

# Public Notice

(First Date of Pub.: Wed., May 2, 2018)  
(Dates of Pub.: Wed., May 2, 2018)

**NOTICE OF FILING FOR THE  
2018 STATE GENERAL ELECTION  
LYON COUNTY, MINNESOTA**

Notice is hereby given that a general election will be held in Lyon County on Tuesday, November 6, 2018, for the purpose of electing candidates for the offices listed below. The filing period for these offices begins at 8:00 a.m. on Tuesday, May 22, 2018, and ends at 5:00 p.m. on Tuesday, June 5, 2018.

Note: Filing offices will be closed Monday, May 28, 2018, in observance of Memorial Day.

The place of filing for federal offices is the Office of the Secretary of State, State Office Building, Room 180, 100 Rev. Dr. Martin Luther King Jr. Blvd., St. Paul, MN 55155-1299. The place of filing for state offices is with the Office of the Secretary of State or with the county auditor of the county in which the candidate resides. The place of filing for Lyon County offices is the Lyon County Auditor/Treasurer, 607 West Main Street, Marshall, Minnesota 56258.

Candidates may file in person or by mail, if the filing is received during the filing period. Candidates who will be absent from the state during the filing period and meet the requirements of Minnesota Statutes section 204B.09, subdivision 1a, may arrange to file during the seven days immediately preceding the candidate's absence from the state.

This notice is provided pursuant to Minnesota Statutes section 204B.33.

**FEDERAL OFFICES**

United States Senator (Term ending January 3, 2025)  
United States Senator (Special Election for Term ending January 3, 2021)  
One United States Representative for District 7

**STATE LEGISLATIVE OFFICES**

One State Representative for District 16A  
One State Representative for District 22A

**STATE EXECUTIVE OFFICES**

Governor and Lieutenant Governor  
Secretary of State  
State Auditor  
Attorney General

**JUDICIAL OFFICES**

Candidates for judicial office may file either with the Office of the Minnesota Secretary of State or with the County Auditor in the county where the candidate resides. A Candidate filing for one of the Minnesota Court of Appeals seats that has been designated for one of the congressional districts must be a resident of that congressional district.

**One Supreme Court Chief Justice**  
*Incumbent:*  
(Gildea)

**One Supreme Court Associate Justice for each seat**  
*Seat #* *Incumbent:*  
1 (G. Barry Anderson)  
2 (Chutich)  
5 (McKeig)

**One Court of Appeals Judge for each seat**  
Appellate offices are elected statewide. Where designated, candidates must reside in the congressional district listed for at least one year.

*Seat #* *Incumbent:*  
2 (Jesson)  
4 (Tracy M. Smith)  
6 (1<sup>st</sup> Congressional District) (Worke)  
7 (5<sup>th</sup> Congressional District) (Halbrooks)  
12 (Bratvold)  
14 (8<sup>th</sup> Congressional District) (Florey)

**One District Court Judge of Fifth Judicial District for each seat**  
*Seat #* *Incumbent:*  
7 (Betters)  
14 (Jass)  
17 (Trushenski)

**COUNTY OFFICES**

**One County Commissioner for District:**  
**No. 2** (4-Year Term) – City of Marshall Ward 2 and Lake Marshall Township

**One County Commissioner for District:**  
**No. 3** (4-Year Term) – City of Lynd; City of Marshall Ward 3; and Lynd Township

**One County Attorney**

**One County Sheriff**

**One Soil and Water Supervisor for District:**  
**No. 2** (4-Year Term) – Fairview, Lucas, Stanley and Vallery Townships

**One Soil and Water Supervisor for District:**  
**No. 4** (4-Year Term) – Amiret, Clifton, Lake Marshall and Sodus Townships

Please contact the Auditor/Treasurer's office at (507) 537-6724 or elections@co.lyon.mn.us with any questions.

E.J. Moberg  
Lyon County Auditor/Treasurer

Dated: April 25, 2018

(First Date of Pub.: Wed., May 2, 2018)  
(Dates of Pub.: Wed., May 2 & 9, 2018)

**NOTICE OF PUBLIC HEARING ON IMPROVEMENTS**

TO WHOM IT MAY CONCERN:

**TIME AND PLACE:** Notice is hereby given that the City Council of Tracy, Minnesota will meet at City Hall (336 Morgan Street) in the City of Tracy, Minnesota at 7:00 P.M. on May 14, 2018, to consider the reconstruction of State Street from 3<sup>rd</sup> Street East to 4<sup>th</sup> Street East.

**NATURE OF IMPROVEMENT:** The reconstruction of the street section and the addition of subsurface drainage.  
**ESTIMATED COST:** The total estimated cost of said improvements cost is \$75,000.

**AREA PROPOSED TO BE ASSESSED:**  
The area proposed to be assessed for such improvements is as follows: Those properties adjacent to the portions of State Street from 3<sup>rd</sup> Street East to 4<sup>th</sup> Street East.

**AUTHORITY:** The Council proposes to proceed under the authority granted by Chapter 429 M.S.A.

Such persons as desire to be heard with reference to the proposed improvements will be heard at this meeting. Written or oral objections will be considered. A reasonable impact of the assessments will be available at this meeting.

DATED: April 24, 2018  
BY ORDER OF THE CITY COUNCIL

Shane Daniels  
Interim City Administrator

(First Date of Pub.: Wed., Apr. 25, 2018)  
(Dates of Pub.: Wed., Apr. 25, 2018)

**NOTICE OF PUBLIC HEARING**

A REQUEST HAS BEEN MADE to the Lyon County Planning and Zoning Administrator by Chad Louwagie, 805 Viking Drive, Marshall, MN, for a Conditional Use Permit request for an addition onto an existing Monoslope Cattleshed located at 2811 County Road 22, Cottonwood, MN – existing building is 100' x 240'. Proposed addition will be approximately 140' x 100' along with a 40' lean and to hear public comment to fulfill Minnesota Session Law 2000 – Minn. Stat. § 116.07, subd 7 (l), Odor OFFSET setback requirement is 94%. The land is zoned agricultural and described as following:

All that part of the northerly 75.88 acres of the Northwest fractional quarter (NW FR ¼) of Section One (1), in Township One Hundred Twelve (112) north, of Range Forty-one (41) west of the Fifth Principal Meridian, Fairview Township, Lyon County, Minnesota.

**Existing Facility Consists of:** Cattle, Feeder (400 head x 1 animal factor) =400 Animal Units

**Type of Buildings:** Total Confinement Barn (Monoslope Barn) 100' x 240'

**Proposed Facility to Consist of:** Cattle, Feeder (400 head x 1 animal factor) =400 Animal Units

**Type of Buildings:** Total Confinement Barn (Monoslope Barn) 140' x 100'

Addition onto existing Monoslope Barn will also include a 40' lean.

Manure to be applied agronomically complying with manure application setbacks and rates.

The Total Animal Unit Capacity = 800 Animal Units

A Public Hearing on the Conditional Use Permit and Feedlot Public Comment will be held by the Lyon County Planning Commission on Tuesday, May 8, 2018, at 7:00 p.m. in the Commissioner's Room of the Lyon County Government Center, Marshall, Minnesota.

John Biren, Lyon County, Zoning Administrator  
Phone: 507-532-8207, Extension 3

(First Date of Pub.: Wed., Apr. 25, 2018)  
(Dates of Pub.: Wed., Apr. 25, 2018)

**LYON COUNTY BOARD OF COMMISSIONERS**  
Tuesday, April 3, 2018

**A Summary of the Proceedings of the Lyon County Board**  
9:00 a.m. pursuant to notice the Lyon County Commissioners met with the following members present: Commissioners Anderson, Sanow, Crowley and Ritter. Commissioner Graupmann was absent. Also present: Administrator Stomberg and Attorney Maes.

**MSP** to approve the agenda.  
**MSP** to approve the consent agenda.

**MSP** to approve the proclamation declaring April 3, 2018, as National Service Recognition Day in Lyon County.

**MSP** to approve the Hazardous Materials Preparedness Grant for 2018.

**MSP** to approve the hire of Mike Dale as Seasonal Building & Grounds Worker pending a successful background check and drug test with a starting rate of \$15.27 and start date on or around April 23.

**MSP** to approve Lyon County participating in the internship funding program through SWWC for the summer of 2018. Motion passed with Commissioners Anderson, Crowley and Sanow voting in favor. Commissioner Ritter voted against.

**MSP** to allow the Parks Department to purchase the Reserve America software and limit the number of reserved spots to 5 per campground loop and have Roger Schroeder be the point of contact for the issues and conflicts that may arise.

**MSP** to allow the Auditor Treasurer to advance money requested to SWHHS in advance of the June settlement.

**MSP** to adjourn at 11:23 a.m.

A copy of these proceedings are available in the County Administrator Office of Lyon County and also available at www.lyonco.org.

(First Date of Pub.: Wed., May 2, 2018)  
(Dates of Pub.: Wed., May 2 & 9, 2018)

**CITY OF TRACY  
COUNTY OF LYON  
STATE OF MINNESOTA**

**NOTICE OF PUBLIC HEARING ON PROPOSED ORDINANCE TO  
REPEAL ORDINANCE NO. 364 AND ANNEXING PROPERTY TO THE  
CITY OF TRACY PURSUANT TO MINNESOTA STATUTES 414.033,  
SUBD. 2b**

**NOTICE IS HEREBY GIVEN** that a public hearing will be held before the City Council on the 14<sup>th</sup> day of May, 2018, in the City Hall located at 336 Morgan Street, Tracy, Minnesota 56175, at 6:45 p.m. to consider repealing Ordinance No. 364 and passing an ordinance to annex the following real property to the City of Tracy:

That part of the Southwest Quarter (SW¼) of Section Fourteen (14), Township One Hundred Nine (109), Range Forty (40), described as follows:

Commencing at southwest corner of said Southwest Quarter; thence easterly along the south line of said Southwest Quarter a distance of Seven Hundred Thirty-three Feet (733'); thence northerly, deflecting to the left Ninety Degrees (90°) a distance of Thirty-three feet (33') to the point of beginning of the land to be described, thence continuing northerly along last described course a distance of Three Hundred Sixty-seven and Eight-tenths Feet (367.80'); thence easterly, deflecting to the right Ninety Degrees (90°) a distance of One Hundred Thirty Feet (130'); thence southerly deflecting to the right Ninety Degrees (90°) a distance of Three Hundred Sixty-seven and Eight-tenths Feet (367.80'); thence westerly deflecting to the right Ninety Degrees (90°) a distance of One Hundred Thirty Feet (130') to the point of beginning. Subject to the right of way of T. H. No. 14.

Running thence Westerly and parallel with the South line of said Section Fourteen (14) a distance of Three Hundred Feet (300'); running thence southerly and at right angles a distance of One Hundred Fifty Feet (150'); running thence easterly and at right angles a distance of Three Hundred Feet (300'); running thence northerly and at right angles a distance of One Hundred Fifty Feet (150') to the point of beginning

City Administrator  
Shane Daniels

(First Date of Pub.: Wed., Apr. 25, 2018)  
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**NOTICE OF PUBLIC HEARING**

A VARIANCE REQUEST has been received by the Lyon County Planning and Zoning Administrator by Randall Lessman, 2057 County Road 11, Tracy, MN 56175 to construct a home addition 40 feet from the road right of way. The required setback is 100 feet from the road right of way. This request represents a 60-foot variance. The land is zoned Agricultural and is described as: The Northeast Quarter (NE ¼) of Section Eleven (11), Township One Hundred Ten (110), Range Forty (40) Amiret Township, all located in Lyon County, Minnesota.

A Public Hearing on the Variance request will be held by the Lyon County Board of Adjustments on Tuesday, May 8, 2018 at 7:00 P.M. in the Commissioner's Room of the Lyon County Government Center, Marshall, MN.

John Biren, Lyon County Zoning Administrator  
Phone: 507 532-8207 Extension 3

(First Date of Pub.: Wed., Apr. 25, 2018)  
(Dates of Pub.: Wed., Apr. 25, May 2, 2018)

STATE OF MINNESOTA  
COUNTY OF LYON  
DISTRICT COURT  
FIFTH JUDICIAL DISTRICT  
Court File No.: 42-PR-18-365

In Re: Estate of Marvin A. Sabinske, Decedent

**NOTICE OF INFORMAL  
PROBATE OF WILL AND  
INFORMAL APPOINTMENT OF  
PERSONAL REPRESENTATIVE  
AND NOTICE TO CREDITORS**

Notice is given that an Application for Informal Probate of Will and Informal Appointment of Personal Representative was filed with the Registrar, along with a Will dated October 1, 2004. The Registrar accepted the application and appointed Darlene K. Sabinske, whose address is 2834 160<sup>th</sup> Street, Garvin, MN 56132 to serve as the personal representative of the decedent's estate.

Any heir, devisee or other interested person may be entitled to appointment as personal representative or may object to the appointment of the personal representative. Any objection to the appointment of the personal representative must be filed with

the Court, and any properly filed objection will be heard by the Court after notice is provided to interested persons of the date of hearing on the objection.

Unless objections are filed, and unless the Court orders otherwise, the personal representative has the full power to administer the estate, including, after thirty (30) days from the issuance of letters testamentary, the power to sell, encumber, lease, or distribute any interest in real estate owned by the decedent.

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.

Dated: April 23, 2018

Michelle Dietrich  
Registrar

James L. Garvin, Chartered  
James L. Garvin  
MN# 0033698  
243 Morgan St.  
PO Box 1186  
Tracy, MN 56175  
Telephone: (507) 629-4940  
Facsimile: (507) 629-3851  
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GREG SHAW, CPA; EDWARD CARTER, ENROLLED AGENT  
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