number	Vendor	Amount
63874	Elan Financial Services	\$1,848.05
63875	MARCO TECHNOLOGIES	\$1,100.74
63876	MUNICIPAL UTILITIES	\$348.87
63877	NORTHEAST REGIONAL WATER	\$63.75
63878	OTIS ELEVATOR COMPANY	\$4,541.52
63879	OTTER TAIL POWER COMPANY	\$160.53
63880	Quibell Kristi	\$495.80
63881	RELANCE TELEPHONE	\$15.00
63882	VERIZON CONNECT NWF	\$676.45
63883	VERIZON WIRELESS	\$862.09
63884	PENZORS WIRELESS	\$47.34
63885	Walsh County Clerk of District Court	\$500.00

63886	Walsh County Clerk of District Court	\$500.00
63887	WALSH RURAL WATER DISTRICT	\$326.00
63888	LIGHT AND WATER DEPT	\$304.38
63889	MUNICIPAL UTILITIES	\$4,497.24
63890	OSOSKI MICHELLE	\$63.00
63891	Acce Security	\$250.00
63892	Elan Financial Services	\$386.08
63893	LIGHT AND WATER DEPT	\$799.82
63894	NORTH STAR COOP	\$273.16
63895	Elan Financial Services	\$4,166.00
63896	AUTO OWNERS INSURANCE	\$5.00
63897	NORTH STAR COOP	\$1,885.00
63898	RDO TRUCK CENTERS	\$141,489.00
63899	CNA SURETY	\$500.00
63900	ADVANCED BUSINESS METHODS	\$216.53
63902	ADVANCED RADON SOLUTIONS, LLC	\$23,150.00

63903	ASAP PLUMBING AND REMODELING	\$193.22
63904	AUTO VALUE GRAFTON	\$559.08
63905	BAILEY SCHROEDER	\$702.00
63906	BATJOSEPH	\$31.50
63907	BUTLER MACHINERY	\$1,201.69
63908	CARRIERE STEVE	\$37.00
63909	CENEX FLEET FUELING	\$393.23
63910	CHI FRIENDSHIP INC	\$730.35
63907	Acce Security	\$250.00
63912	CITY OF ADAMS	\$27.00
63911	City of Grafton (C)	\$63.19
63914	CLUBHOUSE HOTEL AND SUITES	\$297.00
63915	CONSOLIDATED WASTE	\$422.74
63916	COUNTY OF GRAND FORKS	\$3,151.80
63917	DACOTAH PAPER CO	\$176.20
63918	DAKOTA EAST	\$56.25
63919	Dales Small Engine Repair	\$95.92
63920	MANMERS UNION OIL	\$1,413.64
63921	LANGDON	\$1,413.64
63922	FILTER CARE INC	\$62.07
63922	FISCAL ADMIN COUNTY	\$6,279.40

63923	FRONTIER	\$373.08
63924	GRZEWSKI DAVID	\$20.00
63925	GLOBAL SAFETY NETWORK	\$103.60
63926	GRAFTON AUTO ELECTRIC	\$507.52
63927	GRAFTON DRUG	\$422.74
63928	GRAFTON FLORAL INC	\$1,260.00
63929	GRAFTON TRUE VALUE	\$524.53
63930	GREENWAY DISPOSAL	\$293.00
63931	HANSON AUTO IMPELEMENT	\$293.58
63932	HOLIDAY INN	\$396.00
63934	HUGOS 10	\$331.79
63935	ITD	\$1,413.15
63936	ITD	\$34.75
63937	ITD	\$99.80
63938	ITD	\$3,137.54
63939	JET OIL COMPANY	\$17,016.72
63940	JIM THOMPSON TRUCKING	\$109,732.43
63941	JOHN SUPERVALU	\$1,885.98
63942	JOHN NARLOCH TRUCKING LLC	\$538.80
63943	KALBRENER, RYAN J	\$14.00
63944	KATIE THOMPSON	\$760.20
63945	KLEIN ENGINEERING LLC	\$98,070.00
63946	KUTZ AND OBRIEN	\$748.91
63947	Lafreniere Construction LLC	\$64.81
63948	LAKE REGION LEC	\$836.90
63949	LAKESIDE CONSTRUCTION	\$13,368.02
63950	LIFE SKILLS LAND TRANSITION CEN	\$1,172.72
63951	USA GRAHAM	\$23.00
63952	LOGAN MISIALEK	\$37.00
63953	MAGCH HARSOLD	\$14.80
63954	MDU	\$421.71
63955	MDU	\$138.59
63956	MIDCO	\$133.37
63957	MIDCO	\$70.94
63958	MIDSTATES EQUIPMENT & SUPPLY	\$32,694.46
63959	MIDWEST FABRICATION LLC	\$249.52
63960	MIKES REPAIR	\$773.00
63961	MJALEK, LOGAN A	\$72.00
63962	MORGAN PRINTING	\$700.00
63963	MORGAN PRINTING	\$50.00
63964	MORGAN PRINTING	\$842.60
63965	QUALITY	\$525.00
63966	ND STATE RADIO COMMUNICATIONS	\$810.00
63967	ND Workforce Safety and Insurance	\$250.00

63968	NDAAO- CITY OF MANDAN ASSESSING OFFICE	\$275.00
63969	NDACO	\$14,027.00
63970	NDACSON AUTO CENTER	\$34,779.79
63971	NEWMAN SIGNS	\$6,711.81
63972	NODAK ELECTRIC COOP	\$77.20
63973	NODAK ELECTRIC COOP	\$75.06
63974	NORTH CENTRAL	\$112.60
63975	OTTER TAIL POWER	\$91.33
63976	NORTH DAKOTA ONE CALL	\$39.00
63977	Northdale Oil	\$14,198.34
63977	OFFICE AT ATTORNEY GENERAL	\$1,260.00
63978	OFFICE OF THE ADJUTANT GENERAL	\$360.00
63979	PARK RIVER HARDWARE	\$36.54
63980	PARK RIVER HARDWARE	\$38.99
63981	TREASURER	\$41,488.15
63982	POLAR COMMUNICATIONS	\$2,063.46
63983	POLAR COMMUNICATIONS	\$1,006.49
63984	POLAR COMMUNICATIONS	\$1,063.91
63985	POLAR COMMUNICATIONS	\$738.94
63986	POLAR COMMUNICATIONS	\$35.00
63987	POTTS CHRISTINA	\$68.80
63988	PREMIUM WATERS INC	\$46.45
63989	RENTAL LEASING USA	\$45.00
63990	QUILL LLC	\$133.16
63991	R&R ENTERPRISES LLC	\$3,300.00
63992	REDWOOD TOXICOLOGY LAB	\$21.25
63993	RELANCE TELEPHONE	\$17.00
63994	RUNNINGS SUPPLY INC	\$67.54
63995	Rushford Township	\$3,830.40
63996	SAMSON ELECTRIC	\$5,047.73
63997	SCHUMACHER AND SONS	\$2,398.45
63998	SECRETARY OF STATE	\$172.00
63999	SIMPLIST GROWERS SOLUTION	\$244.65
64000	STATE TREASURER	\$1,400.17
64001	STONES MOBILE RADIO	\$811.30
64002	STANSTON EQUIPMENT CORPORATION	\$257.83

64003	SYSCO NORTH DAKOTA	\$885.45
64004	TEDDY'S RESIDENTIAL SUITES	\$594.00
64005	TIGER COMMISSIONARY SERVICES	\$558.00
64006	UNLIMITED OFFICE PHOTOGRAPHY	\$278.00
64007	UNLIMITED OFFICE PRODUCTS INC	\$527.65
64008	VANGUARD APPRAISALS INC	\$2,887.50
64009	VERIZON WIRELESS	\$1,063.91
64010	VERIZON WIRELESS	\$85.08
64011	Walsh County Clerk of District Court	\$500.00
64012	WALSH COUNTY HIGHWAY	\$3,746.26
64013	WALSH COUNTY RECORD	\$45.00
64014	WAYNES VARIETY	\$7.99
64015	WE HEALTH DISTRICT	\$4,847.27
64016	WIELER TANYA	\$3,657.50

(September 3, 2025)
strument Number 287145, which is subject to the entered Judgment. Said Mortgage was assigned to Plaintiff, its successors or assigns, by Assignment of Mortgage recorded January 13, 2023, Instrument Number 302003.
3. In order to realize the amount of \$82,971.48, as of June 12, 2025, plus interest accruing there- after on said amount as awarded by the court, together with the costs and expenses of sale, will be sold subject to redemption as provided by law as one parcel of land at public auction, subject to the payment of unpaid real estate taxes and assessments of Walsh County, North Dakota, and easements and restrictions of record, to the highest bidder for cash under the direction of the Sheriff of Walsh County, North Dakota, at the main entrance of the Walsh County Courthouse located at 600 Cooper Avenue, Grafton, North Dakota 58237, on October 1, 2025 ("Sale Date"), at 10:00 AM.
4. If the sale is set aside for reason, the Purchaser shall be entitled only to a return of the purchase deposit paid. The purchaser shall have no further recourse against the Mortgagor, the Mortgagee or the Mortgagee's Attorney.

DATED this 25th day of August, 2025.

SHERIFF OF WALSH COUNTY  
Ronald Jurgens  
Sheriff / Deputy Sheriff of Walsh

Hallday, Watkins & Mann, P.C.  
B./s/ Tyler S. Winn

Attorneys for Plaintiff  
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Salt Lake City, UT 84111  
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