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Public Record

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November 18, 2022

**Via E-Filing**

Cynthia T. Brown, Chief  
Section of Administration, Office of Proceedings  
Surface Transportation Board  
395 E Street, SW  
Washington DC 20423-0001

Re: Montana Rail Link, Inc.’s Discontinuance of Lease Operations and Trackage Rights Exemption – Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral, and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington

Dear Ms. Brown:

Enclosed pursuant to 49 C.F.R. Part 1152, Subpart G – Special Rules Applicable to Petitions for Discontinuance of Service and Trackage Rights, is a Petition for Exemption for Montana Rail Link, to (A) discontinue common carrier service to allow for the termination of an MRL lease over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company (“BNSF”); and (B) discontinue MRL’s bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF in Montana, Idaho, and Washington.

Pursuant to 49 C.F.R. § 1002.2(f)(21)(iii), the requisite filing fee in the amount of \$8,000.00 has been paid on pay.gov. If there are any questions about this matter, please contact me, either by telephone: at 202-663-7831 or by e-mail: at czorbaugh@bakerandmiller.com.

Sincerely,

/s/ *Crystal M. Zorbaugh*

Crystal M. Zorbaugh  
Attorney for Montana Rail Link

cc: Joe Racicot (Montana Rail Link)

FEE RECEIVED  
November 18, 2022  
SURFACE  
TRANSPORTATION BOARD

FILED  
November 18, 2022  
SURFACE  
TRANSPORTATION BOARD

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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AB-575 (Sub-No. 2X)

MONTANA RAIL LINK, INC.'S DISCONTINUANCE OF LEASE OPERATIONS AND  
TRACKAGE RIGHTS EXEMPTION — YELLOWSTONE, STILLWATER, SWEET GRASS,  
PARK, GALLATIN, BROADWATER, JEFFERSON, LEWIS AND CLARK, POWELL, DEER  
LODGE, GRANITE, MISSOULA, LAKE, MINERAL, AND SANDERS COUNTIES,  
MONTANA; BONNER AND KOOTENAI COUNTIES, IDAHO; AND SPOKANE COUNTY,  
WASHINGTON

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PETITION FOR EXEMPTION

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November 18, 2022

**Attorneys for Montana Rail Link,  
Inc.**

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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MONTANA; BONNER AND KOOTENAI COUNTIES, IDAHO; AND SPOKANE COUNTY,  
WASHINGTON

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PETITION FOR EXEMPTION

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Montana Rail Link, Inc. (“MRL”) hereby petitions the Surface Transportation Board (“STB” or “Board”), pursuant to 49 U.S.C. § 10502(a) and the applicable rules at 49 C.F.R. Part 1121 and 49 C.F.R. § 1152.60, for an exemption from the prior review and approval provisions of 49 U.S.C. § 10903 for MRL to (A) discontinue common carrier service to allow for the termination of an MRL lease over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company (“BNSF”); and (B) discontinue MRL’s bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF. The lines are described in further detail below. The leasehold rights and trackage rights that MRL seeks to discontinue were originally granted to MRL by BNSF in a series of transactions previously exempted by the Board and the Interstate Commerce Commission (“ICC”).

In 1987, MRL began leasing and operating BNSF’s mainline track between Huntley, Montana and Sandpoint, Idaho in partnership with BNSF, then Burlington Northern. For over 35 years, MRL has provided customers with consistent service and employees with good, stable jobs. MRL has now decided to terminate its existing lease, allowing BNSF to resume operations

and maintenance along this corridor.<sup>1</sup> MRL's operations are substantially dependent on its relationship with BNSF, evidenced by the fact that more than 95% of the traffic moved by MRL over its leased lines are BNSF loads, with BNSF maintaining sole authority for determining rates and commercial terms. As a result, BNSF resuming operations and maintenance along this corridor will have minimal impact to MRL's rail-served customers.

The lines leased by MRL are a critical link in BNSF's northern transcontinental network, delivering grain, consumer and industrial products to the West Coast. By MRL terminating its lease and BNSF resuming operation of the lines, BNSF will eliminate the need to interchange freight between the two railroads, strengthening the resiliency of the supply chain and enhancing rail capacity in the Pacific Northwest. Customers across MRL's network will be able to maintain their service arrangements and rates, providing continuity for Montana shippers. To ensure that BNSF meets its commitment to current MRL rail-served customers, BNSF and MRL have agreed that BNSF will offer employment to all union and non-union MRL employees in their current jobs with comparable pay, benefits, seniority rights and other material terms of employment.

MRL seeks to (A) discontinue common carrier service to allow for the termination of an MRL lease over approximately 656.47 miles of non-contiguous main rail line owned by BNSF (collectively, the "Leased Premises"), including:<sup>2</sup>

<sup>1</sup> In connection with this arrangement, MRL has also agreed to grant BNSF trackage rights over certain branch lines owned by MRL. BNSF will obtain necessary Board authority for those trackage rights in a separate proceeding.

<sup>2</sup> MRL is discontinuing its operations over all rail lines leased from BNSF pursuant to transactions authorized by the ICC in 1987 and 1992, consisting of the entirety of the Leased Premises. In 1987, the ICC authorized MRL's lease of the entirety of the Leased Premises, except for a portion of line segment (3). See *Mont. Rail Link, Inc.—Exemption Acquisition & Operation—Certain Lines of Burlington N. R.R. Co.* (not printed), FD 31089 (ICC served Aug. 24, 1987) ("1987 Transaction"); 52 Fed. Reg. 31,826. In 1992, the ICC authorized MRL's lease of the remaining portion of line segment (3), as described *infra* in note 4.



- (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8) (“1<sup>st</sup> Subdivision”);
- (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4) (“2<sup>nd</sup> Subdivision”);<sup>3</sup>
- (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31) (“3<sup>rd</sup> Subdivision”);<sup>4</sup>
- (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7) (“4<sup>th</sup> Subdivision”);<sup>5</sup>
- (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27) (“10<sup>th</sup> Subdivision”);<sup>6</sup>
- (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and
- (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and

(B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the “Trackage Rights Lines”)<sup>7</sup>:

- (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17);<sup>8</sup>

<sup>3</sup> Line segments (1) and (2) consist of the same line segment described in the *1987 Transaction* as extending “[f]rom Huntley, MT (milepost 209.91) to west of Helena, MT at mainline number one (milepost 2.95) and mainline number two (milepost 5.02).” *1987 Transaction*, 52 Fed. Reg. at 31,826.

<sup>4</sup> Pursuant to the *1987 Transaction*, MRL (a) obtained **trackage rights** over the line segment “from mainline number one west of Helena, MT (milepost 2.95) to Phosphate, MT (milepost 52.94); and from mainline number two west of Helena, MT (milepost 5.02) to Phosphate, MT (milepost 52.94)” (the “**Helena-Phosphate Segment**”); and (b) **leased** the line segment from “Phosphate, MT (milepost 52.94) to Sand Point, ID (milepost 2.79)” (the “**Phosphate-Sand Point Segment**”). *1987 Transaction*, 52 Fed. Reg. at 31,826. In 1992, the ICC authorized MRL to convert MRL’s trackage rights over the Helena-Phosphate Segment to a lease. *Mont. Rail Link, Inc.—Lease & Operation—Burlington N. R.R. Co.*, FD 32144, slip op. at 1 n.1 (ICC served Sept. 28, 1992) (“*1992 Transaction*”). Line segment (3) in this Petition contains the entirety of the Helena-Phosphate Segment and a portion of the Phosphate-Sand Point Segment. The remaining portion of the Phosphate-Sand Point Segment is contained in line segment (4) in this Petition.

<sup>5</sup> As described *supra* in note 4, this line segment (4) consists of the remaining portion of the Phosphate-Sand Point Segment that MRL leased in the *1987 Transaction*.

<sup>6</sup> In the *1987 Transaction*, the ICC authorized MRL to acquire this line segment (5). Later in 1987, MRL notified the ICC that it would instead lease this line segment (5). FD 31089, MRL Letter to ICC (filed Oct. 28, 1987). Since 1987, MRL has leased this line segment (5) pursuant to authority granted in the *1987 Transaction*.

<sup>7</sup> MRL is discontinuing its operations over all BNSF rail lines over which MRL has obtained trackage rights pursuant to ICC and STB authority granted in 1987 and 2006, consisting of the entirety of the Trackage Rights Lines.

<sup>8</sup> MRL obtained trackage rights over line segment (8) in the *1987 Transaction*.

- (9) From MP 68.17 to MP 69.0 near Spokane, WA;<sup>9</sup>
- (10) From MP 0.74 to MP 1.0 near Moss Main, MT;<sup>10</sup> and
- (11) From MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT.<sup>11</sup>

The Leased Premises and the Trackage Rights Lines are collectively referred to as the “Lines” and described in further detail below and depicted in the maps attached as Exhibit A.

### **Background and Additional Information**

Petitioner MRL is a Class II railroad common carrier operating in Montana, Idaho, and Washington. The complete name and address of MRL are:

Montana Rail Link, Inc.  
Post Office Box 16390  
101 International Drive  
Missoula, Montana 59808

The representative of MRL to whom correspondence should be sent is:

Rose-Michele Nardi  
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<sup>9</sup> MRL obtained trackage rights over line segment (9) in 2006. *See Mont. Rail Link, Inc.—Trackage Rights Exemption—BNSF Ry. Co.*, FD 34919 (STB served Oct. 13, 2006).

<sup>10</sup> MRL obtained trackage rights over line segment (10) in 2006. *Id.*

<sup>11</sup> MRL obtained trackage rights over line segment (11) in 2006. *See Mont. Rail Link, Inc.—Trackage Rights Exemption—BNSF Ry. Co.*, FD 34911 (STB served Oct. 13, 2006). Later in 2006, the STB authorized MRL to terminate its operations over line segment (11) on or about December 31, 2010. *See Mont. Rail Link, Inc.—Trackage Rights Exemption—BNSF Ry. Co.*, FD 34911 (Sub-No. 1) (STB served Nov. 28, 2006). MRL later consummated that authority and terminated its operations over line segment (11). Therefore, MRL does not believe that any additional STB authority is required to discontinue any trackage rights over line segment (11). However, out of an abundance of caution, MRL is again requesting termination authority here with respect to line segment (11) in the unlikely event the Board disagrees with MRL’s interpretation.

As stated above, MRL obtained leasehold rights and trackage rights over the Lines owned by BNSF through a series of transactions previously exempted by the Board and its predecessor the ICC. MRL and BNSF have mutually agreed to terminate certain lease and trackage rights agreements that govern these MRL operations. Upon termination of the MRL lease and discontinuance of MRL service over the Leased Premises, BNSF will resume common carrier operations on the Leased Premises.<sup>12</sup> BNSF currently operates common carrier service over the Trackage Rights Lines and will continue to do so following the termination and discontinuance of MRL's trackage rights.

The Leased Premises consist of non-contiguous main rail line owned by BNSF and leased by MRL as part of the *1987 Transaction* and *1992 Transaction*, as described above. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852 and 83864.

The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201.

For the avoidance of doubt, MRL is hereby requesting authority to discontinue all operating rights over BNSF rail line segments associated with both the lease and trackage rights acquired by MRL and described above.

<sup>12</sup> As described *supra* in note 1, BNSF also plans to resume common carrier operations over certain MRL-owned branch lines pursuant to a trackage rights agreement between MRL and BNSF that will be the subject of a separate Board proceeding.

The Lines currently serve approximately 125 active shippers, none of which will be adversely impacted by BNSF resuming operations over the Lines. As stated above, MRL and BNSF have voluntarily agreed that MRL will terminate its lease and trackage rights operations and BNSF will resume providing service to shippers on the Lines. MRL and BNSF are cooperating fully to ensure an orderly transition of service so that there will be no interruption in rail service or adverse impacts on shippers.

A draft *Federal Register* notice in the form prescribed by 49 C.F.R. § 1152.60(c) is attached as Exhibit B. The form of notice has been modified to reflect that this proceeding involves a discontinuance and not an abandonment. Based on information in MRL's possession, the Lines may contain federally-granted rights-of-way.<sup>13</sup> Any documentation in MRL's possession regarding federally-granted rights-of-way will be made available promptly to those requesting it. A copy of this Petition is being sent to the persons designated in 49 C.F.R. §1152.50(d), as well as to the shippers located on the Lines.

MRL proposes to consummate the discontinuance on or after the effective date of any Board decision granting this Petition, subject to coordination with BNSF to ensure a smooth transition of service. MRL is unaware of any public interest factors that would militate against the Board granting the subject Petition. Most important, as demonstrated below, an individual exemption of this transaction is warranted under the relevant standards of Section 10502.

<sup>13</sup> See 49 C.F.R. § 1152.60(d). The purpose of this disclosure is presumably to allow interested parties to identify reversionary property interests in the event of the abandonment of a rail line and the removal of that line from the national rail network. The requirement to disclose this information apparently applies equally to abandonments and discontinuances. See *id.* § 1152.60(a). Here, the Lines will not be abandoned and will remain a critical part of the national rail network. Following the discontinuance of MRL's operations, BNSF will resume operations and maintenance of the Lines.

## ARGUMENT

The discontinuance of service by MRL over the Lines is subject to prior review and authorization by the Board. *See* 49 U.S.C. § 10903. However, the Board must grant this Petition and individually exempt the MRL discontinuances from these prior review and authorization requirements if the Board finds that the application of the requirements:

- (1) is not necessary to carry out the transportation policy of [49 U.S.C. § 10101]; and
- (2) either—(A) the transaction or service is of limited scope; or (B) the application in whole or in part of the provision is not needed to protect shippers from the abuse of market power.

49 U.S.C. § 10502(a). In enacting Section 10502, Congress intended that the Board should liberally use its exemption authority to free certain transactions from the administrative and financial costs associated with continued regulation. *See* H.R. Rep. No. 1430, 96th Cong. 2d Sess. 105 (1980); H.R. Rep. No. 422, 104th Cong., 1st Sess. 168-69 (1995).

Pursuant to Section 10502, the Board has routinely exempted from the prior approval requirements of Section 10903 similar discontinuances of service, including those involving terminations of leases and trackage rights over lines owned by BNSF. *See, e.g., Pac. Sun R.R., L.L.C.—Discontinuance of Serv. & Trackage Rights Exemption—In San Diego Cnty., Cal.* (“*Pacific Sun*”), AB 1304X (STB served Nov. 5, 2020); *Mission Mountain R.R., L.L.C.—Discontinuance of Serv. Exemption—In Flathead Cnty., Mont.* (“*Mission Mountain*”), AB 1009 (Sub-No. 2X) (STB served July 13, 2020). As discussed below, the Board should grant this Petition and exempt the MRL discontinuances of service for the same reasons that the Board has found in those prior proceedings.

**A. The Board need not apply the prior approval requirements of Section 10903 to the discontinuance of service in order to carry out the rail transportation policy of Section 10101.**

With respect to the first prong of the Section 10502(a) exemption standard, it is clear that the Board need not apply the prior approval requirements of Section 10903 to its evaluation of the MRL discontinuance of service in order to carry out the rail transportation policy (“RTP”) of Section 10101. The scope of the Board’s analysis under this first prong is a “function of the relationship between the section from which an exemption is sought,” here § 10903, “and the [RTP].” *Alaska Survival v. STB*, 705 F.3d 1073, 1083 (9th Cir. 2013) (quoting *Vill. of Palestine v. ICC*, 936 F.2d 1335, 1338-39 (D.C. Cir. 1991)).

**1. Consistent with the standard in Section 10903, the present and future public convenience and necessity require and permit MRL’s discontinuance of service.**

Unless the Board grants this Petition, MRL must file an application seeking Board authority to discontinue service. *See* 49 U.S.C. § 10903(a); 49 C.F.R. § 1152.22. MRL could discontinue service over the Lines:

only if the Board finds that the present or future public convenience and necessity require or permit the . . . discontinuance. In making the finding, the Board shall consider whether the . . . discontinuance will have a serious, adverse impact on rural and community development.

49 U.S.C. § 10903(d). “In implementing the public convenience and necessity standard, the Board balances the competing benefits and burdens of discontinuance or abandonment on all interested parties, including the railroads involved, the shippers on the line, the communities involved, and interstate commerce generally.” *Port of Benton Cnty., Wash.—Adverse Discontinuance of Rail Service—Tri-City R.R. Co., LLC*, AB 1270, slip op. at 5 (STB served Oct. 31, 2019). In discontinuance proceedings, “the Board must determine whether the burden on the railroad from continued operations is outweighed by the burden on shippers and the community

from the loss of rail service.” *BNSF Ry. Co.—Discontinuance—In Iron & Crawford Cntys., Mo.*, AB 6 (Sub-No. 476), slip op. at 4 (STB served Aug. 17, 2011).

Present and future public convenience and necessity plainly require and permit MRL’s discontinuance of service over the Lines. As discussed above, BNSF owns the Leased Premises and Trackage Rights Lines. MRL currently provides service on the Leased Premises pursuant to lease agreements with BNSF, and BNSF and MRL both currently provide service on the Trackage Rights Lines although MRL has overhead rights only. MRL and BNSF have mutually agreed to terminate their lease agreements and trackage rights agreements, allowing BNSF to resume common carrier operation of the Leased Premises and MRL to end its operations over the Leased Premises and the Trackage Rights Lines.

No customer on the Lines will be without common carrier service as a result of the MRL discontinuance of service. This exemption will merely facilitate an agreed-upon change in rail service providers from MRL back to BNSF. Moreover, the discontinuance will have no adverse impact on rural and community development, because all customers will continue to receive common carrier service. Therefore, the discontinuance meets the otherwise applicable approval standards set forth in Section 10903(d).

**2. Detailed scrutiny of the MRL discontinuance of service is not necessary to carry out the rail transportation policy of Section 10101.**

Granting this petition would relieve MRL of the expensive and time-consuming formal application process under Section 10903. Because the MRL discontinuance of service is consistent with the otherwise applicable standard in Section 10903(d), the Board need not subject the discontinuance to the prior approval requirements of Section 10903 in order to carry out the RTP.

The exemption will expedite regulatory decisions by minimizing the need for regulatory control of MRL's operation of the Lines, reduce regulatory barriers to exit for MRL and provide for the expeditious handling and resolution of the proceeding by facilitating an agreed-upon transition of operations from MRL to BNSF. *See* 49 U.S.C. §§ 10101(2), (7), (15). The Board has repeatedly recognized that exempting discontinuances of service from the application requirements of Section 10903 serves these three elements of the RTP. *See, e.g., Pacific Sun*, AB 1304X, slip op. at 2; *Mission Mountain*, AB 1009 (Sub-No. 2X), slip op. at 2 (citing the same RTP provisions in approving similar petitions for exemption for discontinuances of leases and trackage rights over BNSF-owned lines). Other aspects of the RTP would not be adversely affected by the use of the exemption process.

**B. The Board need not apply the prior approval requirements of Section 10903 to the MRL discontinuance to protect shippers from the abuse of market power, and the MRL discontinuance is of limited scope.**

Under the second prong of the Section 10502(a) exemption standard, to exempt the MRL discontinuance, the Board must find *either* that (1) the Board need not apply the prior approval requirements of Section 10903 to the discontinuance to protect shippers from the abuse of market power, *or* (2) the discontinuance is of limited scope.<sup>14</sup> The MRL discontinuance satisfies each of these standards.

This transaction will not and cannot subject shippers to market power abuse. No shipper will lose rail service or experience a reduction in the number of carriers with access to its facilities. Shippers on the Leased Premises are currently served by a single carrier (MRL) and will continue to be served by a single carrier (BNSF) following the MRL lease discontinuance.

<sup>14</sup> When the Board finds that regulation of a transaction is not necessary to protect shippers from the abuse of market power, the Board has found that it “need not determine whether the transaction is limited in scope.” *See, e.g., Pacific Sun*, AB 1304X, slip op. at 2 n.2.



Furthermore, MRL currently acts as a handling carrier for BNSF and BNSF sets rates for nearly all traffic that originates or terminates on the Leased Premises. Over the last several years, more than 95% of traffic traversing the Leased Premises has been operated on behalf of BNSF by MRL, over which MRL has no independent pricing authority.

This fact further establishes that the transaction will not subject shippers to market power abuse: shippers on the Leased Premises, which currently receive a BNSF rate from BNSF that covers the transportation on both MRL and BNSF's lines, will continue to receive that rate after MRL's lease discontinuance. Shippers on the Trackage Rights Lines that are currently only served by BNSF will continue to be served by BNSF following the termination of MRL's overhead trackage rights. For these reasons, regulation of the MRL discontinuances is not necessary to protect shippers from the abuse of market power. *See, e.g., Pacific Sun*, AB 1304X, slip op. at 2; *Mission Mountain*, AB 1009 (Sub-No. 2X), slip op. at 2.

The MRL discontinuances are clearly of limited scope, because they consist only of the discontinuance of MRL's operations, allowing BNSF to resume common carrier service over the Leased Premises and to continue to provide common carrier service over the Trackage Rights Lines – all of which rail lines BNSF already owns.

### **LABOR PROTECTION**

Under 49 U.S.C. § 10502(g), the Board may not use its exemption power to relieve a rail carrier of its statutory obligation to protect the interests of employees. Therefore, as a condition to granting the exemption, MRL expects the Board to impose the employee protective conditions set forth in *Or. Short Line R.R.—Abandonment Portion Goshen Branch Between Firth & Ammon, in Bingham & Bonneville Cntys., Idaho* (“Oregon Short Line”), 360 I.C.C. 91 (1979).

MRL has approximately 1,100 employees, 962 of which are unionized and represented by nine separate labor organizations.<sup>15</sup> MRL has reached voluntary implementing agreements with each of its unions, which the parties agree satisfy the requirements of Article I, Section 4 of the *Oregon Short Line* conditions.

BNSF and MRL have agreed that BNSF will offer employment to all union and non-union MRL employees in their current jobs with comparable pay, benefits, seniority rights and other material terms of employment. The implementing agreements between MRL and its unions recognize that BNSF will offer comparable employment to MRL employees. To encourage MRL employees to accept employment with BNSF, the MRL implementing agreements provide for supplemental benefits beyond what is required by the *Oregon Short Line* conditions for employees accepting such employment. Employees who do not accept BNSF employment are covered under the standard terms of *Oregon Short Line*.<sup>16</sup>

### **ENVIRONMENTAL AND HISTORIC IMPACTS**

Pursuant to 49 C.F.R. § 1121.3(b), this Petition must comply with environmental or historic reporting and notice requirements of 49 C.F.R. Part 1105, if applicable. In this case, none of these requirements are applicable. MRL has arranged for the publication of notice of the proposed discontinuance of leasehold rights and trackage rights over the Lines by publishing a notice in a newspaper of general circulation in Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake,

<sup>15</sup> These are the Brotherhood of Locomotive Engineers and Trainmen, American Train Dispatchers Association, Brotherhood of Maintenance of Way Employees, International Association of Machinists, Brotherhood of Railway Carmen, National Conference of Firemen & Oilers, and International Brotherhood of Electrical Workers, Brotherhood of Railway Signalmen, and Transportation Communications Union.

<sup>16</sup> BNSF has separately reached collective bargaining agreements with its unions pursuant to the Railway Labor Act, which provide for the integration into the BNSF workforce of MRL employees who accept comparable employment with BNSF.

Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington pursuant to 49 C.F.R. § 1105.12. *See* Exhibit C.

The Board does not generally require a carrier seeking to discontinue service over a rail line (and not to abandon the line itself) to prepare and submit for review a combined environmental and historic report under 49 C.F.R. §§ 1105.6(c) and 1105.8(b). Board approval is required for BNSF to abandon the Lines, and there are no plans to dispose of or alter properties subject to Board jurisdiction that is 50 years old or older as a result of this transaction. Therefore, this Petition does not require a historic report under 49 C.F.R. § 1105.8(b)(1).

The MRL discontinuance will not result in significant changes in carrier operations. There will not be a diversion of: (1) more than 1,000 rail carloads a year to motor carriage; or (2) an average of 50 carloads per mile per year for any part of the Lines to motor carriage. The MRL discontinuance will not result in: (1) an increase in rail traffic of at least 100 percent or an increase of at least eight trains a day on any segment of the Lines; (2) an increase of rail yard activity of at least 100 percent; or (3) an average increase in truck traffic of more than 10 percent of the average daily traffic or 50 vehicles a day. The MRL discontinuance will not affect a Class I or nonattainment area under the Clean Air Act. In any event, the thresholds of 49 C.F.R. § 1105.7(e)(5)(ii) will not be exceeded. Finally, the transportation of ozone-depleting materials is not contemplated. Therefore, no environmental documentation is required under 49 C.F.R. § 1105.6(c).

#### **OFFERS OF FINANCIAL ASSISTANCE, INTERIM TRAIL USE AND PUBLIC USE CONDITIONS**

The Board has repeatedly found that, in discontinuance proceedings, the Board need not consider offers of financial assistance to acquire subject rail lines, interim trail use/rail banking requests under 16 U.S.C. § 1247(d), or requests for a public use condition under 49 U.S.C. §

10905. See *Pacific Sun*, AB 1304X, slip op. at 3; *Mission Mountain*, AB 1009 (Sub-No. 2X), slip op. at 2-3. This is particularly true where rail service will be continued over the rail line by its owner.

### CONCLUSION

The Board need not apply the prior approval requirements of Section 10903 to the MRL discontinuances in order to (1) carry out the rail transportation policy of Section 10101, or (2) protect shippers from the abuse of market power. Furthermore, the MRL discontinuances are of limited scope. Therefore, MRL respectfully requests that the Board, pursuant to Section 10502(a), exempt the MRL discontinuances from the prior approval requirements of Section 10903.

Respectfully submitted,

/s/ *Crystal M. Zorbaugh*

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Missoula, Montana 59808

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Crystal M. Zorbaugh  
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2401 Pennsylvania Ave., NW  
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Fax: (202) 663-7849

November 18, 2022

**Attorneys for Montana Rail Link,  
Inc.**

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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AB-575 (Sub-No. 2X)

MONTANA RAIL LINK, INC.'S DISCONTINUANCE OF LEASE OPERATIONS AND  
TRACKAGE RIGHTS EXEMPTION — YELLOWSTONE, STILLWATER, SWEET GRASS,  
PARK, GALLATIN, BROADWATER, JEFFERSON, LEWIS AND CLARK, POWELL, DEER  
LODGE, GRANITE, MISSOULA, LAKE, MINERAL, AND SANDERS COUNTIES,  
MONTANA; BONNER AND KOOTENAI COUNTIES, IDAHO; AND SPOKANE COUNTY,  
WASHINGTON

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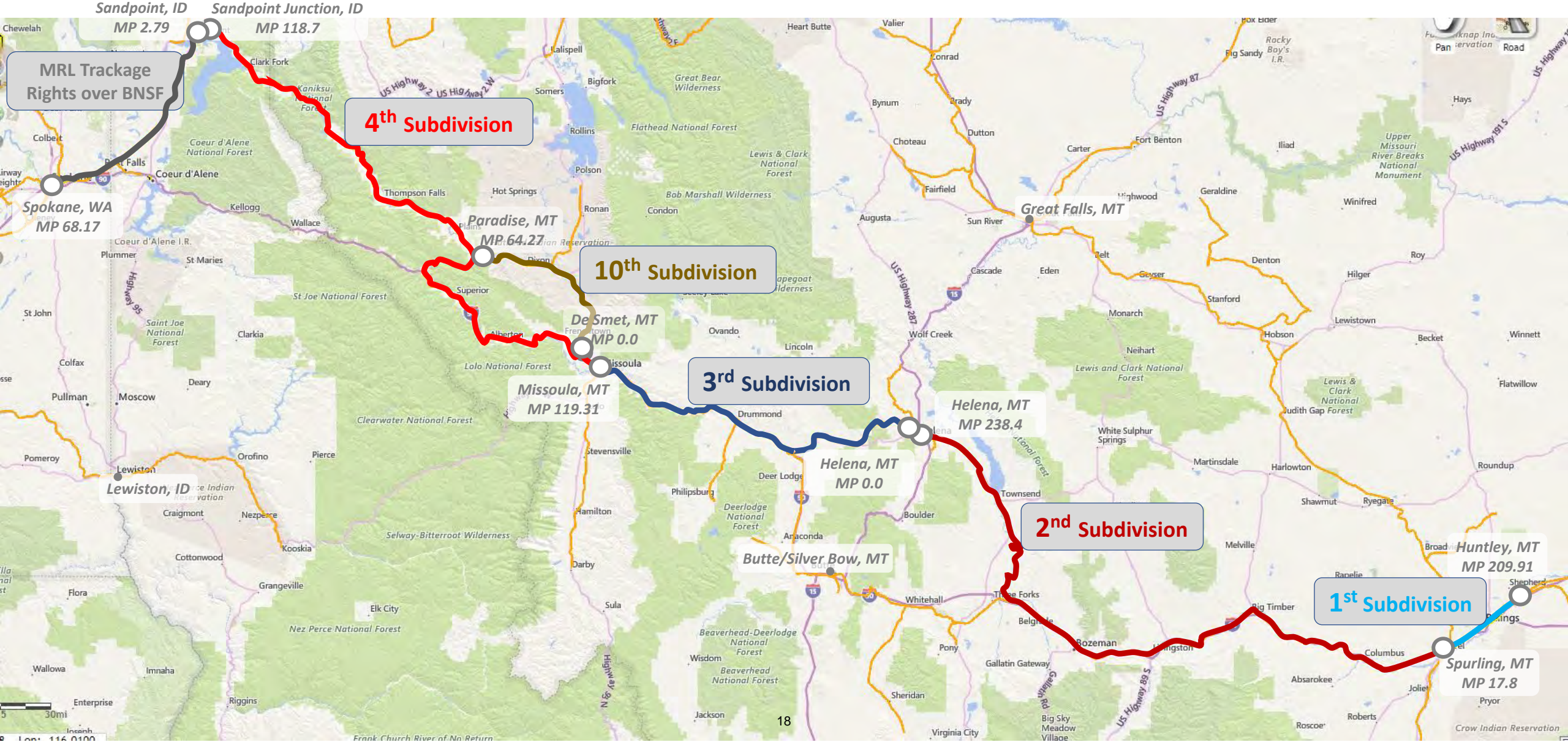
PETITION FOR EXEMPTION

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**Exhibit A**  
**Maps**



# Montana Rail Link System - Lease Discontinuation





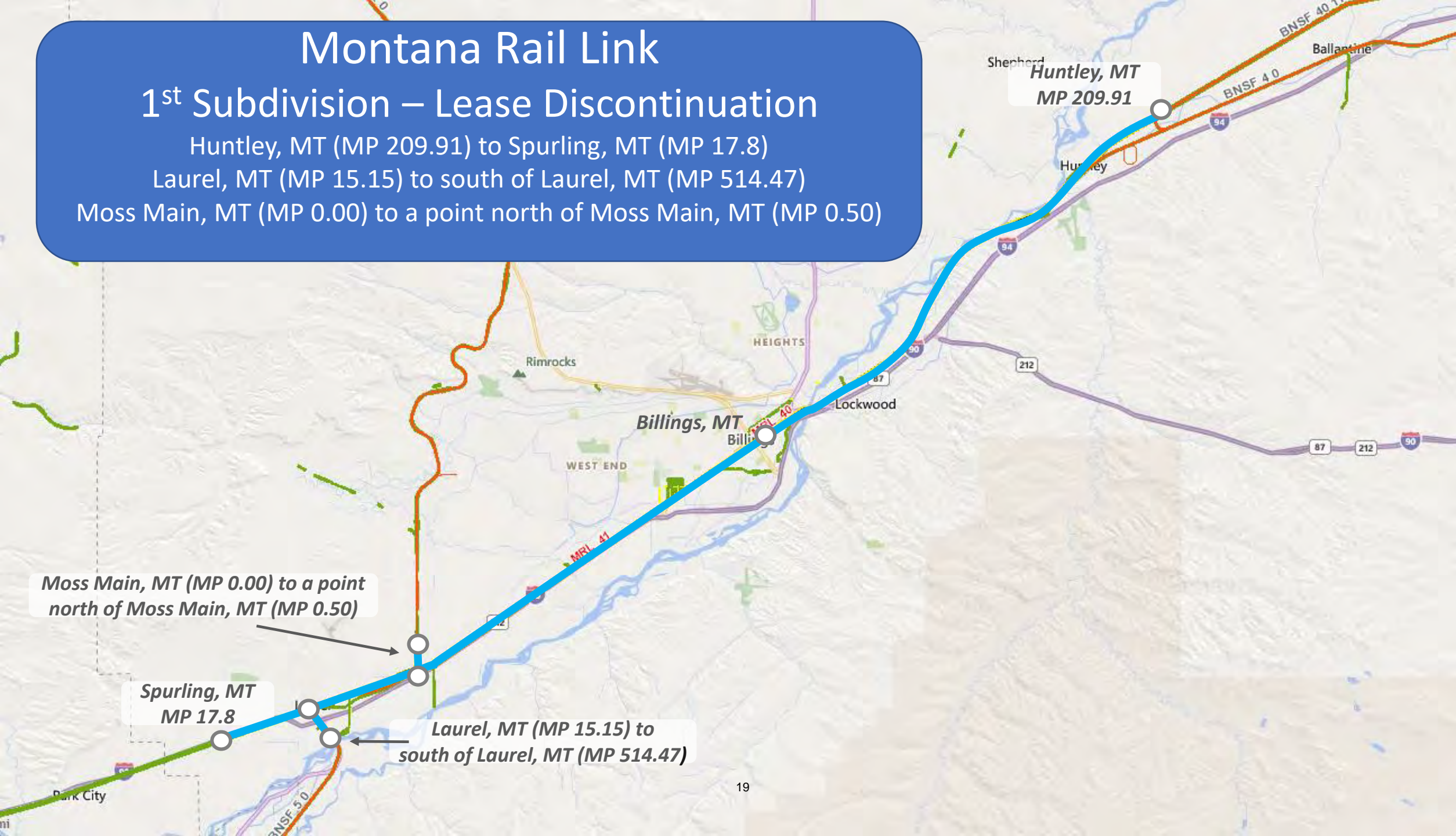
# Montana Rail Link

## 1<sup>st</sup> Subdivision – Lease Discontinuation

Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8)

Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47)

Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50)



*Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50)*

**Spurling, MT  
MP 17.8**

*Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47)*

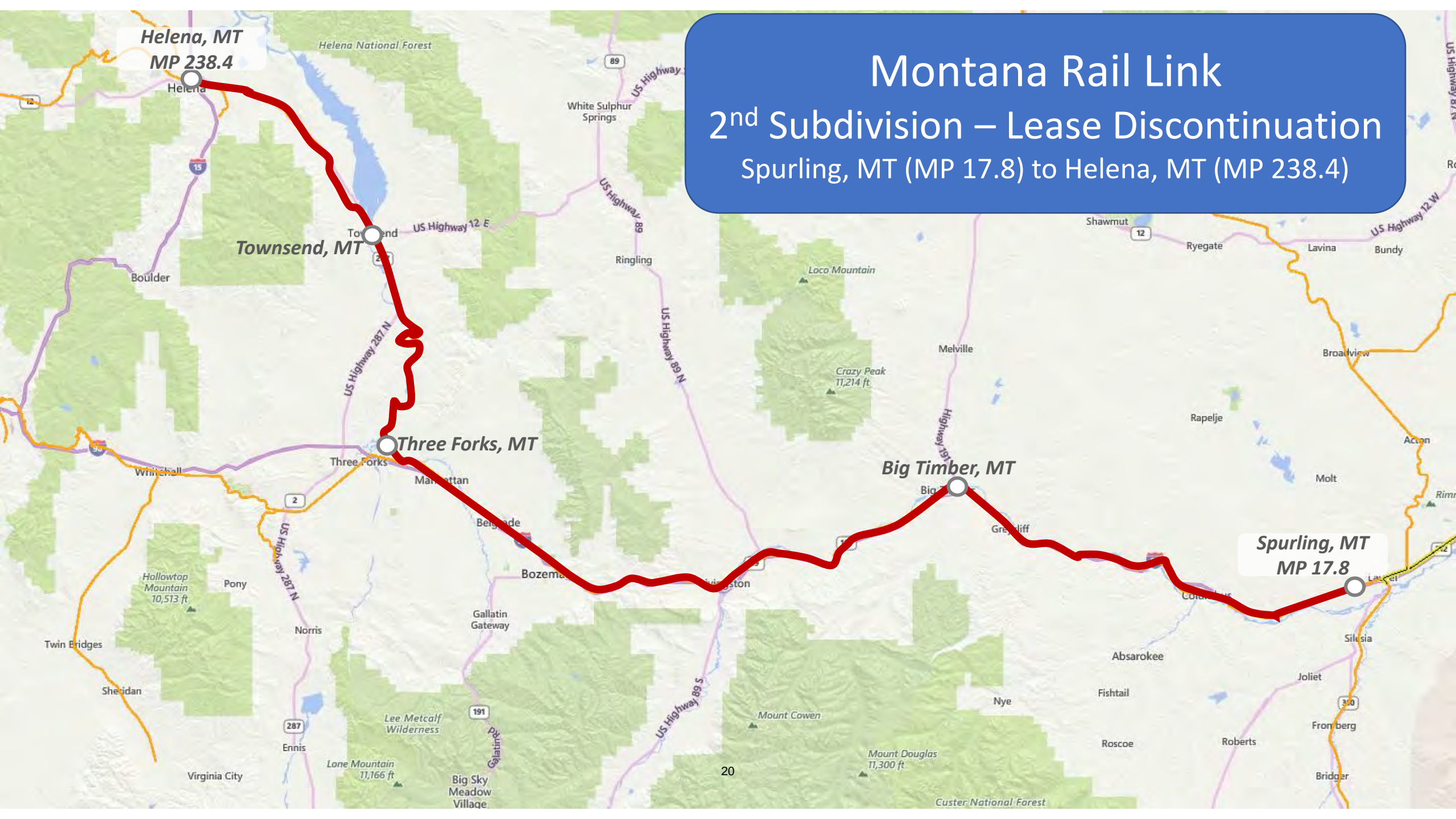
**Huntley, MT  
MP 209.91**



# Montana Rail Link

## 2<sup>nd</sup> Subdivision – Lease Discontinuation

Spurling, MT (MP 17.8) to Helena, MT (MP 238.4)

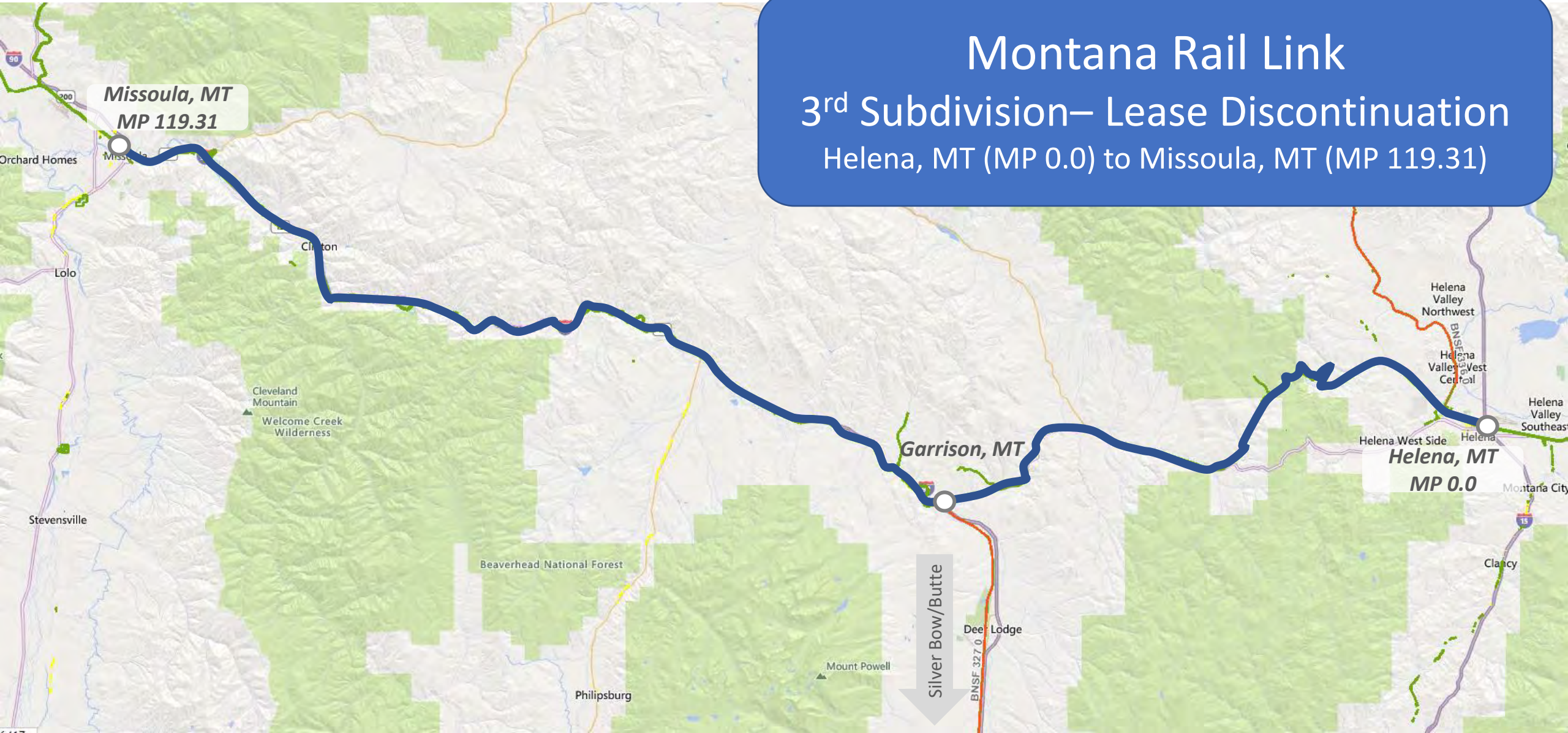




# Montana Rail Link

## 3<sup>rd</sup> Subdivision– Lease Discontinuation

Helena, MT (MP 0.0) to Missoula, MT (MP 119.31)

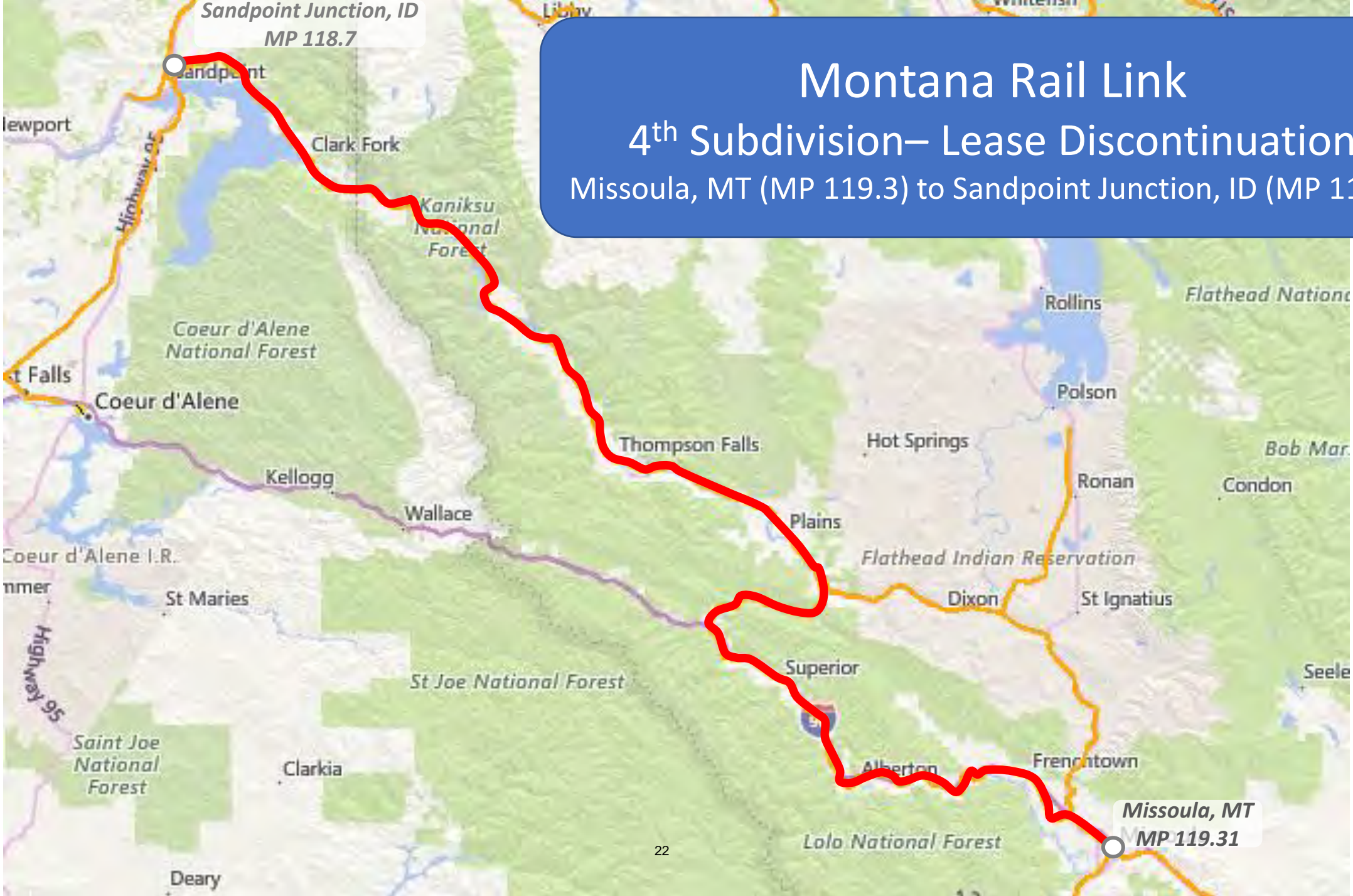




# Montana Rail Link

## 4<sup>th</sup> Subdivision– Lease Discontinuation

Missoula, MT (MP 119.3) to Sandpoint Junction, ID (MP 118.7)







**Paradise, MT**  
**MP 64.27**

Quinn's  
Hot Springs  
Resort

Lolo National Forest

Superior

**Dixon, MT**

McDonald Peak  
2993 m

Mission  
Mountains  
Wilderness

Frenchtown

**De Smet, MT**  
**MP 0.0**

Orchard Homes

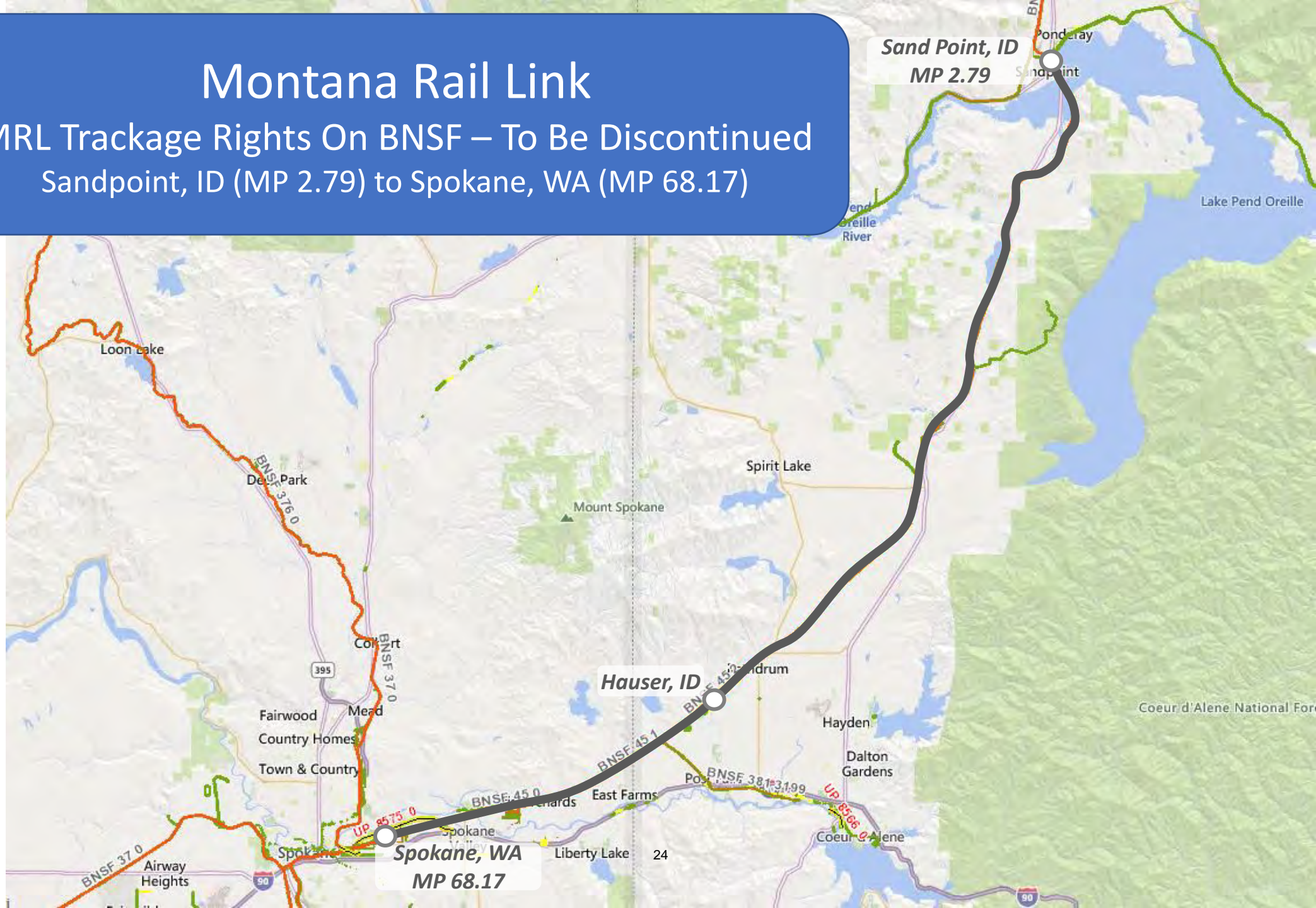
Missoula

**Montana Rail Link**  
**10<sup>th</sup> Subdivision— Lease Discontinuation**  
**De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27)**



# Montana Rail Link

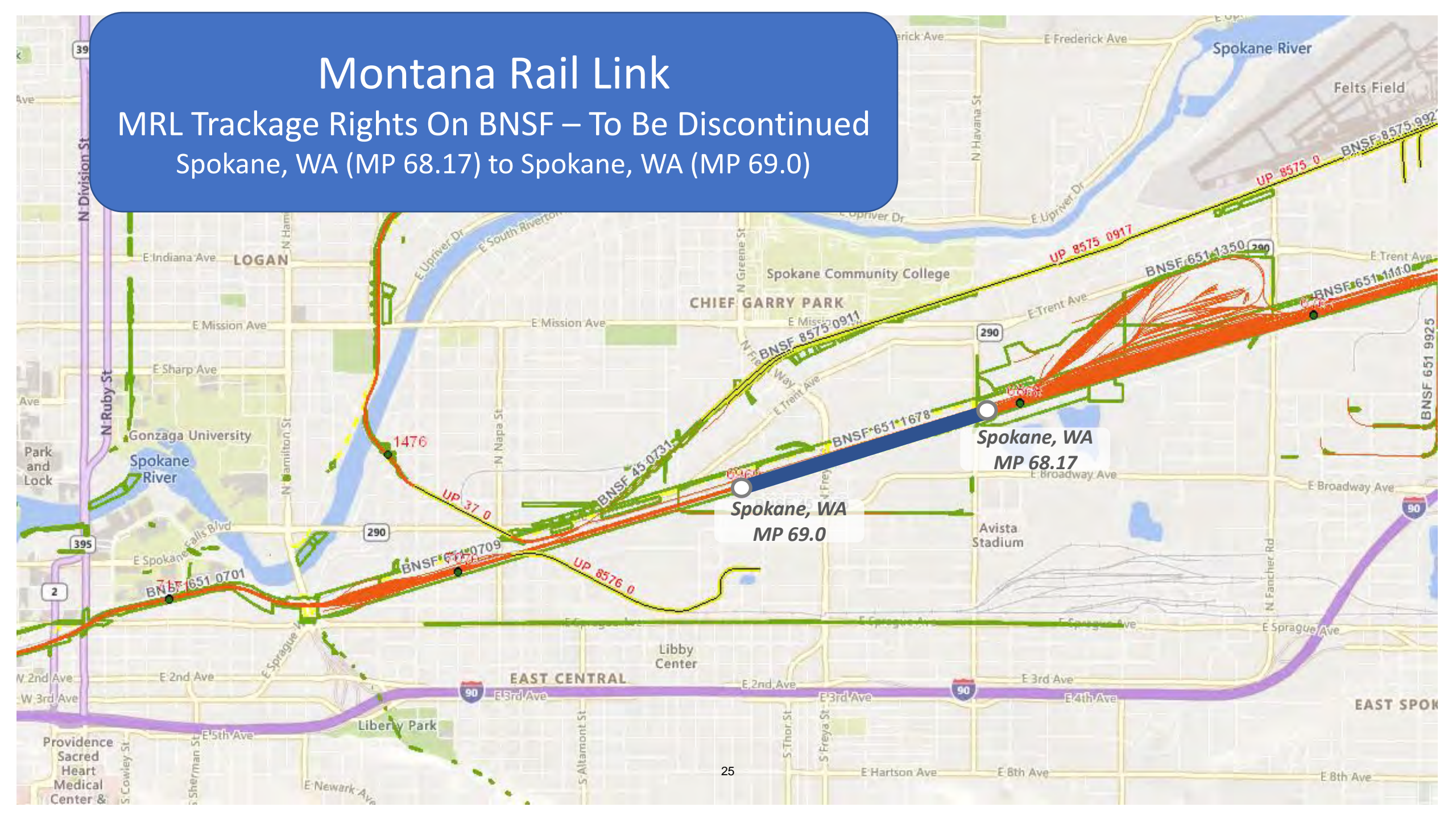
MRL Trackage Rights On BNSF – To Be Discontinued  
Sandpoint, ID (MP 2.79) to Spokane, WA (MP 68.17)



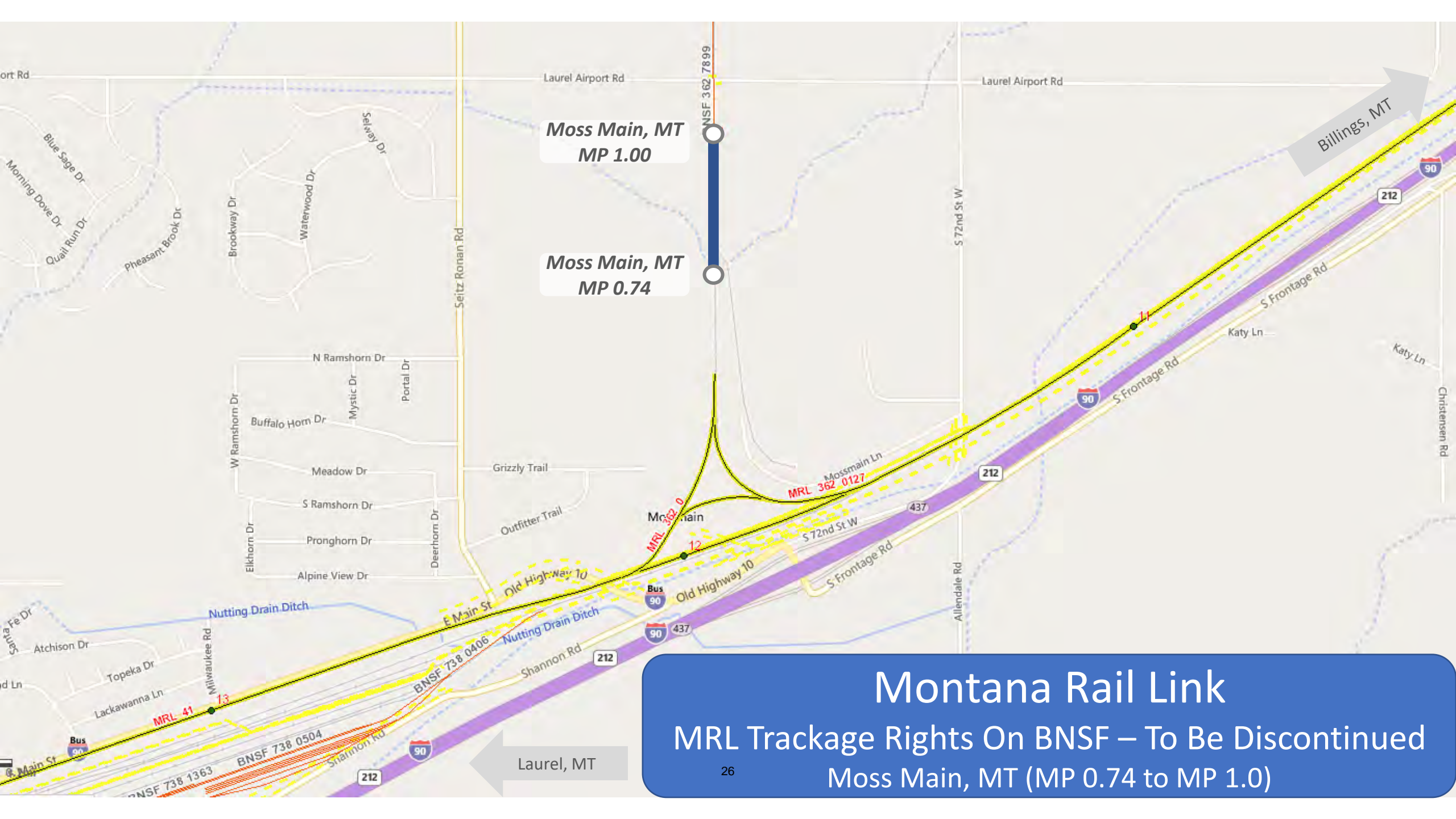


# Montana Rail Link

MRL Trackage Rights On BNSF – To Be Discontinued  
Spokane, WA (MP 68.17) to Spokane, WA (MP 69.0)







**Moss Main, MT  
MP 1.00**

**Moss Main, MT  
MP 0.74**

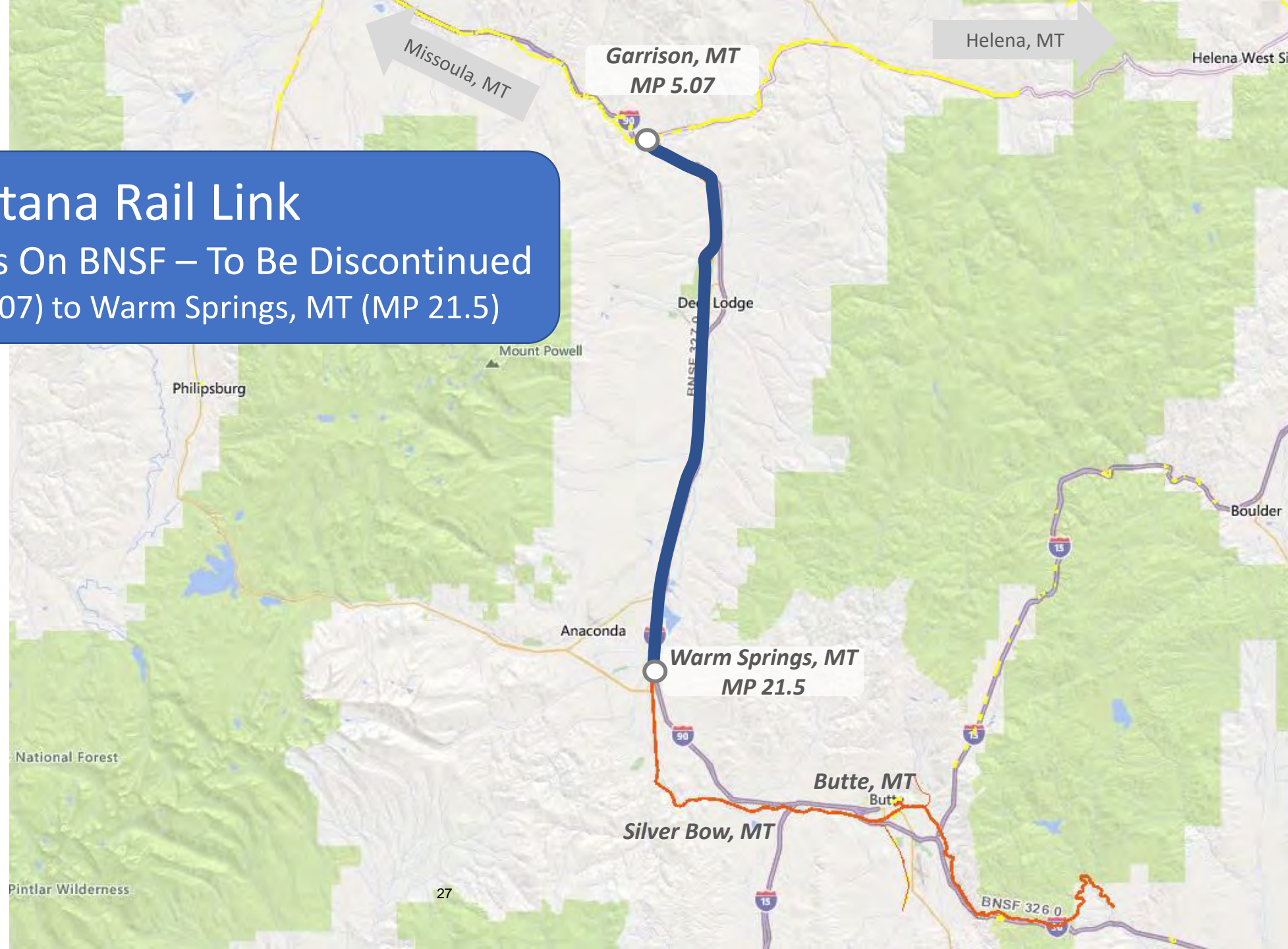
Billings, MT

Laurel, MT

**Montana Rail Link**  
 MRL Trackage Rights On BNSF – To Be Discontinued  
 Moss Main, MT (MP 0.74 to MP 1.0)

# Montana Rail Link

MRL Trackage Rights On BNSF – To Be Discontinued  
Garrison, MT (MP 51.07) to Warm Springs, MT (MP 21.5)



BEFORE THE  
SURFACE TRANSPORTATION BOARD

---

AB-575 (Sub-No. 2X)

MONTANA RAIL LINK, INC.'S DISCONTINUANCE OF LEASE OPERATIONS AND  
TRACKAGE RIGHTS EXEMPTION — YELLOWSTONE, STILLWATER, SWEET GRASS,  
PARK, GALLATIN, BROADWATER, JEFFERSON, LEWIS AND CLARK, POWELL, DEER  
LODGE, GRANITE, MISSOULA, LAKE, MINERAL, AND SANDERS COUNTIES,  
MONTANA; BONNER AND KOOTENAI COUNTIES, IDAHO; AND SPOKANE COUNTY,  
WASHINGTON

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PETITION FOR EXEMPTION

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**Exhibit B**  
**Federal Register Notice**



SURFACE TRANSPORTATION BOARD

AB-575 (Sub-No. 2X)

MONTANA RAIL LINK, INC.'S DISCONTINUANCE OF LEASE OPERATIONS AND TRACKAGE RIGHTS EXEMPTION — YELLOWSTONE, STILLWATER, SWEET GRASS, PARK, GALLATIN, BROADWATER, JEFFERSON, LEWIS AND CLARK, POWELL, DEER LODGE, GRANITE, MISSOULA, LAKE, MINERAL, AND SANDERS COUNTIES, MONTANA; BONNER AND KOOTENAI COUNTIES, IDAHO; AND SPOKANE COUNTY, WASHINGTON

On November 18, 2022, Montana Rail Link, Inc. (“MRL”) filed with the Surface Transportation Board, Washington, D.C. 20243, a petition for exemption seeking to (A) discontinue common carrier service to allow for the termination of an MRL lease over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company (“BNSF”), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50) (collectively, the leased rail lines are referred to as “Leased Premises”); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the “Trackage Rights Lines”): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT.

The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936,

59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852 and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201.

The Leased Premises and the Trackage Rights Lines (collectively, the “Lines”) traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington.

The Lines include the following stations: 1st Subdivision: Jones Jct. at MP 209.9, Huntley at MP 213.1, East Billings at MP 223.4, Billings at MP 225.8 and MP 0.0, Shilo at MP 11.5, Moss Main at MP 12.1, Laurel Yard at MP 13.7 and West Laurel at MP 15.5; 2nd Subdivision: West Laurel at MP 15.5, Spurling at MP 17.7, Brodsky at MP 19.8, Park City at MP 24.3, Rapids at MP 32.3, Columbus at MP 40.3, Craver at MP 47.6, Reed Point at MP 56.9, Quebec at MP 62.0, Greycliff at MP 70.2, Big Timber at MP 80.9, Carney at MP 90.9, Elton at MP 102.3, Livingston East Long Lead at MP 111.9, Livingston at MP 115.4, Livingston West Long Lead at MP 116.0, Muir at MP 127.1, West End at MP 128.6, Bozeman at MP 140.4, Belgrade at MP 149.9, Manhattan at MP 159.3, Logan at MP 164.6, Missouri at MP 172.4, Clarkston at MP 178.8, Lombard at MP 184.9, Toston at MP 194.2, Townsend at MP 205.3, Winston at MP 218.3, Louisville at MP 227.4, Helena East at MP 235.1, Carter St. at MP 236.9, and Helena at MP 238.43 and MP 0.0; 3rd Subdivision: Helena at MP 0.0, Helena Jct. at MP 3.0, Tobin at MP 5.1, Austin at MP 12.9, Skyline at MP 18.6, Blossburg at MP 20.5, Elliston at MP 28.9, CP Avon at MP 34.9, Bradley at MP 39.6, Garrison at MP 50.9, Phosphate at MP 54.8,

Jens at MP 61.4, Drummond at MP 70.7, Bearmouth at MP 80.1, Nimrod at MP 88.7, Clinton at MP 102.6, Bonner at MP 113.2 and Missoula at MP 119.3; 4th Subdivision: Missoula at MP 119.3, De Smet at MP 125.9, Frenchtown at MP 136.6, Lothrop at MP 150.8, Rivulet at MP 167.6, Westfall at MP 176.2, Superior at MP 183.6, CP St. Regis at MP 196.2, Toole at MP 201.9, Paradise at MP 219.2 and MP 0.0, Plains at MP 6.0, Eddy at MP 20.6, Thompson Falls at MP 31.5, Childs at MP 46.4, Tuscor at MP 61.6, Noxon at MP 72.5, Heron at MP 80.1, Colby at MP 91.1, Hope at MP 103.5, Kootenai at MP 116.9 and Sandpoint Jct. at MP 118.7; and 10th Subdivision: De Smet at MP 0.0, Evaro at MP 10.6, Arlee at MP 21.1, Ravalli at MP 30.8, Dixon at MP 37.8, Perma at MP 51.5 and Paradise at MP 64.2.

Upon the discontinuance of service by MRL, BNSF, the Lines' owner, will resume providing common carrier service over the Leased Premises and the Trackage Rights Lines.

MRL states that to its knowledge the Lines may contain federally granted rights-of-way. Any documentation in MRL's possession will be made available promptly to those requesting it.

The interest of railroad employees will be protected by the conditions set forth in *Or. Short Line R.R.—Abandonment Portion Goshen Branch Between Firth & Ammon, in Bingham & Bonneville Cntys., Idaho*, 360 I.C.C. 91 (1979).

MRL has served a copy of this Petition on the persons receiving notices of exemption under §1152.50(d) and shippers located on the Lines.

By the issuance of this notice, the Board is instituting an exemption proceeding pursuant to 49 U.S.C. §10502(b). A final decision will be issued no later than \_\_\_\_\_ .

Any offer of financial assistance ("OFA") under 49 C.F.R. §1152.27(b)(2) to subsidize continued rail service will be due not later than ten (10) days after service of a decision granting the petition for exemption. Each OFA to subsidize continued rail service must be accompanied

by the required filing fee, which is currently set at \$\_\_\_\_\_. See 49 C.F.R. §1002.2(f)(25).

However, OFAs are not appropriate here as the Lines' owner intends to resume operating over the Lines.

Because this is a discontinuance proceeding and not an abandonment, interim trail use/rail banking and public use conditions are not appropriate. Similarly, no environmental or historical documentation is required under 49 C.F.R. §§1105.6(c) and 1105.8(b).

Any filings in response to this notice must refer to AB-575 (Sub-No. 2X) and must be sent to: (1) Surface Transportation Board, 395 E Street, S.W., Washington, D.C. 20423-0001; and MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 2401 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037. Replies to this petition are due on or before \_\_\_\_\_.

Persons seeking further information concerning discontinuance procedures may contact the Board's Office of Public Assistance, Governmental Affairs, and Compliance at (202) 245-0238, or refer to the full discontinuance regulations at 49 C.F.R. Part 1152. Questions concerning environmental issues may be directed to the Board's Office of Environmental Analysis at (202) 245-0305. Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Board decisions and notices are available on the STB website at: [WWW.STB.GOV](http://WWW.STB.GOV).

Decided: \_\_\_\_\_

By the Board: \_\_\_\_\_, Director, Office of Proceedings

**Exhibit C**  
**Combined Certificate of Service and Publication**

I hereby certify that on this 18th day of November 2022, in accordance with the requirements of 49 C.F.R. § 1152.60(d), a copy of the foregoing Petition for Exemption was served via first class mail or electronic mail upon the following parties:

Montana Public Service Commission  
1701 Prospect Ave, Vista Square Bldg  
PO Box 202601  
Helena, MT 59620-2601

Montana Department of Transportation  
2701 Prospect Avenue  
PO Box 201001  
Helena, MT 59620-1001

Idaho Public Service Commission  
P.O. Box 83720 Boise, ID 83720-0074  
11331 W. Chinden Blvd. Building 8, Suite 201-A  
Boise, ID 83714

Idaho Transportation Department  
3311 W. State Street  
P.O. Box 7129  
Boise, ID 83707-1129

Washington Utilities and Transportation Commission  
621 Woodland Square Loop SE  
Lacey, WA 98503

Washington State Department of Transportation  
310 Maple Park Avenue SE  
P.O. Box 47300  
Olympia, WA 98504-7300

David Dorfman  
Headquarters Military Surface Deployment and Distribution Command  
Transportation Engineering Agency  
ATTN: SDTE-SA  
Railroads for National Defense Program  
1 Soldier Way, Building 1900W  
Scott AFB, IL 62225

Mr. Stephan Nofield  
National Park Service  
Rivers, Trails, and Conservation Assistance Program  
1849 C Street NW, Room 1344  
Washington DC 20240

Randy Moore, Chief  
Forest Service  
U.S. Department of Agriculture  
Sidney R. Yates Federal Building  
201 14th Street SW  
Washington, DC 20024

In addition, I hereby certify that on this date a copy of the foregoing Petition for Exemption was served by first class mail or electronic mail upon significant users located on the Lines, including:

<b>Customer Name</b>	<b>Customer Contact</b>	<b>E-mail</b>
A & I Distributors	Mike Reynard	<a href="mailto:mikeaandi@aol.com">mikeaandi@aol.com</a>
A & I Distributors	Ray Stevenson	<a href="mailto:aandidist@aol.com">aandidist@aol.com</a>
Ag Depot	Ross Grubb	<a href="mailto:agdepot@agdepotinc.com">agdepot@agdepotinc.com</a>
Ag Depot	Dylan Grubb	<a href="mailto:dgagdepot@gmail.com">dgagdepot@gmail.com</a>
AgroLiquid Feed	Justin St. Pierre	<a href="mailto:justin.st.pierre@agroliquid.com">justin.st.pierre@agroliquid.com</a>
Alliance Liquid Feed	Boone Gran	<a href="mailto:billings.plant@allianceliquidfeeds.com">billings.plant@allianceliquidfeeds.com</a>
American Chemet	Rich Falconer	<a href="mailto:rfalconer@chemet.com">rfalconer@chemet.com</a>
American Chemet	Dan Tiefenthaler	<a href="mailto:dtiefenthaler@chemet.com">dtiefenthaler@chemet.com</a>
American Welding & Gas	Kevin Costin	<a href="mailto:kevin.costin@amwelding.com">kevin.costin@amwelding.com</a>
Amerigas Propane	Harold Osterman	<a href="mailto:harold.osterman@amerigas.com">harold.osterman@amerigas.com</a>
Amerigas Propane	Bradley Harrison	<a href="mailto:bradley.harrison@amerigas.com">bradley.harrison@amerigas.com</a>
Ash Grove Cement	Neal Campbell	<a href="mailto:neal.campbell@ashgrove.com">neal.campbell@ashgrove.com</a>
Ash Grove Cement	Mike Daniel	<a href="mailto:mike.daniel@ashgrove.com">mike.daniel@ashgrove.com</a>
Ash Grove Cement	Mike Mullaney	<a href="mailto:mike.mullaney@ashgrove.com">mike.mullaney@ashgrove.com</a>
Ash Grove Cement	Chris Hines	<a href="mailto:chris.hines@ashgrove.com">chris.hines@ashgrove.com</a>
Baker Transfer & Storage	Justin Philip	<a href="mailto:jphilip@bakertransfer.com">jphilip@bakertransfer.com</a>
Baker Transfer & Storage	Rhonda Roberts	<a href="mailto:rroberts@bakertransfer.com">rroberts@bakertransfer.com</a>
Baker Transfer & Storage	Richard Martin	<a href="mailto:richard@rdmss.com">richard@rdmss.com</a>
Beartooth Fertilizer	Chris Skorupa	<a href="mailto:cs@btfertilizer.com">cs@btfertilizer.com</a>
Big Sky Steel & Salvage	Mark Brothers	<a href="mailto:mark@bigskysteel.com">mark@bigskysteel.com</a>
Bitterroot Valley Forest Products	Nate Bean	<a href="mailto:nate@bvfpmontana.com">nate@bvfpmontana.com</a>
Blackhawk	Lamont Kotter	<a href="mailto:lamont.kotter@vistaoutdoor.com">lamont.kotter@vistaoutdoor.com</a>
Blackhawk	Steve Clay	<a href="mailto:steven.clay@vistaoutdoor.com">steven.clay@vistaoutdoor.com</a>
Boise Cascade	Gary Harper	<a href="mailto:garyharper@bc.com">garyharper@bc.com</a>
Boise Cascade	Curtis Morse	<a href="mailto:curtismorse@boisebuilding.com">curtismorse@boisebuilding.com</a>
Boise Cascade	Paul Kappel	<a href="mailto:paulkappel@bc.com">paulkappel@bc.com</a>

<b>Customer Name</b>	<b>Customer Contact</b>	<b>E-mail</b>
Bonner Property Development	Mike Heisey	<a href="mailto:mikeh@bonnerproperty.com">mikeh@bonnerproperty.com</a>
Bonner Property Development	Julie Olson	<a href="mailto:juliebpd1@gmail.com">juliebpd1@gmail.com</a>
Brenntag Pacific Inc.	Craig Guelff	<a href="mailto:cjguelff@brenntag.com">cjguelff@brenntag.com</a>
Brenntag Pacific Inc.	Tracy Vatnsdal	<a href="mailto:Tvatnsdal@brenntag.com">Tvatnsdal@brenntag.com</a>
Brenntag Pacific Inc.	Logan Halsey	<a href="mailto:lhalsey@brenntag.com">lhalsey@brenntag.com</a>
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CHS	Steve Anderson	<a href="mailto:steve.anderson@chsinc.com">steve.anderson@chsinc.com</a>
CHS Laurel Refinery	Lexie Acker	<a href="mailto:alexis.acker@chsinc.com">alexis.acker@chsinc.com</a>
CHS Laurel Refinery	Jim Irwin	<a href="mailto:jim.irwin@chsinc.com">jim.irwin@chsinc.com</a>
CHS Laurel Refinery	Rebecca Cedel	<a href="mailto:rebecca.cedel@chsinc.com">rebecca.cedel@chsinc.com</a>
CHS Laurel Refinery	Distro Group	<a href="mailto:energylaurelresidualproducts@chsinc.com">energylaurelresidualproducts@chsinc.com</a>
CHS Logan Terminal	Duane Meagher	<a href="mailto:duane.meagher@chsinc.com">duane.meagher@chsinc.com</a>
CHS Terminal Manager	Chris Fink	<a href="mailto:chris.fink@chsinc.com">chris.fink@chsinc.com</a>
CHS Missoula Terminal	Matt Mill	<a href="mailto:matt.mill@chsinc.com">matt.mill@chsinc.com</a>
Circle S Seeds	John McDonnell	<a href="mailto:circles@circlesseeds.com">circles@circlesseeds.com</a>
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COLUMBGRAIN	Lauren Crum	<a href="mailto:lncrum@columbiagrains.com">lncrum@columbiagrains.com</a>
Commercial Lynks	Jay Gnanasekaran	<a href="mailto:sales@commerciallynks.com">sales@commerciallynks.com</a>
Commercial Lynks	James Wallace	<a href="mailto:jamesw@commerciallynks.com">jamesw@commerciallynks.com</a>
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Diversified Transfer & Storage	Jay Foley	<a href="mailto:jayf@dtsb.com">jayf@dtsb.com</a>
Dust Busters, Inc	Craig Prete	<a href="mailto:cprete@wyoming.com">cprete@wyoming.com</a>
EBC Trusses	Pete Bitney	<a href="mailto:ebctruss@vcn.com">ebctruss@vcn.com</a>
Emerald Services	Brad Clawson	<a href="mailto:brad.clawson@emeraldncw.com">brad.clawson@emeraldncw.com</a>
Emerald Services	William Corcoran	<a href="mailto:William.corcoran@cleanharbors.com">William.corcoran@cleanharbors.com</a>
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Empire Building Material	Sam Saunders	<a href="mailto:sams@empireinc.com">sams@empireinc.com</a>
Empire Building Material	Craig Miller	<a href="mailto:craigm@empireinc.com">craigm@empireinc.com</a>
Empire Building Material	Mike Fauth	<a href="mailto:mikef@empireinc.com">mikef@empireinc.com</a>
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Energy Partners LLC	Michael Henry	<a href="mailto:mhenry@energypartnerspropane.com">mhenry@energypartnerspropane.com</a>
Energy Partners LLC	Bob Dube	<a href="mailto:bdube@energypartnerspropane.com">bdube@energypartnerspropane.com</a>
Equilibrium Catalyst, Inc	Tammy Antonopoulos	<a href="mailto:tamieci@aol.com">tamieci@aol.com</a>
Equilibrium Catalyst, Inc	Otha Church	<a href="mailto:otha.church@grace.com">otha.church@grace.com</a>
ExxonMobil	Leigh Newell	<a href="mailto:leigh.e.newell@exxonmobil.com">leigh.e.newell@exxonmobil.com</a>
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Lastly, I hereby certify that a “Notice of Petition to Discontinue Rail Service” was published in the form prescribed by the Surface Transportation Board for a petition for exemption (49 C.F.R. § 1105.12). The notice was published in newspapers of general circulation in Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington (see list of newspapers publication dates below).

1. Spokesman Review – Nov. 16, 2022
2. Billings Gazette – Nov. 17, 2022
3. Missoulian – Nov. 17, 2022
4. Helena Independent Record – Nov. 17, 2022

5. Bozeman Daily Chronicle – Nov. 17, 2022
6. Montana Standard – Nov. 17, 2022
7. Great Falls Tribune – Nov. 16, 2022
8. Big Timber Pioneer – Nov. 17, 2022
9. Three Forks Voice – Nov. 16, 2022
10. Daily Interlake – Nov. 18, 2022
11. Bonner County Daily Bee – Nov. 18, 2022
12. Lake County Leader – Nov. 17, 2022
13. Livingston Enterprise – Nov. 17, 2022
14. Boulder Monitor – Nov. 16, 2022
15. Sanders County Ledger – Nov. 17, 2022


Copies of the newspaper notice affidavits are attached.

/s/ Crystal M. Zorbaugh  
Crystal M. Zorbaugh



**PROFESSIONAL**

## Community Health Education



The Lincoln County Health Department is looking for highly motivated energetic staff to implement life course programs including maternal child health support, oral health prevention, chronic disease prevention, injury prevention and to build collaborative partnerships to address social determinants of health. The positions are:

**Director of Community Collaborations** — requires a master's degree in community health education, public health or related level degree and will be responsible to oversee staff in achieving program goals.

**Prevention Specialist** — requires a bachelor's degree in community health education, public health or related degree.

For more information: [www.co.lincoln.wa.us/public-health/employment](http://www.co.lincoln.wa.us/public-health/employment)

**SKILLED TRADES**

**SPOKANE VALLEY FIRE DEPARTMENT**

is recruiting for **MECHANICS**

For information visit our website <http://www.spokanevalleyfire.com/join-svfd/>

**AUTOS**

**UTILITY TRAILERS**

WANTED: All types of RVs, Diesel Pushers, or Truck & Trailer. Private party local cash buyer. Call Tom 360-471-2272

**TRUCKS FOR SALE**

WANTED Top Dollar PAID for Low Mile Diesel Truck. MUST BE NICE! Call John 360-471-2272

**TOYOTA**

1991 TOYOTA SR5 PICKUP RWD, V6 automatic, very clean. 509-993-5736

**Auction/Garage Sales**

**GARAGE-YARD SALES**

**MOVING SALE ONE DAY ONLY!**  
Saturday, Nov 19  
9:00 A.M. to 3:00 P.M.  
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**APARTMENT FOR RENT**

**LEGAL NOTICES**

Cello Partnership and its controlled affiliates doing business as Verizon Wireless (Verizon Wireless) is proposing to build two wood pole telecommunications facilities in Spokane, Spokane County, WA 99203. Project # 6122010667 consists of a 43-foot wood pole located in the vicinity of 808 E Syringa Rd. Project # 6122010668 consists of a 46-foot wood pole located in the vicinity of 2135 S Rockwood Blvd. Public comments regarding potential effects from this site on historic properties may be submitted within 30 days from the date of this publication to: Project 6122010667 and 6122010668 - MB c/o EBI Consulting, 6876 Susquehanna Trail South, York, PA 17403, [mbandstra@ebiconsulting.com](mailto:mbandstra@ebiconsulting.com), or at (717) 472-3070. SR190545

**NOTICE CITY OF SPOKANE PROPOSED FRANCHISE ORDINANCE C36308**

**SUMMARY FOR PUBLICATION**

Franchise to Intermountain Infrastructure Group LLC, a Delaware Limited Liability Company whose home office is 533 Airport Blvd., Suite 400, Burlingame, CA 30324, to use the public right of way to provide noncable telecommunications service within its legal authority. Franchise term: 10 years. For more information contact Jeff Yount (970) 444-9943; email: [jeff.yount@intermountainig.com](mailto:jeff.yount@intermountainig.com). (Final Reading of Ordinance C36308 is anticipated to be held before Spokane City Council on December 12, 2022.) SR190472

**Diamond Self Storage**  
5602 West Sunset Highway  
Spokane, WA 99224  
509-747-9376

will auction the following storage units online at [www.storage-treasures.com](http://www.storage-treasures.com) on Sunday, November 27th, 2022 at 10:00 am.

8B07 James Francis  
1B23 Kristin Clark  
DD63 Jessie Gray  
7A28 Anna Marie Friedlander  
J07 Jared Bullard  
X27 Molly Scott

Tenants have until 5:00 pm Saturday, November 26th, 2022 to pay in full all back rent, fees, and associated costs. SR:190520

**Diamond Self Storage**  
1211 S Fairview Heights Rd  
Medical Lake, WA 99022  
509-862-5996

will auction the following storage units online at [www.storage-treasures.com](http://www.storage-treasures.com) on Sunday, November 27th, 2022 at 10:00 am.

A05 Sheila Jenkins  
D01 John Gunderson  
E01 Jackson Hewitt  
H64 Daniel Bryant

Tenants have until 5:00 pm Saturday, November 26th, 2022 to pay in full all back rent, fees, and associated costs. SR:190519

**FOR ASSISTANCE OR QUESTIONS REGARDING A LEGAL ADVERTISEMENT,**  
Please Call (509) 459-5121 or Toll Free 800-338-880 Ext. #5121 Weekdays.

**APARTMENT FOR RENT**

**LEGAL NOTICES**

**NOTICE OF SEPA APPLICATION**

Notice is hereby given that Koz Development has filed a State Environmental Policy Act (SEPA) application for the property located at 307 W 4th Ave / B2212112SEPA. The lead agency is likely to issue a mitigated determination of non-significance for this project. Please note that this may be the only opportunity to comment on the environmental impacts of the proposed project.

Any person may submit comments on the proposed action or call for additional information at:

Development Services Center  
Attn: **Ryan Benzie**  
808 West Spokane Falls Boulevard  
Spokane, WA 99201-3343  
Phone (509) 625-6863

**APPLICATION INFORMATION**

**City File Number: B2212112SEPA**

**Applicant:** Koz Development – 1830 Bickford Ave, Ste 201 Snohomish, WA 98290

**Street Address:** 307 W 4th Ave

**Legal Description:** A full legal description is available for review in the Development Services Center on the third floor of City Hall

**Description of Proposal:** Construction of an approx. 201-unit apartment complex including 195 structured parking spaces on a site of approx. 152,380sf.

**Mitigation Requirements:** 1. An inadvertent discovery plan will be created and implemented into the scope of work as requested by the Spokane Tribe.

**ONLY THE APPLICANT AND PERSONS SUBMITTING WRITTEN COMMENTS AND TESTIFYING MAY APPEAL THE DECISION OF APPROVAL OR DENIAL OF THIS APPLICATION.**

**Comment Period Information:** Any person may submit comments regarding this proposal. Comments will be considered on this application and any environmental issues and any environmental documents related to the proposed action. All written comments will become a part of the record. **Comments are due by 5:00 p.m., November 23, 2022, and must be sent to Ryan Benzie at the City of Spokane, Development Services Center, 808 W Spokane Falls Blvd, Spokane, WA 99201-3343.** SR190174

**Pro and Con Committees**

The Spokane Valley Fire Department adopted Resolution No. 2022-526 providing for the submission to the voters on February 14, 2023, a proposition authorizing a maintenance and operations excess levy. The Fire Department is accepting names of citizens interested in participating in voter pamphlet statements "for" (Pro) and "against" (Con) committees. If interested, email [LevyCommittee@spokanevalleyfire.com](mailto:LevyCommittee@spokanevalleyfire.com) by 4: 00 p.m. on December 7, 2022. SR190568

For Legal Advertising info  
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**APARTMENT FOR RENT**

**LEGAL NOTICES**

**NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE**  
AB-575 (SUB-NO. 2X)

Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X).

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Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 CFR § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and

Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037. SR190562

COPIES of the RFQ document are only available electronically and can be downloaded from [www.publicpurchase.com](http://www.publicpurchase.com).

**SUBMITTALS**, due by 3pm local time, November 30, 2022, should follow the format outlined in the request for bid document on [www.publicpurchase.com](http://www.publicpurchase.com).

QUESTIONS regarding the bid process shall be submitted via [www.publicpurchase.com](http://www.publicpurchase.com). Spokane County Purchasing will respond to questions via [www.publicpurchase.com](http://www.publicpurchase.com), thus providing all questions and answers to all prospective bidders.

To access this opportunity and all others, please register for free at [PublicPurchase.com](http://PublicPurchase.com) and [GovQuote.us](http://GovQuote.us). Once you have registered your business, you will receive automatic notifications for opportunities within your product or service offering.

DATED THIS 8th day of November 2022.

GINNA VASQUEZ, Clerk of the Board  
SR190353

**LEGAL ADVERTISING**  
24-HOUR FAX LINE (509) 622-1189  
e-mail: [legals@spokesman.com](mailto:legals@spokesman.com)

**LEGAL NOTICES**

Spokane Regional Clean Air Agency  
TWO ADVISORY COUNCIL OPENINGS:  
AIR QUALITY and FIRE PROTECTION  
Apply by November 21, 2022

Spokane Regional Clean Air Agency (Spokane Clean Air) has two openings on its 9-member volunteer Advisory Council. These are unpaid, four-year terms ending December 31, 2026. Spokane County residents interested in local air quality issues and with backgrounds in Air Quality and Fire Protection are encouraged to apply.

The role of the Advisory Council is to provide counsel and input to the Executive Director and Board of Directors on agency programs and regulations which are designed to carry out the purposes of the Washington Clean Air Act.

The Advisory Council typically meets the fourth Thursday of the month, from 8-9 a.m., at Spokane Clean Air's office. Advisory Council meetings are open to the public.

Interested and qualified applicants may apply for the position by submitting a letter of interest to Spokane Clean Air, Attn: Scott Windsor, Executive Director, 1610 S. Technology Blvd., Ste. 101, Spokane, WA 99224-5374, by November 21, 2022. The letter should describe the applicant's experience and give a brief explanation of their interest in air quality issues. The positions are appointed by the Board of Directors who will review the applications at their December 1, 2022, regular Board of Directors meeting.

For more information about these open positions, contact Scott Windsor at (509) 477-4727 ext. 121 or at [swindsor@spokanecleanair.org](mailto:swindsor@spokanecleanair.org). For more information about Spokane Clean Air and the Advisory Council, visit [www.spokanecleanair.org/about-us/advisory-council](http://www.spokanecleanair.org/about-us/advisory-council) SR190437

**REQUEST FOR QUALIFICATIONS**

**Architectural/Engineering Services Irrigation Design Services**  
RFQ NO. P13189

Spokane County Requests That Qualified Parties Submit Qualifications To:

[www.publicpurchase.com](http://www.publicpurchase.com)

**PURPOSE:** The purpose of this Request for Qualifications (RFQ) is to acquire qualifications from a consultant with expertise in engineering services for preparation of a construction document bid package, including drawings and specifications, for irrigation design that will replace and modernize four irrigation systems.

THE BOARD hereby notifies all bidders that no person or organization shall be discriminated against on the basis of race, religion, color, age, sex, sexual orientation or national origin in consideration for an award issued pursuant to this advertisement. Additionally, minority and women owned business enterprises are encouraged to submit bids in response to this invitation.

COPIES of the RFQ document are only available electronically and can be downloaded from [www.publicpurchase.com](http://www.publicpurchase.com).

**SUBMITTALS**, due by 3pm local time, November 30, 2022, should follow the format outlined in the request for bid document on [www.publicpurchase.com](http://www.publicpurchase.com).

QUESTIONS regarding the bid process shall be submitted via [www.publicpurchase.com](http://www.publicpurchase.com). Spokane County Purchasing will respond to questions via [www.publicpurchase.com](http://www.publicpurchase.com), thus providing all questions and answers to all prospective bidders.

To access this opportunity and all others, please register for free at [PublicPurchase.com](http://PublicPurchase.com) and [GovQuote.us](http://GovQuote.us). Once you have registered your business, you will receive automatic notifications for opportunities within your product or service offering.

DATED THIS 8th day of November 2022.

GINNA VASQUEZ, Clerk of the Board  
SR190353

**LEGAL ADVERTISING**  
24-HOUR FAX LINE (509) 622-1189  
e-mail: [legals@spokesman.com](mailto:legals@spokesman.com)

**LEGAL NOTICES**

**Spokane County Noxious Weed Control Board**  
**Board Member Appointments**

Notice is hereby given pursuant to the laws of the state of Washington, R.C.W. 17.10, that there are currently two Board Member vacancies. Members serve four-year terms without compensation.

Please call (509) 477-5777 for an application and information on district boundaries and requirements.

District 1: Deer Park/Chattaroy  
District 3: Fairfield/Spangle

Closing date for applications will be December 5, 2022. The Weed Board will hold a hearing at their regularly scheduled Board Meeting on December 7, 2022 and will recommend the most qualified candidates to the Spokane County Commissioners for appointment.

By order of the Spokane County Noxious Weed Board, dated this 8th day of November 2022.  
SR190346

**LEGAL NOTICE**

**LAKE CHELAN SCHOOL DISTRICT #129**

**Notice to Consultants Request for Qualifications Study & Survey Services**

In accordance with Chapter 39.80 RCW, Lake Chelan School District, (LCSD), is seeking architectural consultant services for a pre-planning study/analysis of options for enrollment growth accommodation and/or facilities expansion. The primary goal is to study/analyze facility expansion options and the consequent impacts for student housing, (both near-term and long-term), educational and extra-curricular outcomes, overall project costs, tax impacts, land acquisition needs, potential time/schedule scenarios and other feasibility consequences for consideration by LCSD.

Services are to include production of a Study & Survey in accordance with WAC 392-341-025. Ultimately these services may lead to a bond measure and capital construction program to execute the findings of the pre-planning study. As such, LCSD reserves the right to continue with the selected architectural team to design the project(s) that are recommended by the pre-planning study and put forth for construction in a bond or capital levy election. This latter option would be exercised at LCSD's sole discretion if LCSD determines that such continuation with the selected firm is in its best interests.

Applicant architectural firms shall submit Statement of Qualifications consisting of a letter of interest, (maximum 2 pages, single-sided), and relevant experience, (maximum 15 pages, single-sided), including both personnel proposed, resumes and backgrounds and representative planning and/or school projects which are potentially relevant and applicable to LCSD's circumstances. Proposing firms shall have at least one Building Condition Assessment certified personal on their staff. LCSD will review the submittal materials and reserves the right to conduct discussions/interviews with applicant firms with the goal of selecting the firm it deems most highly qualified.

Provide one (1) electronic copy (via email) of Statements of Qualifications by 3:00 p.m. **December 15, 2022** to:

Bo Charlton, Business Manager  
Lake Chelan School District #129  
[charltonb@chelanschools.org](mailto:charltonb@chelanschools.org)

All questions regarding this application should be directed by email to Bo Charlton, [charltonb@chelanschools.org](mailto:charltonb@chelanschools.org) SR190559

**MERCHANDISE FOR SALE**

**TOP OF THE LINE HOVER ROUND SCOOTER (on site)**  
**LX-5 POWER WHEELCHAIR**  
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<b>AIRWAY HEIGHTS</b> CEDAR SUMMIT ESTATES V, VI, & VII 55+ 824 S. Delfino Ln. (12th & Hayford) – 838-1145 CEDAR SUMMIT ESTATES I & II 10620 W 12th Ave. – 456-5561 CEDAR SUMMIT ESTATES III & IV 10620 W 12th Ave. – 456-4660	<b>NORTHEAST</b> CEDAR SPRINGS ESTATES II 1110 E. Cozza Drive – 466-0307 CEDAR SPRINGS ESTATES III 1011 E. Sharpsburg – 465-2219 CEDAR SPRINGS ESTATES IV 7808 N. Morton – 464-4333
<b>NORTHWEST</b> CEDAR FOREST ESTATES 4403 W. Winston Ct. – 327-7174	<b>VALLEY</b> CEDAR CHATEAU ESTATES 13310 E. Mission – 922-2347 CEDAR CHATEAU ESTATES "B" 13320 E. Mission – 928-6210
<b>NORTHEAST</b> CEDAR MEADOWS 8909 N. Colton – 467-4495 CEDAR CREEK VILLAGE I 8424 N. Nevada – 468-2076 CEDAR CREEK VILLAGE II 8424 N Nevada – 468-2230 CEDAR SPRINGS ESTATES 1015 E. Cozza Dr. – 467-0835 Clubhouse Available to Cedar Creek & Springs Residents	<b>SOUTH HILL</b> CEDAR CANYON VILLAS 5710 S. Hailee Lane – 448-5503 CEDAR PARK 3003 S. Perry – 838-8714 <b>COEUR D'ALENE</b> CEDAR WOOD ESTATES 3015 N. 4th St. – 208-664-2277

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## LEGLALS 0700

### LEGAL NOTICES MNAJLP

#### Public Notice

On December 30th, 2015, Spring Creek Coal LLC filed with the Montana Department of Environmental Quality (DEQ) an application for amendment of its existing Surface Mining Permit C1979012. The amendment application was determined to be administratively complete on August 2, 2016. The amendment application called AM5 was revised to identify the Navajo Transitional Energy Company, LLC as the applicant and permittee, rather than Spring Creek Coal, LLC. DEQ has determined that this revision significantly modified the application after the application was previously determined administratively complete. DEQ has now determined the revised application for AM5 is administratively complete. As a result, this is the public notice for the second completeness determination. The amendment application requests adding 4,334 acres to the current permit area and adding NO additional tons of coal reserves to the mine plan. The amendment area encompasses lands within the following description: Township 8 South, Range 39 East, M.P.M. - Section 27, 34 Township 9 South, Range 39 East, M.P.M. - Section 3, 4, 9, 10, 15, 16, 21, 28, 29, 32, 33 Township 10 South, Range 38 East, M.P.M. - Section 1 All M.P.M., Big Horn County, Montana and contains 4,334 acres, more or less. Mining activity in C1979012 will continue to be conducted within 100 feet of the outside right-of-way of the Youngs Creek County Road. The application is available for inspection at the following locations:

- 1) Montana Department of Environmental Quality, Airport Industrial Park, Billings, MT
- 2) Montana Department of Environmental Quality, 1218 E 6th Avenue, Helena, MT
- 3) Spring Creek Mine, Lakeshore Drive, Decker, MT
- 4) The application can be viewed online at <http://svc.mt.gov/deq/my-COALPublic/>
- 5) A computer will be available at the Hardin Library to view the application at <http://svc.mt.gov/deq/my-COALPublic/> or by emailing DEQCoal@mt.gov.

Written comments, objections, or requests for informal conferences on this application may be submitted to the Department of Environmental Quality, Coal and Uranium Program, P.O. Box 200901, Helena, MT 59620-0901 within 30 days of receipt of the final publication of this notice or by emailing DEQCoal@mt.gov. The State of Montana, Department of Environmental Quality, makes reasonable accommodations for any known disability that may interfere with a person's ability to participate in the above state governmental proceedings. Persons needing accommodation must notify DEQ with their requests to allow adequate time to make needed arrangements. You may call (406) 444-4970, write to the Coal and Uranium Program, Department of Environmental Quality, P.O. Box 200901, Helena, MT 59620-0901 or email DEQCoal@mt.gov to make your request known. October 27, 2022 130116

### MONTANA WATER COURT NOTICE OF ENTRY OF INTERLOCUTORY DECREE AND NOTICE OF AVAILABILITY YELLOWSTONE RIVER, BELOW POWDER RIVER (BASIN 42M) ALL WATER USERS NEED TO READ THIS NOTICE

The Montana Water Court has entered its Interlocutory Decree for Basin 42M and the Decree is now available for your review.

- \* Montana Water Court: 1123 Research Drive Bozeman, MT 59718; 406-586-4364
- \* Montana DNRC, Water Rights Adjudication Office: 910 Helena Avenue, Helena, MT 59620; 406-444-0560
- \* Montana DNRC, Water Resources

### LEGAL NOTICES MNAJLP

Regional Office: 222 Sixth Street South, Glasgow, MT 59230; 406-228-2561

\* Montana Water Court website: <https://courts.mt.gov/Courts/Water/Notices-Info/>

\* Montana DNRC website: <http://dnrc.mt.gov/divisions/water/adjudication/>

**OBJECTIONS**  
All objections must be filed on the forms provided by the Water Court and must be received at the Water Court by February 13, 2023. Objections can be filed electronically at [watercourt@mt.gov](http://watercourt@mt.gov) or sent to Montana Water Court, PO Box 1389, Bozeman, MT 59771.

**EXTENSIONS**  
The Water Court may grant a request for an extension of the time for filing objections. A request for an extension must be received by the Water Court on or before **February 13, 2023**. If an extension is granted, it will apply to everyone. Any extension will be posted at the offices listed above and will be advertised once in this newspaper.

**RIGHT TO APPEAL**  
If you do not participate in Water Court proceedings, your right to appeal an adverse decision is limited by Section 85-2-235, MCA. If changes were made to your abstract, you may challenge those changes by filing an objection. You may also address DNRC issue remarks by an objection. If there are changes and/or issue remarks on your abstract which are not resolved by an objection, these will be addressed and resolved by the Water Court. November 17, 23, December 1, 2022 133179

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- \* Montana DNRC, Water Resources Regional Office: 222 Sixth Street South, Glasgow, MT 59230; 406-228-2561
- \* Montana Water Court website: <https://courts.mt.gov/Courts/Water/Notices-Info/>
- \* Montana DNRC website: <http://dnrc.mt.gov/divisions/water/adjudication/>

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### LEGAL NOTICES MNAJLP

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The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment.

Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 C.F.R. § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., N.W., Ste. 300, Washington, DC 20037, November 17, 2022 133049

### NOTICE OF POST ELECTION AUDIT & CANVASSING

The post-election audit of the November 8, 2022, General Federal Election will be held on Monday, November 21, 2022, at 8:00AM at the Yellowstone County Courthouse. Anyone interested in attending should report to the Yellowstone County Election Department, 217 N 27th St Rm 101.

### LEGAL NOTICES MNAJLP

Canvassing of the November 8, 2022, General Federal Election will be held following the regularly scheduled 9:30 AM Commissioners Board Meeting on November 22, 2022, at the Stillwater Building, 316 N 26th St Rm 3101. November 17, 2022 133104

## MERCHANDISE 3000

### HOUSEHOLD GOODS & APPLIANCES

At Guaranteed Appliance 901 Terry Ave, Billings. We have refurbished washers, dryers, fridges, stoves. We also have mowers, air conditioners, some furniture, and beds. Call Morris 248-3925.

### DOGS

AKC American Cocker Spaniels, 8 weeks old, male/female. Call or text 406-590-2038



AKC Brittany pups. NFC Bloodlines. Both Parents are great around the house and excellent hunters. Up to date on shots. John 406-321-0192 \$800



AKC Champion bloodline toy poodle puppies looking for "forever" homes! 6 puppies available. Boys and girls... black/blue in color. All details on us as breeder and puppy info on our website: <http://muddydyeekpoodles.com> and puppy applications available there. Text 307-850-6597 \$2500.

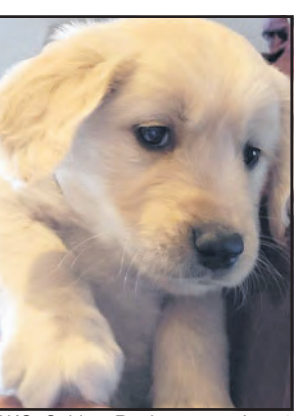
AKC German Shepherd puppies, snow cloud line, 1950s look, original straight back working class. 2 black females. 4 white males. H&H guarantee. UTD shots. De-wormed. Home raised. Parents on site. Born 10/14/22. New home 12/2 - 12/9. Deposit required. Call 406-570-0131 [www.burginsnowcloudshepherds.com](http://www.burginsnowcloudshepherds.com)

AKC Golden Retriever Puppies, males, born 8/12, family raised, dew claws removed, first shots, dewormed, ready to go now, red parents on-site \$800. Another litter of newborns ready to go 11/22. 1st shots/dewormed. Males \$1000, females \$1200 Parents on site also. Call 406-374-2795

### DOGS



AKC German Shepherd puppies. Black, black and red, sables. Males and females. 16 and 12 weeks. Pictures and info at puppies.com. search Montana for German Shepherds. \$1250. 406-438-3191



AKC Golden Retriever puppies, 8 weeks old. Show quality. Parents have had health checks for hip, elbow, heart & eyes. Ready now, special holiday pricing! Located in Polson MT. 406-317-2721



AKC Lab Puppy for Sale! Male 14 weeks old. Very good looking, blocky head, short stocky build, very sweet, laid back and mellow pup. Ready to go now! Poty trained and kennel trained! Please call (406) 794-5214. Located in Billings, Montana. \$1,000.



AKC Pembroke Welsh Corgi puppies, born 9/26, not at risk for DM, 5 year genetic health guarantee \$1500. For more info visit rusticbar kennels.com or call 406-745-5225

AKC Registered English Bulldog - \$2000. 406-203-7870

AKC Registered Toy Poodles \$2000 406-396-6172

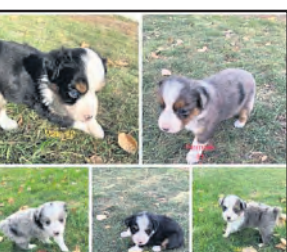
### DOGS



AKC registered corgis for sale. They have their first shots and are ready for their new homes. Only 3 left! Parents are amazing dogs. \$800. 701-260-1207



ASDR Mini Aussies ready to go by 12/4. Tails docked, dewclaws removed, first vaccinations, health check from veterinarian. Only 3 males. 307-921-2889 \$750



ASDR registered small mini Australian Shepherd both parents are healthy test clear will be first shot and dewormed ready to go November 22nd black tri \$800 Merle \$950 please call or text 406-672-4118



Beautiful American Bulldog pups. NKCC reg. UTD on all vaccines. \$1500 pet home or \$2000 w/ breeding rights. Ready for their new home by Thanksgiving. Text/call Liz @ 801-822-6722 for info. Wyolegacybulldogs@gmail.com or on FB @ wyolegacybulldogs. 1500-2000



Beautiful Queensland Heeler, female pups, born 7/3/22. Bred for health/disposition & Miniature Heeler cross female. Info/prices/delivery options. 406-581-7586

Chocolate poodle puppies, 3mos. old, raised on a farm. \$250. 406-852-6060

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Complete handyman, bath remodels, basement finishing, drywall, fascia, gutters, leaf guard systems, metal roofing, patio covers & decking. Complete carpenter Service. Lic., Ins. Reg. Senior discounts. Call Chuck 406-690-3219

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landscapingbyallen.com Hurry its turning quick we have imed openings fall clean up full landscape design.trees shrub rock edging haul dump carpentry handyman water features bath your dog..(jokes) snow removal quality affordable. 406-861-5365

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Professional lawn care 15 yrs exp. **SPRINKLER BLOWOUTS, FALL CLEANUP**, gutter cleaning, snow removal, weekly mows, hedging, small landscaping, tree trimming, handyman services. Stump grinding, Fencing, Comm /Resid Lic/Ins., Free est. **Call Sam 406-591-8085**

**TEAL LAWN CARE** Scheduling fall clean, hedge/shrub trim, aerating, overseeding, gutter cleanouts, landscape. Snow removal Billings /Laurel Jason 694-5946

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## Classifieds

### Legals Missoula MNAFLP

**NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE AB-575 (SUB-NO. 2X)**

Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X).

The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment.

Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 C.F.R. § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037, November 17, 2022 133053

### Legals Missoula MNAFLP

### Legals Missoula MNAFLP

Julie R. Sirrs  
Boone Karlberg P.C.  
201 West Main, Suite 300  
P.O. Box 9199  
Missoula, MT 59807-9199  
Telephone: (406) 543-6646  
Telefax: (406) 549-6804  
jsirrs@boonekarlberg.com  
Attorneys for Karissa Cornell,  
Personal Representative  
**MONTANA FOURTH JUDICIAL DISTRICT COURT, MISSOULA COUNTY**  
IN THE MATTER OF THE ESTATE OF PAMELA GIBB ROURKS, Deceased.  
Dept. No. 5  
Probate No. DP-22-272

**NOTICE TO CREDITORS**  
NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above-named estate. All persons having claims against the said deceased are required to present their claims within four months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be mailed to Karissa Cornell, the Personal Representative, return receipt requested, c/o Boone Karlberg P.C., P. O. Box 9199, Missoula, Montana 59807-9199, or filed with the Clerk of the above-entitled Court.

I declare, under penalty of perjury and under the laws of the state of Montana, that the foregoing is true and correct.  
DATED this 25 day of October, 2022 at Portland, Oregon.  
/s/ Karissa Cornell  
Karissa Cornell,  
Personal Representative  
**PERSONAL REPRESENTATIVE'S ATTORNEY: BOONE KARLBERG P.C.**  
By: /s/ Julie R. Sirrs  
Julie R. Sirrs  
P. O. Box 9199  
Missoula, Montana 59807-9199  
November 3, 10, 17, 2022 131297

### BAZAARS

**Craft Fair**  
Missoula Senior Citizens Center  
705 S. Higgins Ave.  
Saturday 9am-4pm  
30+ vendors.  
Seniors will be selling breakfast & lunch items. Ealges Auxillary will be wrapping gifts for charity donations. Scentsy, 31, Avon, Pampered Chef, homemade candles, jewelry, Russian folkart, crocheted items, baked goods, apparel.

### FEED/SEED/GRAINS

Straw bales \$6 each. Unsprayed. Garden mulch/camper insulation special. Ugly bales \$4 each. St. Ignatius area. 406-210-2184

### FREE ADS

FOUND at 700 Kensington & Bow behind Baskin Robbins, small orange kitten 406-529-5631

Free Pallets: Pick up @ Boyce Lumber 1410 S. Russell St. Please leave no mess

### GUNS/AMMO

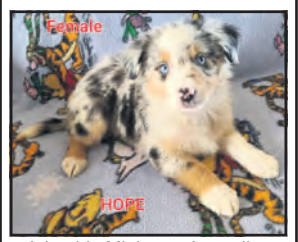
Gun Safety CCW: 11/05  
Defensive Pistol II: 10/22  
493-2302 or 207-4160 for info  
Practicalshootinginstruction.training

### MISCELLANEOUS MERCHANDISE

LARGE AVIARY 60"x48"x36"; steel mesh and plex with lock and stand; \$300 obo 406-443-3708

### DOGS

1 female Poo-Pom; 2 Papillon Maltese X, 1st shot & wormed. \$1000. 406-476-3026

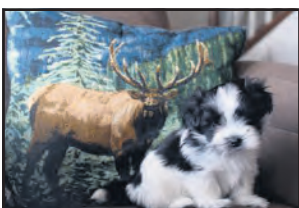


Adorable Miniature Australian Shepard pups, born 9/3/22. UTD pup shots - mom's 20lbs, dad's 25lbs. 2 female & 1 male. Merles /black - tris. Bred for health /disposition - including starter pup bag. 1 year health guarantee. Call for info/prices/—elivery options. 406-581-7586

AKC American Cocker Spaniels, 8 weeks old, male/male. Call or text 406-590-2038

991	Corvette
992	Corvette
993	Corvette/Logo
994	Corvette
995	Corvette
996	Victor

### DOGS



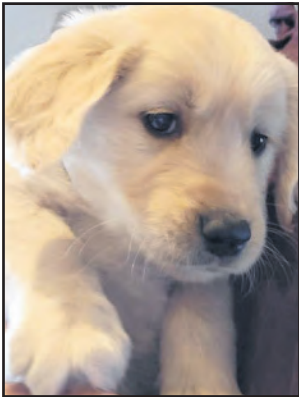
Adorable, black & white male Malshi puppy, born 9/18/22. Ready 11/14. Non-shedding. \$1600. call: 406 880 9781 See more pictures at: bonniekgould.wixsite.com/qualitymalshi



AKC Boxer Puppies Great bloodlines, beautifully marked puppies, ready to go now. Call for more info. 406 546 6177 \$750.



AKC German Shepherd puppies. Black, black and red, sables. Males and females. 16 and 12 weeks. Pictures and info at puppies.com. search Montana for German Shepherds. \$1250. 406-438-3191



AKC Golden Retriever puppies, 8 weeks old. Show quality. Parents have had health checks for hip, elbow, heart & eyes. Ready now, special holiday pricing! Located in Polson MT. 406-317-2721 Serious inquiries only.



AKC Pembroke Welsh Corgi puppies, born 9/26, not at risk for DM, 5 year genetic health guarantee \$1500. For more info visit rusticbar.kennels.com or call 406-745-5225

AKC Registered English Bulldog - \$2000. 406-203-7870  
AKC Registered Toy Poodles \$2000 406-396-6172

AKC Registered English Lab Puppies. Yellows, blacks, reds, dew-claws removed, wormed & first shots. Ready for their forever homes call 406-360-2984



AKC Siberian Husky puppies, 9 weeks old, 2 boys 3 girls, all blue eyed, \$500-\$1000 negotiable, (509) 999-9438.



Beautiful 5 week old Cockapoo puppies 406-544-2364

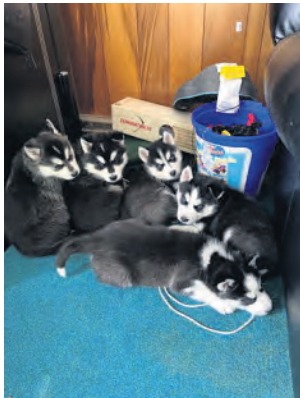
### DOGS



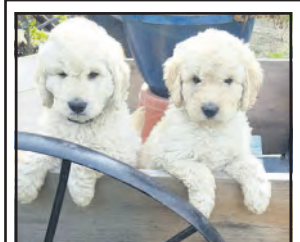
Beautiful Queensland Heeler female pups, born 7/3/22. UTD pup shots. Also 2 miniature Queensland Heeler male pups. Born 8/27. All bred for health /disposition. Call for info/prices/delivery options. 406-581-7586



F1 Toy/Mini Aussie Doodle puppies (will be 8-15lbs full grown) Females and males, black tri and blue merles available. Parents are purebred, genetically tested & cleared. Raised with kids and other dogs. First shots, dewormed, vet checked, and health guaranteed. Born 9/24, ready 11/19. Text or call 406-493-2151 \$2000



Five purebred Siberian husky puppies for sale. 3 males and 2 females. Black and white. 406-564-5441 \$1000



Golden Doodle puppies, home raised, super cute & friendly, dew claws removed, dewormings, shots current, vet checked. Parents hips checked. Ready. \$700-\$1000 for a lifetime of love. Contact our human at 406-450-8766



Golden doodle puppies. Mom is akc registered and puppies had shots and are dewormed \$200. 406-203-8102



Lab pups purebred yellow 4 males available now, 8 weeks old. Family raised, 1st shots and wormed, vet checked 406-799-4899 \$750

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Professional balance dog training at it's finest. We train every age, breed, sex and temperament. We also specialize in behavior modification for aggressive/reactive dogs. We work one on one with our clients so they have success with their dogs! Please call our office to get scheduled for your FREE in home behavioral evaluation! 866-436-4959



Purebred St. Bernard puppies. Ready Christmas week! Born 10/22 /22. 7 girls/3 boys. Dry mouth, long coat, full masked. Will have vet check, first shots. Txt for more info 4062418789 \$1200

SPRINGER SPANIEL PUPPIES  
Awesome family dogs, strong bird hunting genes.  
Text 406-309-5337

Three incredible 9 week old AKC black lab pups. Two females & 1 male. These pups are extremely intelligent, lots of personality, excellent conformation. Family raised. Owner, Dr. Doug, a retired veterinarian, has an excellent health guarantee including hips & eyes. See pups @ www.labradorwest.com Call 406-965-0022 \$1200

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Class A '07 Fleetwood Pace Arrow 37C, 3 slides. Workhorse chassis; just serviced; generator; new tires, batteries, skylights, windshield; winterized. \$30,000. 406-552-3946



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### GARAGE SALES - UNIVERSITY

### ANTIQUES

St. Anthony Parish Rummage Sale! Saturday October 19th 9am - 4pm, 217 Tremont St. Missoula, MT. Antiques, tools, books, furniture & more. Start your Holiday Shopping! Everything is priced to sell!

### Employment Advertising packages:

- all packages include 30 days on Missoulian.com and Monster.com
  - 4 day package** (Saturday, Sunday, Monday, Wednesday)
    - \*3 line Starting at \$230
    - \*\$10 for each additional line
  - 7 day package** (Ad Must Run 7 consecutive days)
    - \*3 line Starting at \$275
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- Call 406-523-5219 or 406-523-5230  
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Notices under this classification are required by law to be run in a newspaper of general circulation. A notarized proof of publication will be provided for all notices. Some notices may require pre-payment. **DEADLINE FOR SUBMITTALS IS NOON, ONE WORKING DAY IN ADVANCE of the date the notice needs to be published.** The Missoulian will accept responsibility for printing errors on the first publication only. If you have questions about placing a legal ad, please call the legal desk at 406-523-5213, and ask for Legals. FAX: Attn: Legals, to 406-523-5221. Email: legals@missoulian.com. Mail legals to: Missoulian Legals, P.O. Box 8029, Missoula, MT 59807. If you have questions regarding the proof of publication for a printed legal ad, please call our Legal Ad Department: 523-5213.

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**7 days**  
1-5 lines, 1 col x.5" .....\$75  
6-10 lines, 1 col x 1" .....\$125  
11-15 lines, 1 col x 1.5".....\$175  
15-20 lines, 1 col x 2" .....\$225

**14 days**  
1-5 lines, 1 col x.5" .....\$95  
6-10 lines, 1 col x 1" .....\$145  
11-15 lines, 1 col x 1.5".....\$195  
15-20 lines, 1 col x 2" .....\$245

**30 days**  
1-5 lines, 1 col x.5" .....\$125  
6-10 lines, 1 col x 1" .....\$175  
11-15 lines, 1 col x 1.5".....\$225  
15-20 lines, 1 col x 2" .....\$275

**Missoulian**

# SERVICE DIRECTORY

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**Missoulian**

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Bobcat Service. Licensed. Jason  
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Available year round!  
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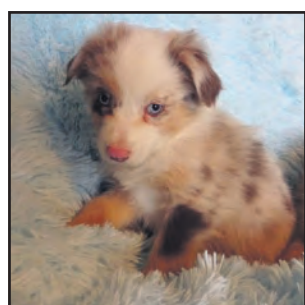
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Furnaces, Fireplaces, A/C,  
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Exp. Lic. Bonded. Ins. Refs.  
**493-0081 or 207-0201**



**DOGS**



Golden Doodle puppies, home raised, super cute & friendly, dew claws removed, dewormings, shots current, vet checked. Parents hips checked. Ready. \$700-\$1000 for a lifetime of love. Contact our human at 406-450-8766



Mini Aussie-Blue Heeler puppies \$300, Pure Mini Aussie pups \$500, beautiful, home-raised, intelligent and devoted. Can deliver to Butte. Shots! Text or call 406-565-3803

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2018 Bunkhouse special- sleeps 6+ and used 8 times. Has outside kitchen option. Great trailer just need to sell. \$21,000. 406-460-6671

**MOBILES HOMESITES**



RV Hookups Available for Rent on Private Land in Canyon Ferry with Lake Views

Enjoy life on 22 acres of private, gorgeous land across the street from Canyon Ferry lake with views and easy access to the lake and boat launch. There are 2 RV hookups available with electricity, water septic, and space for additional campers. \$800. (425) 894-8724

**OFFICE SPACE/LEASE**



Downtown at 901 N. Benton Ave 59601. For more information contact Brandi Thomas at 406-548-3650. Avail December 1st, 463 SQ FT private office space. Separate entrance, common spaces, two meeting rooms, new windows & paint, parking. Shared utilities (9%). \$800/month rent. 406-587-7786

**DON'T HANG UP!** Leave us a message if all our Classified Sales Reps are busy. We'll call you right back!

**COMMERCIAL PROPERTY /SALE**



Commercial property in Townsend Montana. 11,000 square foot building facing Highway 287, formerly Rocky Mountain Supply store plus two adjacent lots. Great exposure to nearly 7,000 average daily trips past the location. Call Broker Dennis Erickson, Berkshire Hathaway Commercial Division, 406-579-8967 for details. \$1,045,000

**HOMES FOR SALE**

**TIME FOR A MOVE?**

Call for your free Home Value Report.



Greg Zeller RRE #39159 406-439-2939 zmanwindermere.com www.zman.withwre.com

**Windermere REAL ESTATE**

55 W. 14th Street Ste. 101 Helena, MT 59601

**MOTORCYCLES/ATV**

2013 Polaris Razor 800 EFI with front and back windshields overhead gun rack and pouch storage box in the back Winch and big snow plow and receiver hitch in the back low miles brand new battery tires like new overall excellent condition \$11000 OBO. Call Steve 406-498-4168

**Pass the Middleman**



Get the Best Price for Your Car!

Call Classifieds TODAY! 406.447.4069

**Notices**

**Legal Notices**

**LEGAL NOTICE**  
Mobile City Self Storage will be selling the contents of the following storage units in an online auction at [www.storageauctions.com](http://www.storageauctions.com) for non payment of storage fees: Lois Kaufman, Unit #908, balance due \$998.40; Mitchell Miller, Unit #311, balance due \$422.40. All past due amounts must be paid in full to Mobile City Self Storage, 1805 Joslyn St. #229, Helena MT 59601, before the end of the online auction on November 24, 2022. November 17, 18, 19, 20, 23, 2022 133230 MNAXLP

**MONTANA WATER COURT NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY BOULDER RIVER, TRIBUTARY TO JEFFERSON RIVER (BASIN41E)**

**ALL WATER USERS NEED TO READ THIS NOTICE**  
\*\*\*This Notice is correcting a typographical error in the prior Notice that incorrectly listed the wrong decree and basin. This Notice is for Basin 41E, Preliminary Decree.\*\*\* The Montana Water Court has entered its Preliminary Decree for Basin 41E and the Decree is now available for your review. The Decree and the forms are available at these locations: \*Montana Water Court website: <https://courts.mt.gov/Courts/Water/Notices-Info/> \*Montana DNRC website: <http://dnrc.mt.gov/divisions/water/adjudication> Montana Water Court: 1123 Research Drive Bozeman, MT 59718; 406-586-4364 \*Montana DNRC, Water Rights Adjudication Office: 1424 9th Avenue, Helena, MT 59620; 406-444-0560 \*Montana DNRC, Water Resources Regional Office: 1424 9th Avenue, Helena, MT 59620; 406-444-6999  
**OBJECTIONS** All objections must be filed on the forms provided by the Water Court and must be received at the Water Court by April 17, 2023. Objections can be filed electronically at [watercourt@mt.gov](mailto:watercourt@mt.gov) or sent to Montana Water Court, PO Box 1389, Bozeman, MT 59771.  
**EXTENSIONS** The Water Court may grant a request for an extension of the time for filing objections. A request for an extension must be received by the Water Court on or before April 17, 2023. If an extension is granted, it will apply to everyone. Any extension will be posted at the offices listed above and will be advertised once in this newspaper.  
**RIGHT TO APPEAL** If you do not participate in Water Court proceedings, your right to appeal an adverse decision is limited by Section 85-2-235, MCA. If changes were made to your abstract, you may challenge those changes by filing an objection. You may also address DNRC issue remarks by an objection. If there are changes and/or issue remarks on your abstract which are not resolved by an objection, these will be addressed and resolved by the Water Court.  
November 17, 23, December 1, 2022 133133 MNAXLP

**Notices**

**Legal Notices**

David J. Lee & Caydon C. Keller  
LEE LAW OFFICE PC  
P.O. Box 790 - 158 Main Street  
Shelby, MT 59474  
Telephone: (406) 434-5244  
Email: [david@leelawofficepc.com](mailto:david@leelawofficepc.com)  
[caydon@leelawofficepc.com](mailto:caydon@leelawofficepc.com)  
Attorneys for Personal Representative  
**MONTANA FIRST JUDICIAL DISTRICT COURT, LEWIS AND CLARK COUNTY**

In the Matter of the Estate of MARY JANE CHAMBERS, a/k/a MARY J. CHAMBERS, MARY CHAMBERS, M.J. CHAMBERS, MARY JANE HARPER CHAMBERS, and/or MARY J. HARPER CHAMBERS, Deceased.  
Cause No. ADP-22-154

**NOTICE TO CREDITORS**

Notice is hereby given that the undersigned has been appointed Personal Representative of the above-named estate. All persons having claims against the decedent are required to present their claims within four months after the date of the first publication of this notice, or the claims will be forever barred. Claims must either be mailed to Michelle L. Harper, Personal Representative, return receipt requested, c/o Lee Law Office PC, P.O. Box 790, Shelby, Montana 59474, or filed with the Clerk of the above-entitled Court at Helena, Montana. Dated October 26, 2022.  
LEE LAW OFFICE PC  
By: /s/ David J. Lee  
David J. Lee  
November 3, 10, 17, 2022 130996 MNAXLP

**NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE AB-575 (SUB-NO. 2X)**

Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.0) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X). The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment. Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 CFR § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037.  
November 17, 2022 133056 MNAXLP

**Montana**  
PUBLIC NOTICES

**DON'T**  
— get —  
**LEFT**  
IN THE  
*dark*

**READ PUBLIC NOTICES**  
[www.MontanaPublicNotices.com](http://www.MontanaPublicNotices.com)

**DON'T PLAY WITH FIRE.  
IF YOU SMOKED, GET SCANNED.**

Get SavedByTheScan.org







SouthwestMontanaClassifieds.com

# CLASSIFIEDS

To Advertise Call: 406-582-2600 M-F 9 am to 4 pm  
Email: Classifieds@DailyChronicle.com  
Place Ad 24/7 at [www.PlaceChronicleClassified.com](http://www.PlaceChronicleClassified.com)

## JUMBLE

THAT SCRAMBLED WORD GAME  
By David L. May and Jeff K. Smith

ROD HARRELL

WHAT GOLF PRO DID AKA BATTLE USE DURING HIS MURBATUC?

Now identify the correct answers to the word puzzles. Answers are in the back of the book.

Print the answer here: \_\_\_\_\_

Answers: GOLF, WITCH, DORADO, TUBS...  
Answer: Merges with an 'in' as about the 'in' but...  
Please fast to add the... -HDAASDDEEET

## CRYPTOQUIP

Yesterday's Cryptoquip: DO YOU THINK A BALLROOM DANCING CLUB IN A LARGE OKLAHOMA CITY SQUARE IS NAMED "TULSA, TULSA?"

Today's Cryptoquip Clue: V equals M

SouthwestMontanaLegals.com

# LEGALS

To Advertise Call: 406-582-2600 M-F 9 am to 4 pm  
Email: Classifieds@DailyChronicle.com  
Place Ad 24/7 at [www.PlaceChronicleClassified.com](http://www.PlaceChronicleClassified.com)

**Legals**

**American Towers LLC** is proposing to increase the height of an existing telecommunication tower from 774 to 1000 ft. 2-134 Harper Pucker Road, Bozeman, Gallatin County, MT. 59706. American Towers LLC seeks comments from all interested persons on any potential significant impact the proposed action could have on the quality of the human environment pursuant to 47 C.F.R. Section 1.1307, including potential impacts to historic or cultural resources that are listed or eligible for listing in the National Register of Historic Places. Interested persons may comment or raise concerns about the proposed action by submitting an e-mail to [amtw@americantowers.com](mailto:amtw@americantowers.com). Paper comments can be sent to American Towers LLC, Attn: Environmental Compliance, 10 Presidential Way, Woburn, MA 01890. Requests or comments should be posted or electronically filed to [amtw@americantowers.com](mailto:amtw@americantowers.com) and must be received on or before December 16th, 2022. This notice is separate from any mail planning/zoning process that may apply to this project.

**AUCTION**

The Storage Place of Bozeman hereby gives notice to the following: customer, pending storage units, that items contained in the following units will be sold at collection sale. 1) Surveillance, Inc. Creditors and the General Public are invited to attend this auction on Monday, December 12th at Noon at the Storage Place of Bozeman, 19101, located at 1100 Eastman Hwy, Bozeman, MT 59715. Please stop by the office prior to auction to register with us. (409-640-1100)

**Legals**

**NOTICE TO CREDITORS**

NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above-named estate. All persons having claims against the decedent are required to present their claims within four months after the date of this publication of this notice or said claims will be forever barred. Claims must either be mailed to Hannah G. Scott, Personal Representative, room 4047, 2847 River Street, Ste. G, Missoula, MT 59806, or filed with the Clerk of the above Court.

I, declare under penalty of perjury under the laws of the State of Montana that the foregoing is true and correct.

DATED this 14th day of September, 2022

Hannah G. Scott  
Personal Representative  
MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT  
GALLATIN COUNTY  
Stellen Von  
Montana  
Personal Representative  
Personal Representative

**MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT**

**GALLATIN COUNTY**

**IN THE MATTER OF THE NAME CHANGE OF CATHLYN SEGER.**

**PETITIONER**

**CAUSE NO. DV-22-874A DEPT. NO. 2**

**NOTICE OF HEARING ON NAME CHANGE**

This is notice that Petitioner has asked the District Court for a change of name from Cathlyn Mary Lisen Seeger to Judith Ylar Hae Seger.

The hearing will be on 12/16/2022 at 10:30 AM. The hearing will be at the Law & Justice Center in Gallatin County, 615, S. 18th Street, Bozeman, MT 59715.

Date: November 17, 2022  
By: SAIGY ERHARDT  
Clerk of District Court  
By: J's Deputy Clerk of Court

**Legals**

**MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT, GALLATIN COUNTY**

**IN THE MATTER OF THE ESTATE OF RONALD D. DAVID SCOTT, DECEASED**

**PETITIONER**

**CAUSE NO. DV-22-161A DEPT. NO. 1**

The hearing will be on 12/16/2022 at 10:30 AM. The hearing will be at the Law & Justice Center in Gallatin County, 615, S. 18th Street, Bozeman, MT 59715.

Date: November 17, 2022  
By: SAIGY ERHARDT  
Clerk of District Court  
By: J's Deputy Clerk of Court

**Legals**

**MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT, GALLATIN COUNTY**

**IN THE MATTER OF THE ESTATE OF ALICIA LYNN ZAZZARINO, PETITIONER**

**CAUSE NO. DV-22-1066D DEPT. NO. 4**

**NOTICE OF HEARING ON NAME CHANGE**

This is notice that Petitioner has asked the District Court for a change of name from Alicia Lynn Zazzarino to Alicia Lynn Hawkins.

The hearing will be on 12/16/2022 at 9:30 AM. The hearing will be at the Law and Justice Center in Gallatin County.

Date: 11/07/2022  
By: SAIGY ERHARDT  
Clerk of District Court  
By: J's Deputy Clerk of Court

**MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT, GALLATIN COUNTY**

**IN THE MATTER OF THE ESTATE OF CAUCA A. MATLAND, DECEASED**

**Petitioner**

**CAUSE No. 13A-23-310**

**NOTICE OF HEARING ON PETITION FOR TERMINATION OF PARENTAL RIGHTS AND FOR ADOPTION**

Pursuant to 84C-2-602, MCA, notice is hereby given that the Petitioner herein, Brandy Mercedes and Eric Mendocca, has petitioned the Court to terminate the parental rights of Jennifer Marie Steyer to the child, Michael Fleming, the minor child named in this action. A hearing on the Petitioner's Joint Petition for Termination of Parental Rights and for Adoption will be held on the 9th day of December 2022 at 10:00 AM in Courtroom 4 of the Law and Justice Center, 615 S. 18th Avenue, Bozeman, Gallatin County, Montana. A copy of the Order Setting Hearing is attached to this notice.

DATED this 1st day of November 2022.  
By: Kathryn E. Kease  
Attorney for Petitioner

**Legals**

**MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT, GALLATIN COUNTY**

**IN THE MATTER OF THE ESTATE OF ALICIA LYNN ZAZZARINO, PETITIONER**

**CAUSE NO. DV-22-1066D DEPT. NO. 4**

**NOTICE OF HEARING ON NAME CHANGE**

This is notice that Petitioner has asked the District Court for a change of name from Alicia Lynn Zazzarino to Alicia Lynn Hawkins.

The hearing will be on 12/16/2022 at 9:30 AM. The hearing will be at the Law and Justice Center in Gallatin County.

Date: 11/07/2022  
By: SAIGY ERHARDT  
Clerk of District Court  
By: J's Deputy Clerk of Court

**Legals**

**MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT, GALLATIN COUNTY**

**IN THE MATTER OF THE ESTATE OF CAUCA A. MATLAND, DECEASED**

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DATED this 1st day of November 2022.  
By: Kathryn E. Kease  
Attorney for Petitioner



**Legals**

**MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT, GALLATIN COUNTY**

**IN THE MATTER OF THE ESTATE OF CAUCA A. MATLAND, DECEASED**

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Attorney for Petitioner

**Legals**

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By: Kathryn E. Kease  
Attorney for Petitioner

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By: Kathryn E. Kease  
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**MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT, GALLATIN COUNTY**

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**CAUSE No. 13A-23-310**

**NOTICE OF HEARING ON PETITION FOR TERMINATION OF PARENTAL RIGHTS AND FOR ADOPTION**

Pursuant to 84C-2-602, MCA, notice is hereby given that the Petitioner herein, Brandy Mercedes and Eric Mendocca, has petitioned the Court to terminate the parental rights of Jennifer Marie Steyer to the child, Michael Fleming, the minor child named in this action. A hearing on the Petitioner's Joint Petition for Termination of Parental Rights and for Adoption will be held on the 9th day of December 2022 at 10:00 AM in Courtroom 4 of the Law and Justice Center, 615 S. 18th Avenue, Bozeman, Gallatin County, Montana. A copy of the Order Setting Hearing is attached to this notice.

DATED this 1st day of November 2022.  
By: Kathryn E. Kease  
Attorney for Petitioner

**Legals**

**MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT, GALLATIN COUNTY**

**IN THE MATTER OF THE ESTATE OF CAUCA A. MATLAND, DECEASED**

**Petitioner**

**CAUSE No. 13A-23-310**

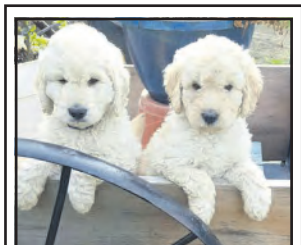
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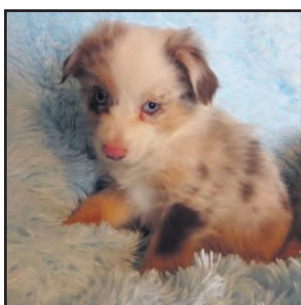
DATED this 1st day of November 2022.  
By: Kathryn E. Kease  
Attorney for Petitioner



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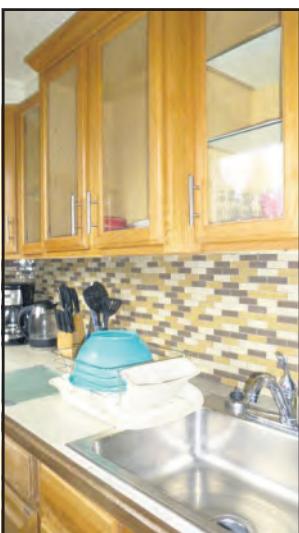
19 NOV SATURDAY BLOWOUT MUST SELL INDOOR OUTDOOR YARD SALE! Patio, Yard, Weber SJ, household items galore! DONT MISS IT 3102 Phillips St. 8-2 only

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In accordance with the federal Fair Housing Act, we do not accept for publication any real estate listing that indicates any preference, limitation, or discrimination based on race, color, religion, sex, disability, family status, or national origin. If you believe a published listing states such a preference, limitation, or discrimination, please notify this publication at fairhousing@lee.net.

**Helena Public Schools**  
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The Helena School District is seeking to fill the following positions:

**Secretarial/Clerical.**  
Library at Helena High School. This position is a 10 month (school calendar year) position.  
Student Services Department at Lincoln Center. This position is a 12 month position.

**Teaching (Temporary-must hold Teacher Credentials)**  
Spanish at Helena High School  
Mathematics/Interventionist at Helena High School  
Special Education/Resource at Bryant Elementary

**Other**  
Social Services Coordinator at Helena Middle  
ParaEducators  
Substitutes  
Custodians  
School Aged Child Care Managers  
Indian Education Tutor

**Athletics/Activities**  
Assistant Boys Track Coach at Helena High  
Assistant Girls Track Coach at Helena High  
Assistant Boys Track Coach at Capital High  
Assistant Girls Wrestling Coach/Coordinator - Both High Schools  
JV Cheer Coach at Helena High (partial contract)

Apply on the district website at <https://helenaschools.org/departments/human-resources/join-our-team/>  
Screenings will begin immediately and positions will remain open until filled.  
Helena School District # 1 is an Equal Employment Opportunity employer.

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**Notices**  
**Legal Notices**

**MONTANA WATER COURT NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY BOULDER RIVER, TRIBUTARY TO JEFFERSON RIVER (BASIN41E)**  
**ALL WATER USERS NEED TO READ THIS NOTICE**  
\*\*\*This Notice is correcting a typographical error in the prior Notice that incorrectly listed the wrong decree and basin. This Notice is for Basin 41E, Preliminary Decree.\*\*\* The Montana Water Court has entered its Preliminary Decree for Basin 41E and the Decree is now available for your review. The Decree and the forms are available at these locations: "Montana Water Court website: <https://courts.mt.gov/Courts/Water/Notices-Info/> "Montana DNRC website: <http://dnrc.mt.gov/divisions/water/adjudication-Montana-Water-Court-1123-Research-Drive-Bozeman-MT-59718-406-586-4364> "Montana DNRC, Water Rights Adjudication Office: 1424 9th Avenue, Helena, MT 59620; 406-444-0560 "Montana DNRC, Water Resources Regional Office: 1424 9th Avenue, Helena, MT 59620; 406-444-6999  
OBJECTIONS All objections must be filed on the forms provided by the Water Court and must be received at the Water Court by April 17, 2023. Objections can be filed electronically at [watercourt@mt.gov](mailto:watercourt@mt.gov) or sent to Montana Water Court, PO Box 1389, Bozeman, MT 59771.  
EXTENSIONS The Water Court may grant a request for an extension of the time for filing objections. A request for an extension must be received by the Water Court on or before April 17, 2023. If an extension is granted, it will apply to everyone. Any extension will be posted at the offices listed above and will be advertised once in this newspaper.  
RIGHT TO APPEAL If you do not participate in Water Court proceedings, your right to appeal an adverse decision is limited by Section 85-2-235, MCA. If changes were made to your abstract, you may challenge those changes by filing an objection. You may also address DNRC issue remarks by an objection. If there are changes and/or issue remarks on your abstract which are not resolved by an objection, these will be addressed and resolved by the Water Court.  
November 17, 23, December 1, 2022 133133 MMAXLP

**NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE AB-575 (SUB-NO. 2X)**

Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X). The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment.  
Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 CFR § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037.  
November 17, 2022 133065 MMAXLP

**COUPONS and REWARDS**

Ads from \$1-\$50 are FREE\*  
3 lines to run 10 days  
(These ads can be mailed or brought in with a coupon. No phone orders will be taken.)

Ads from \$51-\$100 are \$7.75  
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(These ads can be mailed or brought in with a check or money order or paid by Visa, Mastercard, or Discover. \$1.50 per line for additional lines.)

Wanted to Buy Ads - \$100 and under are FREE\*  
3 lines to run 10 days  
(These ads can be mailed or brought in with a coupon. No phone orders will be taken.)

\* Prices must be included in ad. Exceptions: no pet ads, firewood, vehicles, real estate or multiple items. Ads cannot be repeated in the \$1-\$50 range more than twice. You may submit more than one coupon, but only one item per coupon, please. NO COPIES OF COUPONS WILL BE ACCEPTED. Private parties only. Limit 5 per customer per month.

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## Public Notice

11/16/2022

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## NOTICES

**THIS WEEK'S MOVIE** showing at the Sweet Grass Arts Theatre will be "Black Adam". WE WILL NOW ALSO BE OPEN ON Mondays and Tuesdays at 7 p.m.! 44ufn

**THERE WILL BE AN INFORMATIONAL MEETING** Monday November 21st at the Carnegie Public Library at 6:00 p.m. regarding the recent actions of the Chamber of Commerce Board. 6c

**SWEET GRASS COUNTY** is accepting bids on a 1998 Ford Ranger 4X4 Pickup. The mileage is approximately 183,333. The vehicle will be sold AS IS. There is no minimum bid. You may view the pickup by contacting Cliff Brophy with the Sweet Grass County DES/911 at 406-932-3011. All bids must be submitted in a sealed envelope with "vehicle bid" year and make of vehicle written on the outside of the envelope. Bids will be accepted until 5:00 pm on November 18, 2022. Bids will be opened in the Board

Room of the Sweet Grass County Commissioners on November 21, 2022, at 10:00 am. Mail bids to Sweet Grass County PO Box 888, Big Timber, MT 59011 or deliver them to the Sweet Grass County Clerk and Recorder's Office at 115 W. 5th Ave., Big Timber, MT. Please include your name, address and a phone number on your bid. 5-6c

**BIG TIMBER COMMUNITY FOOD BANK** — NOW OPEN noon - 4 p.m., ALL non-holiday Mondays and Fridays. "Small hams and turkey breasts are needed". The Food Bank is seeing larger numbers of folks in need of a little help. Please keep in mind the Town Pump fundraiser starts in September that matches any donations." Thank you, The Big Timber Community Food Bank. All non-perishable food items can be dropped off at churches, the Carnegie Library, County Annex, Sky Federal Credit Union and at the Big Timber Pioneer. 31ufn

## HELP WANTED

**SGCHS** is looking to hire a Head Cheerleading coach for the Winter 2022-2023 season. Interested parties should submit a district employment application, resume and letter of intent to Activities Director, Gregg Wasson at: wassong@sgchs.com. Please contact the High School at 406-932-5993 with any questions about the position.

1-6c

**FULL TIME SUB SGCHS** is hiring a full-time substitute for the 2022-2023 school year. Please pick up an application at the High School and submit application documents to Principal, Gregg Wasson. Please contact Principal, Gregg Wasson at 406-932-5993 or wassong@sgchs.com with any questions regarding this position. 6ufn

**KITCHEN HELP AT THE HOSPITALITY HOUSE** Wages DOE. Call 406-932-5455 or stop in and talk to Joann for a job description and application. Job is Monday, Tuesday, Wednesday, and Friday. 8am to 4pm. 6ufn

**PART TIME CLEANER** needed for general maintenance at the Community Thrift Shoppe, 3 hours per week \$25 per hour. Stop by the Community Thrift Shoppe to apply. 6c

**BIG TIMBER PIONEER** is looking for a flexible part time reporter who likes writing, covering local events and people. If interested, send resume and examples of writing to: editor@bigtimberpioneer.net or drop off at 105 W. Second Ave. 47ufn

**CITIZENS BANK & TRUST CO.** is looking to fill a Full-Time Loan Processor. Experience preferred but not required. Wage depends

on experience. Please submit your Resume to hr@ctznbank.com or drop it off at Citizen's Bank & Trust in Big Timber. 3-6c

## LEGAL

**NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE** AB-575 (SUB-NO. 2X) Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.0) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the

"Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X). The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines.

Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment. Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 CFR § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037. Publish: November 17, 2022 MNAXLP

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This newspaper will not knowingly accept any advertisement that is in violation of the law, though enforcement of the law is not our responsibility. Our readers are hereby informed that it is our belief that all employment in this newspaper is available on an equal opportunity basis. ERRORS: Please check your ad the first day it appears. The Three Forks Voice cannot be responsible for errors phone in ads. This applies to all advertisements in our newspaper. Advertisers should check the wording as reprinted by the Three Forks Voice staff. The Three Forks Voice will not be responsible for the advertiser's error. Errors continuing beyond the first publication shall be the responsibility of the advertiser. The Three Forks Voice reserves the right to classify, edit or refuse any advertisement. Our classified ad rate is \$8 for the first 25 words, with each word 10¢ thereafter. The classified display rate is \$7.50 per column inch.

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# Legals

Montana law requires that the residents of this area be notified of certain legal proceedings. Individuals may have a personal interest in the notification. Often, publication is the only public notice and/or legal notice kept well informed. Please read these carefully.

## NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE AB-575 (SUB-NO. 2X)

Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X).

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## NOTICE OF PUBLIC HEARING

NOTICE is hereby given for a PUBLIC HEARING to be held before the Board of Adjustments/Appeals, at 6:00 P.M., on Thursday, December 1, 2022, at City Hall, 206 Main Street, Three Forks, Montana.

Applications for VARIANCE have been requested by James Corbett for the properties at Lots 4 and 5, Block 13 of Northwest Townsite, commonly known as 607 & 609 E. Elm Street.

Applicant requests a variance of five-feet (5') of the City of Three Forks Ordinance Section 12-1-9-C2e. The applicant desires to fill to the Base Flood Elevation (BFE) only ten feet (10') on only the east side of 609 E. Elm and the west side of 607 E. Elm of the proposed residential structures. Flood regulations require suitable fill to extend for at least fifteen feet (15') at the BFE beyond the dwelling in all directions. One residence is proposed on each lot, which is 45-feet wide.

ORAL TESTIMONY will be taken in support of or in opposition to this request at said hearing. Written testimony may be submitted prior to the hearing at [ksmith@threeforksmontana.us](mailto:ksmith@threeforksmontana.us) or mailing to City Hall PO Box 187, Three Forks, MT 59752.

The site plan for this proposed application may be reviewed at the City Office. For any questions concerning this request, please contact Ms. Kelly Smith, City Zoning Official (phone 385-3431). **Published in the November 16 & 30, 2022 Three Forks Voice. w/c 224**

## NOTICE OF PUBLIC HEARINGS

NOTICE is hereby given for a PUBLIC HEARING to be held before the Three Forks Zoning and Planning Board on Thursday, November 17, 2022, at 7:00 P.M. in the City Office, 206 Main Street, Three Forks, Montana.

Rick and Valerie Lamb, as A & L Investments, LLC, have applied for an amendment to an approved CONDITIONAL USE PERMIT for the property located at Lot 4-A-1, Block 12 of the Headwaters Addition, Commonly Known as 95787 MT-Hwy 2/Frontage Road. This application requests to complete an awning on the southwesterly and southeasterly side of the storage building. Application also requests to complete a 1-bedroom apartment within the storage building, to be rented year-round, including adding stairs and a deck attached to the outside of the service building on the southeasterly side, with designated parking, as well as move the proposed outdoor fire pit location.

The CITY COUNCIL will conduct a PUBLIC HEARING on Tuesday, December 13, 2022, at 6:00 P.M., to act on the recommendation of the Zoning & Planning Board.

At each PUBLIC HEARING, TESTIMONY will be accepted in support of or in opposition to this request. Written testimony is also acceptable and may be sent to [ksmith@threeforksmontana.us](mailto:ksmith@threeforksmontana.us).

The application and site plan for this request may be reviewed at the City Office or the City's website at [www.threeforksmontana.us/zoning-planning-board](http://www.threeforksmontana.us/zoning-planning-board). For questions concerning this request, contact Kelly Smith, City Zoning Official (406-285-3431). w/c 234. **Published in the November 9, 16, 30 & December 7, 2022 Three Forks Voice. w/c 234**

## Public Notice

APPLICATION has been made by James Corbett for a FLOODPLAIN PERMIT from the City of Three Forks to bring in fill dirt for construction of 2 single-family structures (one on each lot) in the floodplain. The location for this construction is Block 13, Lots 4 & 5 of the Northwest Townsite, (Plat D-26) and they are known as 607 and 609 E. Elm Street. Plans and specifications for this project can be viewed at the Three Forks City Office at 206 Main Street, Three Forks MT, or found on the City website at [www.threeforksmontana.us](http://www.threeforksmontana.us).

Public comment will be taken in support of and in opposition to this request for 15 calendar days from November 4, 2022, the date of the first posting. Written testimony is preferred and may be submitted to [ksmith@threeforksmontana.us](mailto:ksmith@threeforksmontana.us) or to PO Box 187, Three Forks, MT 59752. If there are any questions concerning this request, please contact Ms. Kelly Smith, City Zoning Official (phone 406-285-3431).

**Published in the November 9 & 16, 2022 Three Forks Voice. w/c 161**

## BROADWATER COUNTY COMMISSIONERS

515 Broadway, Townsend (UNOFFICIAL Agenda)  
**Look at our website for the official agenda.**  
Meetings are held at the Flynn Building (old Opportunity Bank) 416 Broadway Regular Broadwater County Commission Meetings are on Mondays at 10am, if Monday is a holiday the meeting will be on Wednesday. To see the full agenda, check the county website 48 hours in advance of the meeting. You can request to receive an official agenda each week by sending Michelle Beebe ([mbeeb@co.broadwater.mt.us](mailto:mbeeb@co.broadwater.mt.us)) an email. Meetings may be viewed on the website at <https://www.broadwatercountymt.com/home/pages/board-videos>. Public comment is taken either in writing in advance of the meeting or in person at the meeting. Public comment is not taken by the website. Working meetings are held in various locations, please review the notice of the working meeting to determine the location. Working meetings are not recorded and as a result are not available on the website. Agenda, documents, official meeting minutes and videos of past Commission meetings are available at <https://www.broadwatercountymt.com>. OFFICIAL agendas are posted in the Courthouse (1st floor bulletin board), [Broadwatercountymt.com](http://Broadwatercountymt.com), on the bulletin board on the 1st Floor of the courthouse, and in the window of the Flynn Building at least 48 hours in advance of the meeting. Consent Agenda: Items for Discussion / Action / Review / Signature  
✓ Certificate of Survey review  
✓ Management - on-going advisory board appointments  
✓ Claims/Payroll/minutes  
✓ County Audit / Budget  
✓ Mail - ongoing grants  
✓ Correspondence - support letters  
Darrel Folkvord Chairperson 406-266-9272 and 406-980-1213  
Mike Delger 406-266-9271 and 406-521-0834  
Debi Randolph 406-266-9270 and 406-980-2050  
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# Legals for November, 18 2022

November 18, 2022 12:00 AM

No. 28992 PUBLIC OPPORTUNITY TO PROTEST ISSUANCE OF ONE NEW MONTANA ALL-ALCOHOLIC BEVERAGES LICENSE CANI INC (TONIA SUE GARDNER, Owner(s)) has applied for one new Montana All-Alcoholic Beverages License No. 07-999-2342-002 to be operated at THE CONTAINER BAR, 8205 Us Highway 2 W, Marion, Flathead County. The public may protest this license transfer in accordance with the law. Who can protest this transfer? Protests will be accepted from residents of the county of the proposed location Flathead County, residents of adjoining Montana counties, and residents of adjoining counties in another state if the criteria in 16-4-207(4)(d), Montana Code Annotated (MCA), are met. What information must be included? Protest letters must be legible and contain (1) the protestor's full name, mailing address, and street address; (2) the license number 07-999-2342-002 and the applicant's name CANI INC; (3) an indication that the letter is intended as a protest; (4) a description of the grounds for protesting; and (5) the protestor's signature. A letter with multiple signatures will be considered one protest letter. What are valid protest grounds? The protest may be based on the applicant's qualifications listed in 16-4-401, MCA, or the grounds for denial of an application in 16-4-405, MCA. Examples of valid protest grounds include: (1) the applicant is unlikely to operate the establishment in compliance with the law; (2) the proposed location cannot be properly policed by local authorities; and (3) the welfare of the people in the vicinity of the proposed location will be adversely and seriously affected. How are protests submitted? Protests must be postmarked to the Department of Revenue, Office of Dispute Resolution, P.O. Box 5805, Helena, Montana 59604-5805 on or before December 5, 2022. What happens if the transfer is protested? Depending on the number of protests and the protest grounds, a public hearing will be held in Helena or Marion. All valid protestors will be notified of the hearing's time, date and location. Hearings typically are scheduled within 90 days. A protestor's hearing testimony is limited to the grounds in the protestor's letter. Following the hearing, the Department of Revenue will notify the public whether the license transfer is approved or denied. How can additional information be obtained? The cited MCA statutes are online at [leg.mt.gov/bills/mca\\_toc/](http://leg.mt.gov/bills/mca_toc/). Questions may be directed to Lisa Patzer, Compliance Specialist for the Department of Revenue's Alcoholic Beverage Control Division, at 444-4332 or [LPatzer@mt.gov](mailto:LPatzer@mt.gov). November 4, 11, 18, 25, 2022 MNAXLP \_\_\_\_\_

No. 28996 In Re: Conditions at Lake County Jail, Case 9:22-cv-00127-DWM Notice of Class Action Certification TO: All persons incarcerated at Lake County Jail as of September 3, 2021 to the present, as well as all current and future inmates. Dozens of individuals have filed lawsuits alleging that the conditions of confinement at the Lake County Jail are unconstitutional and illegal. The Court has not ruled on the merits of these claims or Defendants' defenses. If you were incarcerated at the Lake County Jail at any time on or after September 3, 2021, you are a member of the class. The class that has been certified is pursuing claims for injunctive and declaratory relief-not money damages. You do not need to do anything in response to this notice. Do NOT write or telephone the Court if you have any questions about this notice. If you have questions, please contact class counsel at the following: Timothy M. Bechtold, 406-721-1435, [tim@bechtoldlaw.net](mailto:tim@bechtoldlaw.net) Constance Van Kley, 406-306-0330, [constance@uppersevenlaw.com](mailto:constance@uppersevenlaw.com) P.O. Box 31, Helena, MT 59624 You may read the full Notice of Class Action Certification at [uppersevenlaw.com/classnotice](http://uppersevenlaw.com/classnotice) November 4, 11, 18, 25, 2022 MNAXLP \_\_\_\_\_

No. 28999 NOTICE OF TRUSTEE'S SALE To be sold for cash at a Trustee's Sale on March 9, 2023, at 11:00 AM At the East Door of the Flathead County Justice Center, 920 South Main Street, Kalispell, MT 59901, the following described real property situated in Flathead County, State of Montana: Lot 23 of Glens Addition, Phase 3, according to the map or plat thereof on file and of record in the office of the Clerk and Recorder of Flathead County, Montana. More commonly known as 1155 16th Ave W, Columbia Falls, MT 59912. Casey William Sitch and Maunena M. Sitch, as Grantors, conveyed said real property to Alliance Title & Escrow, as Trustee, to secure an obligation owed to Mortgage Electronic Registration Systems, as designated nominee for American Homestead Mortgage, LLC, beneficiary of the security instrument, its successors and assigns, by the Deed of Trust dated on September 21, 2015, and filed for record in the records of the County Clerk and Recorder in Flathead County, State of Montana, on September 22, 2015, as Instrument No. 201500022210, of Official Records. The Deed of Trust was assigned for value as follows: Assignee: Flagstar Bank, FSB Assignment Dated: March 16, 2017 Assignment Recorded: March 16, 2017 Assignment Recording Information: as Instrument No. 201700005448 Assignee: Mortgage Electronic Registration Systems, as designated nominee for American Homestead Mortgage, LLC, beneficiary of the security instrument, its successors and assigns Assignment Dated: July 26, 2017 Assignment Recorded: April 3, 2018 Assignment Recording Information: as Instrument No. 201800006339 Assignee: Lakeview Loan Servicing, LLC Assignment Dated: February 18, 2022 Assignment Recorded: February 22, 2022 Assignment Recording Information: as Instrument No. 202200004643 All in the records of the County Clerk and Recorder for Flathead County, Montana. Jason J. Henderson is the Successor Trustee pursuant to a Substitution of Trustee recorded in the office of the Clerk and Recorder of Flathead County, State of Montana, on October 14, 2022, as Instrument No. 202200026892, of Official Records. The Beneficiary has declared a default in the terms of said Deed of Trust due to the Grantor(s) failure to make monthly payments beginning January 1, 2019, and each month subsequent, which monthly installments would have been applied on the principal and interest due on said obligation and other charges against the property or loan. By reason of said default, the Beneficiary has declared all sums owing on the obligation secured by said Trust Deed immediately due and payable. The total amount due on this obligation is the principal sum of \$282,158.40, interest in the sum of \$44,587.97, escrow advances of \$16,519.94, other amounts due and payable in the amount of \$8,491.08 for a total amount owing of \$351,757.39, plus accruing interest, late charges, and other fees and costs that may be incurred or advanced. The Beneficiary anticipates and may disburse such amounts as may be required to preserve and protect the property and for real property taxes that may become due or delinquent, unless such amounts of taxes are paid by the Grantor. If such amounts are paid by the Beneficiary, the amounts or taxes will be added to the obligations secured by the Deed of Trust. Other expenses to be charged against the proceeds of this sale include the Trustee's fees and attorney's fees, costs and expenses of the sale, and late charges, if any. Beneficiary has elected, and has directed the Trustee to sell the above described property to satisfy the obligation. The sale is a public sale and any person, including the Beneficiary, excepting only the Trustee, may bid at the sale. The bid price must be paid immediately upon the close of bidding in cash or cash equivalents (valid money orders, certified checks or cashier's checks). The conveyance will be made by Trustee's Deed, without any representation or warranty, including warranty of title, express or implied, as the sale is made strictly on an as-is, where-is basis, without limitation, the sale is being made subject to all existing conditions, if any, of lead paint, mold or other environmental or health hazards. The sale purchaser shall be entitled to possession of the property on the 10th day following the sale. The Grantor, successor in interest to the Grantor, or any other person having an interest in the property, has the right, at any time prior to the Trustee's Sale, to pay to the Beneficiary, or the successor in interest to the Beneficiary, the entire amount then due under the Deed of Trust and the obligation secured thereby (including costs and expenses actually incurred and attorney's fees) other than such portion of the principal as would not then be due had no default occurred and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and Deed of Trust with Successor Trustee's and attorney's fees. In the event that all defaults are cured the foreclosure will be dismissed and the foreclosure sale will be canceled. The scheduled Trustee's Sale may be postponed by public proclamation up to 15 days for any reason. In the event of a bankruptcy filing, the sale may be postponed by the Trustee for up to 120 days by public proclamation at least every 30 days. If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Successor Trustee and the successful bidder shall have no further recourse. This is an attempt to collect a debt and any information obtained will be used for that purpose. Dated this 20th day of October, 2022. Jason J. Henderson Substitute Trustee 38 2nd Avenue East Dickinson, ND 58601 Telephone: 801-355-2886 Office Hours: Mon.-Fri., 8AM-5PM (MST) File No. MT11445 November 4, 11, 18, 2022 MNAXLP \_\_\_\_\_



No. 29008 PUBLIC OPPORTUNITY TO PROTEST ISSUANCE OF ONE NEW MONTANA ALL-ALCOHOLIC BEVERAGES LICENSE THE HOMESTEAD SPORTING CLUB, INC. (Homestead Sporting Club, Owner(s)) has applied for one new Montana All-Alcoholic Beverages License No. 07-999-2338-002 to be operated at HOMESTEAD SPORTING CLUB, 1073 Mountain Home Road, Whitefish, Flathead County. The public may protest this license transfer in accordance with the law. Who can protest this transfer? Protests will be accepted from residents of the county of the proposed location Flathead County, residents of adjoining Montana counties, and residents of adjoining counties in another state if the criteria in 16-4-207(4)(d), Montana Code Annotated (MCA), are met. What information must be included? Protest letters must be legible and contain (1) the protestor's full name, mailing address, and street address; (2) the license number 07-999-2338-002 and the applicant's name THE HOMESTEAD SPORTING CLUB, INC.; (3) an indication that the letter is intended as a protest; (4) a description of the grounds for protesting; and (5) the protestor's signature. A letter with multiple signatures will be considered one protest letter. What are valid protest grounds? The protest may be based on the applicant's qualifications listed in 16-4-401, MCA, or the grounds for denial of an application in 16-4-405, MCA. Examples of valid protest grounds include: (1) the applicant is unlikely to operate the establishment in compliance with the law; (2) the proposed location cannot be properly policed by local authorities; and (3) the welfare of the people in the vicinity of the proposed location will be adversely and seriously affected. How are protests submitted? Protests must be postmarked to the Department of Revenue, Office of Dispute Resolution, P.O. Box 5805, Helena, Montana 59604-5805 on or before December 12, 2022. What happens if the transfer is protested? Depending on the number of protests and the protest grounds, a public hearing will be held in Helena or Whitefish. All valid protestors will be notified of the hearing's time, date and location. Hearings typically are scheduled within 90 days. A protestor's hearing testimony is limited to the grounds in the protestor's letter. Following the hearing, the Department of Revenue will notify the public whether the license transfer is approved or denied. How can additional information be obtained? The cited MCA statutes are online at [leg.mt.gov/bills/mca\\_toc/](http://leg.mt.gov/bills/mca_toc/). Questions may be directed to Lisa Patzer, Compliance Specialist for the Department of Revenue's Alcoholic Beverage Control Division, at 444-4332 or [LPatzer@mt.gov](mailto:LPatzer@mt.gov) November 11, 18, 25, December 2, 2022 MNAXLP \_\_\_\_\_

No. 29019 406 Storage & More Auction 2435 U.S. Hwy 93 South, Kalispell, MT 406-300-0033 Personal property will be sold at auction for rents not paid at 11:30 AM Monday, Nov. 21st, 2022 Cash Only Jon Bowden - Unit 22 November 11, 18, 2022 MNAXLP \_\_\_\_\_

No. 29020 Public Notice: On or after November 28th, 2022, Ranger Storage, LLC, will have a public auction. Gardner Auction Service will conduct the auction at 200 United Drive, Kalispell MT 59901 and at [gardnerauction.com](http://gardnerauction.com). To be sold for cash, the personal items stored at Ranger Storage, LLC 250 S. Complex Dr. Kalispell, MT by the following persons: Amber Calhoun, Katina Hardgrove, Kelly Moser and that have received notice per MCA 70-6-420. Ranger Storage, LLC office: 282 Fourth Ave WN, Kalispell, MT 59901. Phone 406-752-7867 November 11, 18, 2022 MNAXLP \_\_\_\_\_

No. 29030 NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE AB-575 (SUB-NO. 2X) Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X). The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment. Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 CFR § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037. November 18, 2022 MNAXLP \_\_\_\_\_

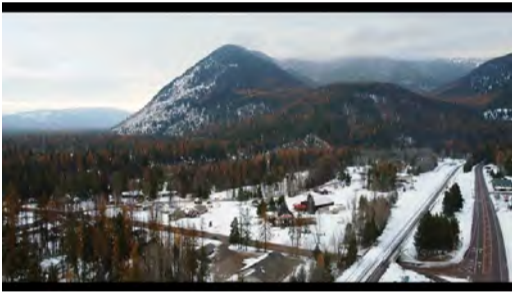
No. 29032 SURPLUS PROPERTY RESOLUTION November 15, 2022 SURPLUS PROPERTY DISPOSAL Bigfork Elementary School District No. 38 Bigfork High School District No. 38 Flathead and Lake Counties Bigfork, Montana 59911 WHEREAS, the trustees of Bigfork Elementary & High School District No. 38 declared surplus property at a business meeting on November 15, 2022; WHEREAS, the surplus property includes a 1997 Mercury Marquis, a 1973 Honda Motorcycle and a 1970 Honda Motorcycle. The vehicles were donations to the high school auto shop program. WHEREAS, the District would like to sell the vehicles and proceeds will go to the high school auto shop program; THEREFORE, BE IT RESOLVED, the 1997 Mercury Marquis, 1973 Honda Motorcycle and 1970 Honda Motorcycle will be sold after Friday, December 2, 2022. Interested parties may call Mr. Meyers at 837-7400. Approved by the Board of Trustees of Bigfork Elementary and High School District No. 38, Flathead and Lake Counties, on November 15, 2022 at a regular meeting held in the Bigfork High School library. November 18, 2022 MNAXLP \_\_\_\_\_

No. 29036 Peg L. Allison Clerk of District Court Flathead County Justice Center 920 South Main Street Kalispell, MT 59901 (406) 758-5906 IN THE DISTRICT COURT OF THE ELEVENTH JUDICIAL DISTRICT OF THE STATE OF MONTANA, IN AND FOR THE COUNTY OF FLATHEAD IN THE MATTER OF: J.O., YOUTH IN NEED OF CARE. Cause No. DN-22-048(D) SUMMONS FOR PUBLICATION To: Danielle Frost, birth mother of the above-named child: YOU ARE HEREBY NOTIFIED that a Petition has been filed in the above-entitled Court by the Montana Department of Public Health and Human Services, Child and Family Services Division, 121 Financial Drive, Suite C, Kalispell, MT 59901, requesting adjudication of the above-named child as a youth in need of care and temporary legal custody. NOW, THEREFORE, YOU ARE HEREBY DIRECTED to appear on Friday, December 9, 2022 at 1:30 p.m. before the Honorable Dan Wilson, District Judge, Department 4, Flathead County Justice Center, 920 South Main Street, Third Floor, Kalispell, Flathead County, Montana, then and there to show cause, if any you may have, why the Petition should not be granted. J.O. was born on August 20, 2007 in Havre, Montana. The birth mother is Danielle Frost. You have the right to representation by an attorney in these proceedings. If you are unable to afford an attorney, the Court will appoint an attorney to represent you. Your failure to appear at the hearing constitutes a denial of your interest in the above-

named child, which denial may result, without further notice of this proceeding or any subsequent proceedings, in the Court entering judgment by default against you for all relief requested in the Petition. A copy of the Petition is filed with the Clerk of District Court for the Eleventh Judicial District Court in and for Flathead County, 920 South Main, Third Floor, Kalispell, Montana, 59901, telephone (406) 758-5870. WITNESS my hand and Seal of this Court this 16th day of November, 2022. PEG L. ALLISON Clerk of District Court By: SHERI LARSON Deputy Clerk November 18, 25, December 2, 2022 MNAXLP \_\_\_\_\_

No. 29037 Peg L. Allison Clerk of District Court Flathead County Justice Center 920 South Main Street Kalispell, MT 59901 (406) 758-5906 IN THE DISTRICT COURT OF THE ELEVENTH JUDICIAL DISTRICT OF THE STATE OF MONTANA, IN AND FOR THE COUNTY OF FLATHEAD IN THE MATTER OF: A.S., YOUTH IN NEED OF CARE. Cause No. DN-07-008(A) SUMMONS FOR PUBLICATION To: Brandi Bonner, birth mother of the above-named child: YOU ARE HEREBY NOTIFIED that a Petition has been filed in the above-entitled Court by the Montana Department of Public Health and Human Services, Child and Family Services Division, 121 Financial Drive, Suite C, Kalispell, MT 59901, requesting a second extension of temporary legal custody. NOW, THEREFORE, YOU ARE HEREBY DIRECTED to appear on Friday, December 16, 2022 at 1:30 p.m. before the Honorable Amy Eddy, District Judge, Department 1, Flathead County Justice Center, 920 South Main Street, Third Floor, Kalispell, Flathead County, MT, then and there to show cause, if any you may have, why the Petition should not be granted. A.S. was born on August 11, 2006 in Whitefish, Montana. The birth mother is Brandi Bonner. You have the right to representation by an attorney in these proceedings. If you are unable to afford an attorney, the Court will appoint an attorney to represent you. Your failure to appear at the hearing constitutes a denial of your interest in the above-named child, which denial may result, without further notice of this proceeding or any subsequent proceedings, in the Court entering judgment by default against you for all relief requested in the Petition. A copy of the Petition is filed with the Clerk of District Court for the Eleventh Judicial District Court in and for Flathead County, 920 South Main, Third Floor, Kalispell, MT, 59901, telephone (406) 758-5870. WITNESS my hand and Seal of this Court this 16th day of November, 2022. PEG L. ALLISON Clerk of District Court By: SHERI LARSON Deputy Clerk November 18, 25, December 2, 2022 MNAXLP \_\_\_\_\_

### Recent Headlines



Ads by

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# Legals for November, 18 2022

November 18, 2022 12:00 AM

NOTICE OF HEARING ON NAME CHANGE Case No. CV09-22-1460 IN THE DISTRICT COURT FOR THE FIRST JUDICIAL DISTRICT FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER IN RE: Paulette Jo Jordan-Rohus, A petition to change the name of Paulette Jo Jordan-Rohus, now residing in the City of Sandpoint, State of Idaho, has been filed in the District Court in Bonner County, Idaho. The name will change to Paulette Jo Taurus. The Reason for the change in name is: I am no longer in contact with adopted family and I haven't been married for over 10 years. A hearing on the petition is scheduled for 11:00 o'clock a.m. on December 7th 2022 at the Bonner County Courthouse before Judge J. Julian. Objections may be filed by any person who can show the court a good reason against the name change. Date: 25th October 2022 /s/Michael W. Rosedale CLERK OF THE DISTRICT COURT /s/J Hendrickson Deputy Clerk Legal#4653 AD#568707 October 28, November 4, 11, 18, 2022 \_\_\_\_\_

NOTICE OF HEARING ON NAME CHANGE Case No. CV09-22-1459 IN THE DISTRICT COURT FOR THE FIRST JUDICIAL DISTRICT FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER IN RE: Jared, James, Silveira, A petition to change the name of Jared, James, Silveira, now residing in the City of Priest River, State of Idaho, has been filed in the District Court in Bonner County, Idaho. The name will change to Jared, James, Byrnes. The reason for the change in name is: I don't want to be associated to my biological father anymore. A hearing on the petition is scheduled for 11 o'clock a.m. on 12-7-2022 at the Bonner County Courthouse. Objections may be filed by any person who can show the court a good reason against the name change. Date: Oct. 25, 2022 CLERK OF THE DISTRICT COURT /s/Charity L. Hadley Deputy Clerk Legal#4654 AD#568712/1952 November 4, 11, 18, 25, 2022 \_\_\_\_\_

Ordinance No. 683 Title 11, Building Regulations Bonner County Revised Code An Ordinance of Bonner County, Idaho, setting forth its authority; amending Bonner County Revised Code Title 11 (Building Regulations), to make the following changes to various subchapters of chapters one and two; providing for severability and providing for an effective date. Be it ordained by the Board of County Commissioners of Bonner County, Idaho that Bonner County Code be amended the summary of which, reads as follows: TITLE 11 BUILDING REGULATIONS BCRC 11-101: Removing the requirement for a Building Location Permit (BLP) on a reconstruction project. BCRC 11-104: Clarifies the Small Structure code and established the permit used to apply for a small structure. BCRC 11-105: Clarifies the site plan requirements for all building location permits requiring a site plan rather than a plot plan and setbacks from all property lines and environmental features. BCRC 11-110 and 11-119: Adds the review process for Panhandle Health District (PHD). Establishes a ten (10) day window for PHD to review new BLPs and provide a comment. Also, requires a signoff from PHD prior to occupancy or use of any structure for its intended purposes. BCRC 11-215: Adds a definition for "Occupied". BCRC 11-219: Changes to the definition of a structure, requiring a BLP only for structure over four hundred (400) square feet. Adopted this 25th day of October, 2022. BONNER COUNTY BOARD OF COMMISSIONERS /s/Dan McDonald, Chairman /s/Jeff Connolly, Commissioner /s/Steve Bradshaw, Commissioner This summary is true and complete and provides adequate notice to the public. ATTEST: Michael W. Rosedale, Clerk By Deputy Clerk: /s/Claire May Date October 25, 2022 Legal:/s/ B. Wilson Note: Full text of this ordinance can be obtained at: Bonner County 1500 United States Highway 2, Suite #208, Sandpoint, Idaho 83864 Office Hours: Monday – Thursday (9:00 a.m. – 4:00 p.m.) Phone Number: (208) 265-1458 Legal#4674 AD#2318 November 18, 2022 \_\_\_\_\_

NOTICE INVITING BIDS OWNER: Bonner County, Idaho 1500 Highway 2, Suite 308 Sandpoint, Idaho 83864 Sealed BIDS for: Procurement of Snow Removal Equipment (SRE) Loader with Plow Attachment Priest River Airport, Bonner County, Idaho ITD Project No. SP-1S6-01 will be received by the Owner at the Office of the Bonner County Commissioners, 1500 Highway 2, Suite 308, Sandpoint, Idaho 83864 until 12:30 pm., Tuesday, December 6th, 2022 and then publicly opened and read aloud at 1 pm. Snow Removal Equipment (SRE) Loader with Plow Attachment shall consist of a diesel-powered loader (carrier vehicle) with 3.5 yard bucket equipped with an industrial snowplow with hydraulic wings and angle with a moldboard 12-feet in length. The Bidding Documents will be made available after 3 PM on Thursday, November 10th, 2022. Interested bidders may obtain the Bidding Documents at [www.to-engineersplanroom.com](http://www.to-engineersplanroom.com). Bidding Documents may be ordered in hard copy format or for purchase at cost (nonrefundable). Electronic documents in PDF format may be downloaded for no cost. To automatically receive addenda, bidders must register and download or order hard copies through [www.to-engineersplanroom.com](http://www.to-engineersplanroom.com). A Prebid Conference will not be held prior to Bid Opening. All questions regarding this procurement shall be addressed to the Engineer, T-O Engineers, 7950 N. Meadowlark Way, Suite A, Coeur d'Alene, Idaho 83815, (208) 762-3644. Prospective Bidders shall submit written questions to the Engineer (Corrie Esvelt-Siegford at [csiegford@to-engineers.com](mailto:csiegford@to-engineers.com)) no later than 1:00 PM, Wednesday, November 30th, 2022. A Bid Guaranty, payable in cash, by cashiers check, certified check or bid bond, of 5 percent of the BID AMOUNT is required. Separate Performance and Payment Bonds each in the amount of 100 percent of the CONTRACT AMOUNT will be required. Each bidder must supply all the information required by the Bid Documents and Specifications. The Owner encourages participation by all firms qualifying under this solicitation regardless of business size or ownership. Pursuant to Idaho Code §67-2346 (2), Company (or however the company providing the services is referenced) hereby certifies that is not currently engaged in, and will not for the duration of this (agreement/contract) engage in, a boycott of goods or services from Israel or territories under its control. All prospective bidders are directed to the Instructions for Bidders for discussion of Bid policies, procedures, and requirements. The Owner reserves the right to reject any and all Bids, to waive any and all informalities and to negotiate contract terms with the successful Bidder, and the right to disregard all non-conforming, non-responsive or conditional Bids. By: Bonner County, Idaho Legal#4687 AD#2506 November 10, 18, 2022 \_\_\_\_\_

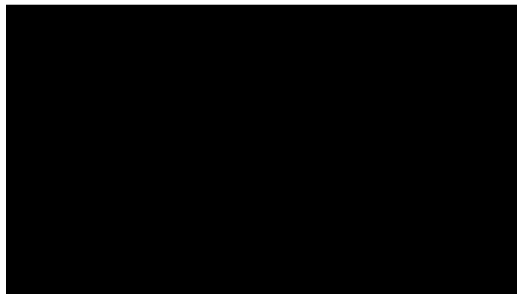
NOTICE TO CREDITORS CASE NO. CV09-22-1366 (I.C. § 15-3-801) IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER IN THE MATTER OF THE ESTATE OF: CHARLES M. BULLAN, DECEASED. NOTICE IS GIVEN that Edward J. Wright, Jr., has been appointed Personal Representative of the Decedent. All persons having claims against the Decedent or his Estate are required to present their claims within four (4) months after the date of the first publication of this Notice or said claims will be forever barred. Claims must be presented to the undersigned at the address below and filed with the Clerk of the Court. DATED this 8th day of November, 2022. RAMSDEN, MARFICE, EALY & DE SMET, LLP Theron J. De Smet Attorneys for the Personal Representative 700 Northwest Boulevard Coeur d'Alene, ID 83814 Legal#4691 AD#2522 November 11, 18, 25, 2022 \_\_\_\_\_

SUMMONS BY PUBLICATION Case No. CV09-22-1395 IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER MARK EASTMAN, an individual; Plaintiff, vs. LEUIS A. BLOOD and HELEN M. BLOOD, husband and wife and their heirs, successors and assigns; WILMINGTON SAVINGS FUND SOCIETY, F.S.B. as trustee for NATIONSTAR HECM ACQUISITION TRUST 2019-2; NATIONSTAR HECM ACQUISITION TRUST 2019-2; NATIONSTAR MORTGAGE, LLC d/b/a CHAMPION MORTGAGE COMPANY; HB2 ALTERNATIVE HOLDINGS, LLC; MORTGAGE ASSETS MANAGEMENT, LLC; THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT; and UNKNOWN OWNERS AND CLAIMANTS, together with their heirs, devisees, successors, and assigns, or any other person or entity claiming any title, right, interest or equity in that certain real property situated in Kootenai County, Idaho described as: Tax No. 9, also known as Unit No. 65 in Lot 4, Section 10, Township 54 North, Range 4 West of the Boise Meridian, Bonner County, Idaho more particularly described as follows: BEGINNING at the Southeast Corner of Lot 4, Section 10; thence North 17°. West 535 feet, North 45°, West 550 feet, North 23°, West 460 feet to the North line of Lot 4; thence West on this North line approximately 415 feet to the centerline drainage canal; thence On this line South 37°, 30' East approximately 515 feet, South 24° East approximately 1010 feet to the South line of Lot 4; thence East on this South line approximately 415 feet to the POINT OF BEGINNING. Except the North 190 feet thereof. Defendants. To: LEUIS A. BLOOD and HELEN M. BLOOD, their unknown heirs, devisees, successors and assigns and all parties claiming an interest in the real property

described herein. You have been sued by Mark Eastman, the Plaintiff, in the District Court in and for Bonner County, Idaho, Case No. CV09-22-1395. The nature of the claim against you is an action for Plaintiff’s quieting title to the real property legally described as the following: Tax No. 9, also known as Unit No. 65 in Lot 4, Section 10, Township 54 North, Range 4 West of the Boise Meridian, Bonner County, Idaho. Any time after 21 days following the last publication of this summons, the court may enter a judgment against you without further notice, unless prior to that time you have filed a written response in the proper form, including the Case No. CV09-22-1395, and paid any required filing fee to the Clerk of the Court at 215 S 1st Avenue, Sandpoint, Idaho 83864 and served a copy of your response on the Plaintiff’s attorney at Christopher D. Gabbert of Lyons O’Dowd, PLLC at 703 E Lakeside Avenue, Coeur d’Alene, Idaho 83814, (208) 714-0487. A copy of the Summons and Complaint can be obtained by contacting either the Clerk of the Court or the attorney for Plaintiff. If you wish legal assistance, you should immediately retain an attorney to advise you in this matter. DATED this 11/9/2022 day of November, 2022. Michael W Rosedale Clerk of the Court By:/s/Brandy I. Steiger Deputy Clerk Legal#4695 AD#2543 November 11, 18, 25, December 2, 2022 \_\_\_\_\_

NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE AB-575 (SUB-NO. 2X) Montana Rail Link, Inc. (“MRL”) gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board (“STB”), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company (“BNSF”) (collectively, the “Leased Premises”), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the “Trackage Rights Lines”): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the “Lines”) traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X). The proposed action entails the discontinuance of MRL’s rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment. Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board’s Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL’s representative [See 49 CFR § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board’s Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL’s representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLCC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037. BCB LEGAL #4699 AD #2787 NOVEMBER 18, 2022 \_\_\_\_\_

### Recent Headlines



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# Legals for November, 17 2022

November 17, 2022 12:00 AM

NOTICE OF TRUSTEE'S SALE To be sold for cash at a Trustee's Sale on March 13, 2023, at 11:00 AM on the front steps at the Lake County Courthouse located at 106 4th Avenue East, Polson, MT 59860, the following described real property situated in Lake County, State of Montana: Lot 12 of Sparrow Addition-Phase 2, a subdivision of Lake County, Montana, according to the map or plat thereof on file in the office of the Clerk and Recorder of Lake County, Montana. More commonly known as 35901 Warbler Dr, Ronan, MT 59864. Matthew James Nicolai, as Grantor, conveyed said real property to First American Title Company, as Trustee, to secure an obligation owed to Mortgage Electronic Registration Systems, Inc., as designated nominee for Eagle Bank, Beneficiary of the security instrument, its successors and assigns, by the Deed of Trust dated on October 29, 2021, and filed for record in the records of the County Clerk and Recorder in Lake County, State of Montana, on October 29, 2021, as Instrument No. 593360, of Official Records. The Deed of Trust was assigned for value as follows: Assignee: Click N Close, Inc. Assignment Dated: September 27, 2022 Assignment Recorded: October 3, 2022 Assignment Recording Information: as Instrument No. 601468 All in the records of the County Clerk and Recorder for Lake County, Montana. Jason J. Henderson is the Successor Trustee pursuant to a Substitution of Trustee recorded in the office of the Clerk and Recorder of Lake County, State of Montana, on October 13, 2022, as Instrument No. 601645, of Official Records. The Beneficiary has declared a default in the terms of said Deed of Trust due to the Grantor(s) failure to make monthly payments beginning February 1, 2022, and each month subsequent, which monthly installments would have been applied on the principal and interest due on said obligation and other charges against the property or loan. By reason of said default, the Beneficiary has declared all sums owing on the obligation secured by said Trust Deed immediately due and payable. The total amount due on this obligation is the principal sum of \$158,212.05, interest in the sum of \$4,296.19, escrow advances of \$2.00, other amounts due and payable in the amount of \$1,186.50 for a total amount owing of \$163,696.74, plus accruing interest, late charges, and other fees and costs that may be incurred or advanced. The Beneficiary anticipates and may disburse such amounts as may be required to preserve and protect the property and for real property taxes that may become due or delinquent, unless such amounts of taxes are paid by the Grantor. If such amounts are paid by the Beneficiary, the amounts or taxes will be added to the obligations secured by the Deed of Trust. Other expenses to be charged against the proceeds of this sale include the Trustee's fees and attorney's fees, costs and expenses of the sale, and late charges, if any. Beneficiary has elected, and has directed the Trustee to sell the above described property to satisfy the obligation. The sale is a public sale and any person, including the Beneficiary, excepting only the Trustee, may bid at the sale. The bid price must be paid immediately upon the close of bidding in cash or cash equivalents (valid money orders, certified checks or cashier's checks). The conveyance will be made by Trustee's Deed, without any representation or warranty, including warranty of title, express or implied, as the sale is made strictly on an as-is, where-is basis, without limitation, the sale is being made subject to all existing conditions, if any, of lead paint, mold or other environmental or health hazards. The sale purchaser shall be entitled to possession of the property on the 10th day following the sale. The Grantor, successor in interest to the Grantor, or any other person having an interest in the property, has the right, at any time prior to the Trustee's Sale, to pay to the Beneficiary, or the successor in interest to the Beneficiary, the entire amount then due under the Deed of Trust and the obligation secured thereby (including costs and expenses actually incurred and attorney's fees) other than such portion of the principal as would not then be due had no default occurred and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and Deed of Trust with Successor Trustee's and attorney's fees. In the event that all defaults are cured the foreclosure will be dismissed and the foreclosure sale will be canceled. The scheduled Trustee's Sale may be postponed by public proclamation up to 15 days for any reason. In the event of a bankruptcy filing, the sale may be postponed by the Trustee for up to 120 days by public proclamation at least every 30 days. If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Successor Trustee and the successful bidder shall have no further recourse. This is an attempt to collect a debt and any information obtained will be used for that purpose. Dated this 17th day of October, 2022. Jason J. Henderson Substitute Trustee 38 2nd Avenue East Dickinson, ND 58601 Telephone: 801-355-2886 Office Hours: Mon.-Fri., 8AM-5PM (MST) File No. MT11707 Published on November 3rd, 10th, & 17th, 2022. MNAXLP \_\_\_\_\_

William K. VanCanagan, Esq. DATSOPOULOS, MacDONALD & LIND, P.C. 201 West Main Street, Suite 201 Missoula, Montana 59802 Phone: (406) 728-0810 Fax: (406) 543-0134 Email: bvancanagan@dmlaw.com; lstoos@dmlaw.com; goneil@dmlaw.com Attorney for Personal Representative MONTANA TWENTIETH JUDICIAL DISTRICT COURT, LAKE COUNTY IN RE THE ESTATE OF CALVIN LINDBURG, Deceased. Probate No. DP-22-80 Dept No Molly Owen NOTICE TO CREDITORS NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above-named estate. All persons having claims against the decedent are required to present their claims within four months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be mailed to Alice Lindburg, the Personal Representative, return receipt requested, in care of Datsopoulos, MacDonald & Lind, P.C., Attn: William K. VanCanagan, Esq., 201 W. Main Street, Suite 201, Missoula, MT 59802, or filed with the Clerk of the above court. DATED this 29th day of Sept. 2022. /s/ Alice Lindburg Published on November 3rd, 10th & 17th, 2022. MNAXLP \_\_\_\_\_

NOTICE OF TRUSTEE'S SALE To be sold for cash at a Trustee's Sale on March 13, 2023, at 11:00 AM on the front steps at the Lake County Courthouse located at 106 4th Avenue East, Polson, MT 59860, the following described real property situated in Lake County, State of Montana: Lot 27 of Kootenai Woods, a Subdivision of Lake County, Montana, according to the map or plat thereof on file in the Office of the Clerk and Recorder of Lake County, Montana. More commonly known as 13483 Crescent Moon Drive, Bigfork, MT 59911. Mary E. Holzwarth and Michael V. Holzwarth, as Grantors, conveyed said real property to Lake County Abstract & Title, as Trustee, to secure an obligation owed to Mortgage Electronic Registrations Systems, Inc., as designated nominee for Mann Mortgage, LLC, beneficiary of the security instrument, its successors and assigns, by the Deed of Trust dated on April 28, 2016, and filed for record in the records of the County Clerk and Recorder in Lake County, State of Montana, on April 29, 2016, as Instrument No. 547829, of Official Records. The Deed of Trust was assigned for value as follows: Assignee: Servis One, Inc. DBA BSI Financial Services Assignment Dated: May 4, 2022 Assignment Recorded: May 4, 2022 Assignment Recording Information: as Instrument No. 597911 Assignee: Servis One, Inc. DBA BSI Financial Services Assignment Dated: May 17, 2022 Assignment Recorded: May 23, 2022 Assignment Recording Information: as Instrument No. 598323 All in the records of the County Clerk and Recorder for Lake County, Montana. Jason J. Henderson is the Successor Trustee pursuant to a Substitution of Trustee recorded in the office of the Clerk and Recorder of Lake County, State of Montana, on October 13, 2022, as Instrument No. 601661, of Official Records. The Beneficiary has declared a default in the terms of said Deed of Trust due to the Grantor(s) failure to make monthly payments beginning November 1, 2020, and each month subsequent, which monthly installments would have been applied on the principal and interest due on said obligation and other charges against the property or loan. By reason of said default, the Beneficiary has declared all sums owing on the obligation secured by said Trust Deed immediately due and payable. The total amount due on this obligation is the principal sum of \$207,608.21, interest in the sum of \$16,098.43, escrow advances of \$11,137.63, other amounts due and payable in the amount of \$1,971.49 for a total amount owing of \$236,815.76, plus accruing interest, late charges, and other fees and costs that may be incurred or advanced. The Beneficiary anticipates and may disburse such amounts as may be required to preserve and protect the property and for real property taxes that may become due or delinquent, unless such amounts of taxes are paid by the Grantor. If such amounts are paid by the Beneficiary, the amounts or taxes will be added to the obligations secured by the Deed of Trust. Other expenses to be charged against the proceeds of this sale include the Trustee's fees and attorney's fees, costs and expenses of the sale, and late charges, if any. Beneficiary has elected, and has directed the Trustee to sell the above described property to satisfy the obligation. The sale is a public sale and any person, including the Beneficiary, excepting only the Trustee, may bid at the sale. The bid price must be paid immediately upon the

close of bidding in cash or cash equivalents (valid money orders, certified checks or cashier's checks). The conveyance will be made by Trustee's Deed, without any representation or warranty, including warranty of title, express or implied, as the sale is made strictly on an as-is, where-is basis, without limitation, the sale is being made subject to all existing conditions, if any, of lead paint, mold or other environmental or health hazards. The sale purchaser shall be entitled to possession of the property on the 10th day following the sale. The Grantor, successor in interest to the Grantor, or any other person having an interest in the property, has the right, at any time prior to the Trustee's Sale, to pay to the Beneficiary, or the successor in interest to the Beneficiary, the entire amount then due under the Deed of Trust and the obligation secured thereby (including costs and expenses actually incurred and attorney's fees) other than such portion of the principal as would not then be due had no default occurred and by curing any other default complained of herein that is capable of being cured by tendering the performance required under the obligation or to cure the default, by paying all costs and expenses actually incurred in enforcing the obligation and Deed of Trust with Successor Trustee's and attorney's fees. In the event that all defaults are cured the foreclosure will be dismissed and the foreclosure sale will be canceled. The scheduled Trustee's Sale may be postponed by public proclamation up to 15 days for any reason. In the event of a bankruptcy filing, the sale may be postponed by the Trustee for up to 120 days by public proclamation at least every 30 days. If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Successor Trustee and the successful bidder shall have no further recourse. This is an attempt to collect a debt and any information obtained will be used for that purpose. Dated this 25th day of October, 2022. Jason J. Henderson Substitute Trustee 38 2nd Avenue East Dickinson, ND 58601 Telephone: 801-355-2886 Office Hours: Mon.-Fri., 8AM-5PM (MST) File No. MT11405 Published on November 10th, 17th & 24th, 2022. MNAXLP \_\_\_\_\_

**LAKE COUNTY JOINT AIRPORT BOARD MEMBERS NEEDED** The Lake County Commissioners are seeking letters of interest to serve on the Lake County Joint Airport Board. Applicants must be a Lake County resident and have some aviation back ground is preferred. This Board pays the bills of the three airports in Lake County and directs the fixed base operators for the airports and plans for the future of the airports. Meetings are held once a month on the second Thursday of the month at 7:00 p.m. at the Ronan Airport. The Board of Commissioners will accept letters of interest to serve on this Board until December 1, 2022. Letters should be addressed to the Commissioners at 106 4 th Ave. East, Polson, MT 59860. For further information call the Commissioners at 883-7204. Published on November 3rd, 10th & 17th, 2022. MNAXLP \_\_\_\_\_

**SECTION 00100 INVITATION TO BID GRIZZLY BEAR HOMESITES** Separate sealed Bids will be received by the Salish and Kootenai Housing Authority (SKHA), located at 56243 US Hwy 93, Pablo, Montana 59855, until 1:00 PM, local time, on Wednesday, November 30, 2022 for construction of the project described herein. All Bids that have been duly received will be publicly opened and read aloud immediately thereafter in SKHA office. The proposed work involves an improved gravel access drive to the Grizzly Bear Homesites Subdivision located in Pablo, MT. New water, sewer, and dry utilities (power/phone/cable) will also be included in the Contract along with coordination with the appropriate utility companies. Bidders shall bid on the bid proposal forms provided in the Contract Documents, addressed to the SKHA Office, enclosed in a sealed envelope marked plainly on the outside, "Bid for Grizzly Bear Homesites-Subdivision Improvements." All Bids must be in accordance with the Contract Documents on file with the Salish and Kootenai Housing Authority (SKHA), located at 56243 US Hwy 93, Pablo, Montana 59855; TD&H Engineering, 450 Corporate Dr., Suite 101, Kalispell, Montana, (406) 751-5246; and the Northwest Montana Plans Exchange, 2303 Highway 2 East, Kalispell, MT 59901, (406) 755-5888, in accordance with the Instructions to Bidders. Any objections to published specifications must be filed in written form with the SKHA Office prior to bid opening. A pre-bid conference will be held at the project site which is located off Clairmont Road in Pablo, MT 59855, commencing at 1:00 PM, Monday, November 14, 2022. Those interested in bidding the project are encouraged to attend this meeting. Copies of the Contract Documents (including 11"x 17" drawings) for use in preparing Bids may be obtained from either the SKHA Office or TD&H Engineering at the addresses stipulated above. Each bid or proposal must be accompanied by a Certified Check, Cashier's Check, or Bid Bond payable to Salish and Kootenai Housing Authority (SKHA), in an amount not less than ten percent (10%) of the total amount of the bid. Successful BIDDERS shall furnish an approved Performance Bond and Labor and Materials Payment Bond, each in the amount of one hundred percent (100%) of the contract amount. Insurance, as required, shall be provided by the successful BIDDER(s), and a certificate(s) of that insurance shall be provided. Contactor and all subcontractors must be licensed to perform work in the State of Montana. Within 10 calendar days after the Notice of Award, the successful Bidder will be required to furnish a Performance Bond and a Labor and Materials Payment Bond guaranteeing faithful performance and the payment of all bills and obligations arising from the performance of the contract. The bonds will each be equal to 100 percent of the contract amount. Completion of the work is required within 45 calendar days. The project includes liquidated damages that will be assessed as set forth in the Special Provisions if the work is not complete within the allotted contract time. No bid may be withdrawn within a period of 60 days after the scheduled time for public opening of bids. Indian Preference Ordinance 101A. This is an Indian Preference Bid. The current Confederated Salish and Kootenai Tribes' Indian Preference Policy Ordinance 101A will be followed in the selection and award of this Project to a Contractor. Tribal Consultants who wish to receive Indian Preference must obtain certification by the Indian Preference Office as a legitimate Indian-owned business prior to the submission of bids. Proof of Indian Preference Certification must be included with your bid submittal in the form of a copy of the Certificate issued by the Indian Preference Office. Evidence of membership or affiliation with a Tribe does not constitute Indian Preference Certification. Bidders who are Indian Owned Business must be certified by the Indian Preference Office in order to claim preference. It shall be the sole responsibility of the bidder to obtain and provide proof of Indian Preference Certification from the Indian Preference Office. The Contractor, and all subcontractors, shall comply with all requirements of this Ordinance in completing the Project, including the hiring of personnel, and soliciting and awarding of subcontracts. If the Contractor subcontracts any of this work, the selection of a subcontractor must be in accordance with the Indian Preference Policy Ordinance 101A, must be completed and submitted to the Indian Preference Office prior to awarding any subcontract. A copy of Ordinance 101A is included in Appendix A-Indian Preference Tribal Ordinance of the Contract Documents. Federal Davis Bacon Wage Act The proposed project includes funding from federal agencies. As a result, all employee wages must be compliant with the Federal Davis Bacon Wage Act (MT80). The appropriate wages for all trades, including travel pay, are included in Appendix B-Federal Davis Bacon Wage Rates. The SKHA reserves the right to reject all Bids, to waive informalities, and to reject nonconforming, irregular, non-responsive or conditional Bids. SKHA Office Published on November 10th & 17th, 2022. MNAXLP \_\_\_\_\_

**In Re: Conditions at Lake County Jail, Case 9:22-cv-00127-DWM Notice of Class Action Certification TO:** All persons incarcerated at Lake County Jail as of September 3, 2021 to the present, as well as all current and future inmates. Dozens of individuals have filed lawsuits alleging that the conditions of confinement at the Lake County Jail are unconstitutional and illegal. The Court has not ruled on the merits of these claims or Defendants' defenses. If you were incarcerated at the Lake County Jail at any time on or after September 3, 2021, you are a member of the class. The class that has been certified is pursuing claims for injunctive and declaratory relief—not money damages. You do not need to do anything in response to this notice. Do NOT write or telephone the Court if you have any questions about this notice. If you have questions, please contact class counsel at the following: Timothy M. Bechtold, 406-721-1435, tim@bechtoldlaw.net Constance Van Kley, 406-306-0330, constance@uppersevenlaw.com P.O. Box 31, Helena, MT 59624 You may read the full Notice of Class Action Certification at uppersevenlaw.com/classnotice Published on November 10th, 17th, 24th & December 1st, 2022. MNAXLP \_\_\_\_\_

Lake County, MT Request for Qualifications – Engineers, Architects and Consultants with Multiple Areas of Expertise Notice is hereby given, the Lake County Commission is requesting Statements of Qualifications (SOQ) proposals and performance data from qualified engineering, architectural, surveyors, project consultants and other firms with associated project development disciplines interested in being added to the County's prequalified list of consultants and contractors. The County is developing a list of prequalified firms to assist with the completion of various public works projects anticipated over the next 5 years. Development activities being considered by the County include: construction/reconstruction of roads and trails;



construction/reconstruction of new and existing public facilities and buildings; property development (including all related infrastructure including water, sewer and wells). Proposals will be received at or prior to the close of business at 5:00 PM\_ MST on Friday, December 2, 2022, at the Lake County Commission office at 106 4th Ave. E, Polson, MT 59860. The intent of this RFQ process is to identify a short list of up to five (5) pre-qualified engineering, architectural and/or other professional services firms in up to fourteen (14) areas of expertise that will be available to either submit-detailed proposals for specific projects or with which the County may enter into direct negotiation for services depending on the size and scope of any specific project. SOQs may be provided in any one or in several areas of expertise within the same submittal. The County reserves the right to further advertise and solicit proposals for any project where there are no firms prequalified for the particular expertise that may be required. Small, independent firms and qualified DBE firms are encouraged to submit proposals specific to their areas of expertise. All respondents must have liability insurance in place and provide proof of either having workers compensation or an exemption of such as may apply before any contracts can be executed. Specific project selections will be based on the list of prequalified firms determined by these SOQ's and as meeting the qualifications for selection per Title 18, Chapters 2 and 8 MCA. Any and all firms interesting in participating in this RFQ can obtain the required information from either the Lake County Website (<https://www.lakemt.gov/345/LegalPublic-Notices>) or the Lake County office of Grants and Special Projects, Billie Lee at [blee@lakemt.gov](mailto:blee@lakemt.gov) or by calling 406-872-2362. Published on November 10th & 17th, 2022. MNAXLP \_\_\_\_\_

Blackfoot provides local phone and broadband services in many Montana communities at reasonable and affordable rates. A federal program designed to promote "universal service" to all areas of the nation makes affordable rates possible. Companies participating in this program are required to advertise these services on an annual basis. As a participant in the universal service program, Blackfoot provides access to single line phone service, emergency services (911), directory assistance (411), operator services (0+), long distance limitation services, as well as broadband internet access services. For questions or to order new services please call Blackfoot's customer care team at 406-541-5000 or visit us at [www.blackfoot.com](http://www.blackfoot.com). Published on November 17th & 24th & December 1st, 8th, 15th, 22nd & 29th, 2022. MNAXLP \_\_\_\_\_

CLINTON J. FISCHER LAW OFFICE, P.C. Valley Bank Building P.O. Box 879 Polson, MT 59860 Telephone: (406) 883-4395 Attorney for Personal Representative MONTANA TWENTIETH JUDICIAL DISTRICT COURT, LAKE COUNTY IN RE THE ESTATE OF K. LYNN EARL, PROBATE NO. DP-22-83 NOTICE TO CREDITORS Decedent. NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above-named estate. All persons having claims against the said deceased are required to present their claims within four months after the date of the first publication of this notice or said claims will be forever barred. A written statement of the claim indicating the name and address of the claimant, the basis of the claim and the amount claimed may be filed with the Clerk of the District Court, Lake County, Montana, or mailed, return receipt requested, to the Personal Representative at the following address: Agnes G. Loeser c/o Clinton J. Fischer Law Office, P.C. P.O. Box 879 Polson, MT 59860 DATED this 2nd day of November, 2022. /s/ Agnes G. Loeser, Personal Representative PERSONAL REPRESENTATIVE'S ATTORNEY: Clinton J. Fischer CLINTON J. FISCHER LAW OFFICE, P.C. Professional Center Building P. O. Box 879 Polson, Montana 59860 Published on November 17th & 24th, & December 1st, 2022. MNAXLP \_\_\_\_\_

NOTICE OF SALE Department of Natural Resources & Conservation Timber Sale The Lost Ridge Timber Sale is located within Sections 2, 3, 10,11,13, 14 &15, T24N-R17W on the State's Swan Unit. Approximately 25,895 tons, consisting of mixed conifer sawlogs, are offered for sale. Sealed bids will be opened at the Department of Natural Resources & Conservation, 2705 Spurgin Road, Missoula, Montana on December 13, 2022 at 2:00 p.m. Bids may be hand delivered or mailed and will be accepted any time prior to the bid opening. DNRC recommends that bidders contact the Trust Land Management Division (406-542-4300) prior to the bid opening to ensure that your bid has been received. Bids must be accompanied by a deposit of \$12,676.00, representing 5% of the minimum bid value of the sale in cashier's check, certified check, bank money order or bank draft to be applied to the first sale invoice for the successful bidder. Bid bonds will be accepted and, for the successful bidder, will be closed upon execution of the Timber Sale Contract and Timber Sale Bond. The sale will be awarded to the highest responsible bidder. Award of the timber sale is conditional upon approval of the timber sale by the State Board of Land Commissioners at their November 21, 2022 meeting. If the successful bidder is unable to execute the contract within 30 calendar days from the date the sale is awarded, the bid deposit will be retained by the Department as liquidated damages. The right is reserved to reject any or all bids. Prospective bidders can obtain the sale prospectus, sale contract and bid forms from the Department of Natural Resources & Conservation, Trust Land Management Division, in Missoula (406-542-4300). Visit our website at <http://dnrc.mt.gov/divisions/trust/forest-management/timber-sale-information> for upcoming sales and bid results. Published on November 17th & 24th, & December 1st & 8th, 2022. MNAXLP \_\_\_\_\_

Kevin S. Jones Joseph D. Houston Jones & Associates, PLLC Attorneys at Law 2625 Dearborn Avenue, Ste. 102 Missoula, MT 59804 (406) 541-3333 [kevin@ionesmtlaw.com](mailto:kevin@ionesmtlaw.com) [joe@jonesmtlaw.com](mailto:joe@jonesmtlaw.com) Attorneys for Personal Representative Lawrence Thomas McMullin Dept. No. 1 Cause No. DP-22-84 MONTANA TWENTIETH JUDICIAL DISTRICT COURT, LAKE COUNTY IN THE MATTER OF THE ESTATE OF: JAMES FRANKLIN WHITE, Deceased. NOTICE TO CREDITORS NOTICE IS HEREBY GIVEN that Lawrence Thomas McMullin has been appointed Personal Representative of the above-named estate. All persons having claims against the Deceased are required to present their claims within four (4) months after the date of the first publication of this Notice, or their claims will be forever barred. Claims must either be mailed to Jones & Associates, PLLC, Attorneys for the Personal Representative, return receipt requested, at 2625 Dearborn Avenue, Ste. 102, Missoula, MT 59804, or filed with the Clerk of the above Court. I declare under penalty of perjury under the laws of the State of 24 Montana the foregoing is true and correct. Dated this 8th day of November, 2022. Lawrence Thomas McMullin, for Personal Representative of the Estate of James Franklin White Kevin S. Jones, Attorney Personal Representative Published on November 17th, 24th & December 1st, 2022. MNAXLP \_\_\_\_\_

Notice of Public Hearing Notice is hereby given that the Polson City Commission will on Monday, the 5th day of December, 2022, at 6:30 p.m. in the Polson City Hall, 106 1 st Street East, Polson, Montana, hold a public hearing for the purpose of a requested zoning variance. Specifically, the request is from the Polson Development Code's requirement that a building with a nonconforming front setback may only be expanded outside of setbacks. The request is associated with a proposed addition to attach an existing nonconforming single family dwelling with an existing detached nonconforming garage and is made by Mark and Dana Johnston of Polson. The subject property is currently zoned Transitional Zoning District, located at 1 2nd Street East and legally described as Lots 5 & 6, Block 1, of Polson Original Townsite. The Polson City Commission will take public testimony and review the proposed variance request. Following public testimony, the City Commission will vote to approve, conditionally approve, or deny the variance request. This public notice is made pursuant to 76-2-326 MCA. Contact the City of Polson Planner at 106 1st Street East, Polson, Montana 59860; by email at [cityplanner@cityofpolson.com](mailto:cityplanner@cityofpolson.com); or call 406-883-8213 to obtain further information. The application is available for review at City Hall. Contact the Polson City Clerk at Polson City Hall, 106 1st Street East, Polson, Montana, 59860; by email at [cityclerk@cityofpolson.com](mailto:cityclerk@cityofpolson.com); or call 406-883-8203 to request an accommodation. Dated at Polson, Montana this 17th day of November, 2022. Cora Pritt Polson City Clerk Polson, MT Published on November 17th, 2022,. MNAXLP \_\_\_\_\_

NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE AB-575 (SUB-NO. 2X) Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP



514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X). The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment. Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 CFR § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037. Published on November 17th, 2022. MNAXLP \_\_\_\_\_

### Recent Headlines



Ads by

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CLASSIFIEDS



Correction Policy: First publication is our responsibility, after that the responsibility is yours.

LEGALS

NOTICE OF PASSAGE OF RESOLUTION OF INTENTION TO CREATE SPECIAL IMPROVEMENT DISTRICT NO. 181 AND TO ISSUE THE CITY'S SPECIAL IMPROVEMENT DISTRICT NO. 181 BONDS IN THE AGGREGATE PRINCIPAL AMOUNT, AND IN SALABLE INCREMENTS, NOT TO EXCEED \$1,995,000 SECURED BY THE CITY'S SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND CITY OF LIVINGSTON, MONTANA

NOTICE IS HEREBY GIVEN that on November 15, 2022, the City Commission of the City of Livingston, Montana (the "City"), adopted a Resolution of Intention to Create Special Improvement District No. 181 (the "District") for the purpose of financing the costs of certain local improvements (the "Improvements") and paying costs incidental thereto, including costs associated with the sale and the security of special improvement district bonds of the City drawn on the District (the "Bonds"), the creation and administration of the District, the funding of a deposit to the City's Special Improvement District Revolving Fund (the "Revolving Fund") and the establishment of a reserve account securing the Bonds in the District fund (the "Reserve Account").

A complete copy of the Resolution of Intention (the "Resolution") is on file with the City Recording Secretary, and available at City Hall, [and attached hereto as Exhibit A] which more specifically describes the nature of the Improvements, the boundaries and the area included in the District, the location of the Improvements and other matters pertaining thereto and further particulars.

The general character of the Improvements are (i) the design, construction and equipping of improvements to the City's Sewer and Water Utilities that are more fully described as extending new sewer main from City property near the transfer station to provide City sewer service to the entire District, and City water service to a portion of the District, which includes all capital improvements necessary and related to an operating water and sewer systems, and (ii) related repairs and improvements to the streets in the Green Acres and Montague subdivisions. The total estimated costs of the Improvements, including all incidental costs, but not the costs associated with securing the Bonds and the issuance of the Bonds, is currently estimated to be \$3,672,982.

The City will issue the Bonds in an aggregate principal amount, and in salable increments, not to exceed \$1,995,000 in order to finance the costs of the Improvements. Principal of and interest on the Bonds will be paid from special assessments levied against the property in the District in the aggregate principal amount of \$1,995,000 and such payment will be secured by the Reserve Account and the Revolving Fund. Subject to the limitations of Montana Code Annotated, Section 7-12-4222, the general fund of the City may be used to provide loans to the Revolving Fund or a general tax levy may be imposed on all taxable property in the City to meet the financial requirements of the Revolving Fund.

Through a competitive process, the City applied for and obtained an ARPA Grant (the "ARPA Grant") from the State of Montana in the amount of \$2,000,000 which will be applied to the cost of the Improvements. The ARPA Grant will off-set a substantial portion of the costs of the Improvements.

All properties within the District are to be assessed for a portion of the costs of the Improvements. The costs of the Improvements will be assessed against applicable portions of the property in the District benefiting from the Improvements, based on, as appropriate and as set forth more particularly in Section 7 of the Resolution, the actual area method of assessment described in Sections 7-12-4162 and 7-12-4163, M.C.A. All of the properties in the District will be assessed for their proportionate share of the costs of the grading, utility, and surfacing Improvements. The total estimated cost of the Improvements, including all incidental expenses and costs associated with securing the Bonds and the issuance of the Bonds, is currently estimated to be \$3,672,982 and shall be assessed against each property located in the District, for that part of the costs of the Improvements that the area of each of such tract or parcel bears to the total area of both of such tracts or parcels exclusive of streets, avenues, alleys, storm water detention ponds and like features. The total area of the District to be assessed by way of the actual area method is estimated to be 2,607,414 which does not include right of way. The costs of the Improvements per square foot of area are currently estimated to be \$1.41 without Bond costs before application of the ARPA Grant funds and after the application of the ARPA Grants are currently estimated to be \$0.64 per square foot not including Bond costs. The total assessment (not including interest expense) for each affected lot, tract or parcel of land subjected to the actual area method of assessment for the Improvements is shown on EXHIBIT C of the Resolution of Intention, on file with the Recording Secretary.

On December 6, 2022, the City Commission will meet at 5:30 p.m. M.T. via Zoom, the City Commission will conduct a public hearing and pass upon all

written protests against the creation of the District, or the making of Improvements that may be filed in the period described below.

Written protests against the creation or extension of the District and the making of the Improvements may be filed by an agent, person, firm or corporation owning real property within the proposed District whose property is liable to be assessed for the Improvements. Such protests must be delivered to the Recording Secretary at 220 E Park Street, Livingston, Montana, 59047 not later than 5:00 p.m., M.T., on December 5, 2022.

Further information regarding the proposed District or the Bonds or other matters in respect thereof may be obtained from the City's Recording Secretary at the City Offices at 220 E Park Street, Livingston, Montana, 59047 or by telephone at (406) 823-6000.

Dated: November 16, 2022

BY ORDER OF THE CITY COMMISSION OF THE CITY OF LIVINGSTON, MONTANA

Chair of the City Commission

Pub. Nov. 17, 28, 2022

MNAXLP

REQUEST FOR BIDS

DATE REQUEST FOR BIDS ISSUED November 16, 2022

This request for bids shall be distributed by the Park County Clerk and Recorder's Office only. All copies must be obtained from and all bids must be submitted to the Park County Clerk and Recorder's Office. The Park County Clerk and Recorder's Office cannot answer questions regarding this request for proposals.

This RFB is issued in accordance with Section 18-4-303, of the Montana Code Annotated (MCA) and the Administrative Rules of Montana (ARM) 2.5.602

INVITATION TO BIDDERS

NOTICE IS HEREBY GIVEN, that the Park County Board of Commissioners will receive sealed bids for the purchase of one (1) used 2015 or newer, front mounted SNOGO with 4x4 Truck. Specifications for the equipment may be obtained by contacting the Clerk and Recorder's Office at the 414 E. Callender Street, Livingston MT 59047. The Park County Clerk and Recorder's Office cannot answer questions regarding this request for quotes. All questions must be submitted in writing to Park County Public Works at 414 East Callender Street, Livingston, MT 59047 or mwhitman@parkcounty.org.

Sealed bids must be received by Park County Clerk and Recorder's Office, 414 East Callender Street, Livingston, Montana 59047, no later than 9:00AM November 29th, 2022. All bid envelopes must be sealed and marked with "PUBLIC WORKS FRONT

MOUNTED SNOGO WITH 4X4 TRUCK". Late bids will not be accepted.

Bids will be opened immediately following at 9:00AM November 29th, 2022 in the office of the Board of Commissioners, in the Park County Courthouse, 414 East Callender Street, Livingston, Montana 59047.

Each bid must be accompanied by a Certified Check, Cashier's Check, or Bid bond payable to Park County in the amount of ten percent (10%) of the total amount of the bid for the tractor/trailer. The successful bidder shall forfeit to Park County their bid security if they fail or refuse to enter into a contract within the time specified. Bid security of unsuccessful bidders shall be returned upon acceptance of the successful bid.

Submitted bids must be complete at the time of submission and may not include references to information located elsewhere. All bids will be initially classified as being "responsive" or "non-responsive". If a given bid is found to be non-responsive, it will not be considered further. All bids and associated documentation become the property of Park County. The bid original shall be signed in ink by a person legally authorize to bind the bidder.

All bids shall remain effective for a period of thirty (30) days from the date of opening. Park County reserves the right to consider or reject any and all bids, and further to waive any defects or irregularities. All bidders must use the bid form supplied with the specifications. A contract will be awarded to the lowest and most responsible bidder.

All bidders are expected to be aware of and to abide by all state and federal statutes, rules, and regulations governing the solicitation and acceptance of public contracts, including any such statute, rule or regulation relating to non-discrimination.

This RFB is not in any way a commitment to award a subsequent contract and Park County may or may not choose to award a contract as a result of any response. During this RFB process and at its sole discretion, Park County reserves the rights to:

- (a) waive any formality of the RFB process; (b) cancel or terminate this RFB; (c) reject any one or all bids received in response to this RFB; (d) waive any provisions of this RFB that would not have significant impact on any specific proposed response to this RFB; (e) not award or if awarded, terminate any contract on the grounds of a determination by Park County that adequate budgeted funds to expend on a resulting contract were not available to the County.

DATED THIS 15TH of November, 2022.

Steve Caldwell, Chairman Park County Board of Commissioners

Pub. Nov. 17, 23, 2022

MNAXLP

NOTICE OF INTENT TO DISCONTINUE RAIL

SERVICE

AB-575 (SUB-NO. 2X)

Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.9 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X).

The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an

environmental assessment.

Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 C.F.R. § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., N.W., Ste. 300, Washington, DC 20037.

Pub. Nov. 17, 2022

MNAXLP

NOTICE

The Montana Department of Revenue, Alcoholic Beverage Control Division, announces a public hearing for a resort area determination per § 16-4-212(3), MCA. The hearing will be held at the Sage Lodge, 55 Sage Lodge Drive, Pray, Montana, and will begin at 11 am, December 16, 2022. Any person may present, in person or in writing, at the hearing a statement to the department in opposition to or support of the application per §16-4-212(4), MCA. Within 30 days after the hearing, the department shall approve or deny the application pursuant to §16-4-212(5), MCA.

The proposed resort area is located at 55 Sage Lodge Drive, Pray, Montana.

Full legal description is available by request.

Questions? Contact (406) 444-6900

Pub. Nov. 10, 17, 25, Dec. 1, 2022

MNAXLP

REPORTER WANTED

Miles City Star

The Miles City Star has openings for a news and agriculture reporter. This position is full-time, but will consider part-time. Some nights and weekends required. No experience necessary, but must have writing ability, some computer skills and a willingness to learn.

Send resumes to: starnews@midrivers.com.

MISCELLANEOUS

FOR RENT: Horse Pens with shelters. Available now near Livingston. (406) 223-1553

AUCTION

We are thankful for all of you!! THANKS GIVING LOGAN AUCTION SERVICE, INC. 406-686-4728

SERVICES & REPAIRS

A BRIGHTER DAY BY ALL WASHED UP! LOCALLY OWNED AND OPERATED. COMMERCIAL AND RESIDENTIAL WINDOW CLEANING. CALL JEFF 222-1125.

CHUCK'S BACKHOE SERVICE, septic systems, driveways, water lines, landscaping. Chuck Hillman 223-7174.

COMMERCIAL SNOW REMOVAL, junk removal, tree trimming and removal. Licensed and insured. Call Jesse with questions. (406)598-5991

GARY'S BACKHOE & PUMP SERVICE. Any kind of backhoe work, 24 hour water well service. 224-7070 or 222-7070.

SELL IT! WITH A CLASSIFIED AD 406-222-2000

HANDYMAN SERVICES, Painting, Drywall, Small Home Repairs, Property Maintenance. Licensed and insured. Call Eric at 223-5402

MOUNTAIN MEADOW MOWING: FALL CLEAN-UP, SPRINKLER BLOW-OUTS, weekly mowing, fertilization, snow removal. Specializes in large acreage properties. Taking new clients. Call today for a free estimate! (406) 223-0686

EMPLOYMENT

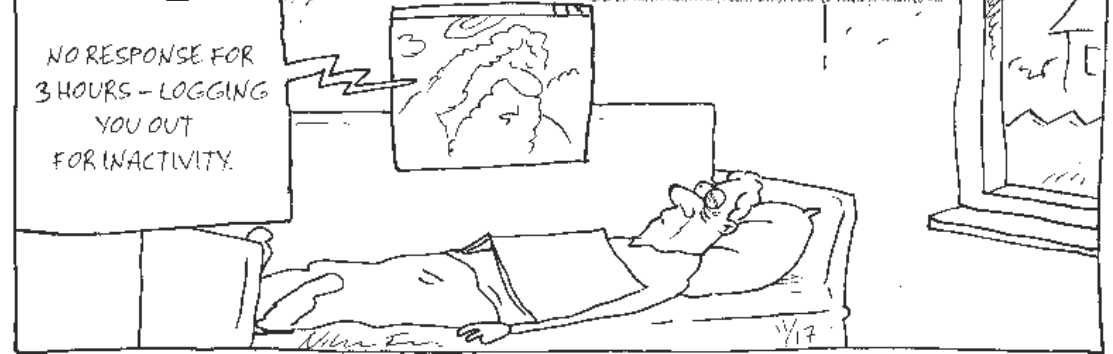
Community Health Partners

COMMUNITY HEALTH PARTNERS-LIVINGSTON (CHP), where compassion meets healthcare. We're seeking two full or part time Behavioral Health Therapists (LCPC/LCSW/PCLC/Post Masters Licensure Candidate) committed to providing patient centered care, without judgment, and who is looking to improve the health of our community one individual at a time through traditional psychotherapy/counseling. Collaboration, Respect and Flexibility highly valued. CHP has provided 20 years of high-quality, affordable, whole person care to all. If you join our team, we trust you will find CHP a meaningful and fun place to work. To apply, please send resume, references and letter of interest to Ellie Sedor sedorel@chphealth.org or 1695 Tschache Lane Bozeman, MT 59715. CHP is an Equal Opportunity provider and employer. Background screen required upon offer. www.chphealthmt.org

What we want from you: Someone who wants to serve our community. Someone who is eager to learn. Team player. Someone that can multi-task and work in a fast-paced environment. What you will get from us: career ladders that enable you to increase your knowledge, your skills and earn a higher wage. Health and dental insurance covered for full-time staff. 403B retirement account in which CHP matches 4% of what you put in monthly (matching after six months of employment). Flexible Spending Account or Health Savings Account with employer contributions, if applicable. Flexible schedule working 3 to 4 days per week. Employee Assistance Program. Wellness Program. Competitive wages, paid major holidays, sick time, and vacation time, continuing education time and dollars. Lastly, we care about YOU and our COMMUNITY.

T PAYS to look in the Livingston Enterprise Classifieds. "The best sales person around." 222-2000.

CARPE DIEM



By Niklas Eriksson

MOTHER GOOSE & GRIMM



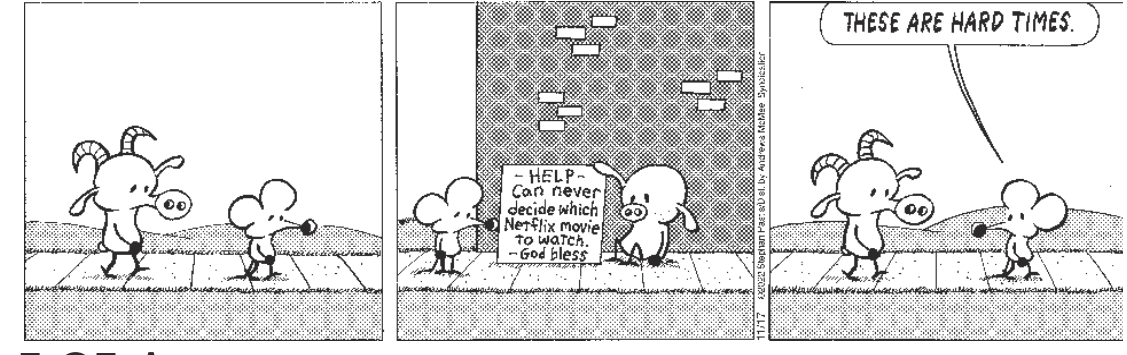
By Mike Peters

GARFIELD



By Jim Davis

PEARLS BEFORE SWINE



By Stephan Pastis

NON SEQUITUR



By Wiley Miller

LOLA



By Steve Dickenson & Todd Clark

BABY BLUES



By Jerry Scott & Rick Z

ZITS



By Jerry Scott & Jim Borgman



# BOULDER AREA EVENTS CALENDAR

NOV

- 16 Flu shots:** 2 to 6 pm, Boulder Community Library. Call (406) 225-4007 for information.
- 19 Holiday Bazaar:** 10 am to 3 pm, Jefferson High north gym. 40 Montana vendors, homemade bread & soup. Free admission.
- 20 Paint Party Fundraiser** 1 to 3 pm, Senior Center, 201 S. Main St., Boulder. Benefits Animal Shelter & Care of Jefferson County.
- 29 STEM-Kid Crafters:** 4 pm, Boulder Community Library

DEC

- 01 Boulder Transition Advisory Committee:** 8 am, Volunteer Hall
- 02 Chili Cook-off entry deadline:** 4 pm, Boulder City Hall. Enter to compete in the Boulder cook-off Dec. 16.
- 03 Photos with the Grinch:** 11 am to 1 pm, Montana City Fire Station; 4 to 6 pm, Boulder Fire Station. Cost: \$10 plus food donation to JeffCo Food Share
- 13 Boulder Area Chamber of Commerce meeting:** 12 pm, Volunteer Hall. Information: 465-2106
- 16 Boulder park lighting celebration:** Veterans Park. Chili cook-off, pretzel dipping, barbecue, and more.

Sponsored by



To list an event, call 225-3821 or email [info@boulder-monitor.com](mailto:info@boulder-monitor.com)

## JEFFCO FOOD SHARE

PO Box 244, Boulder, MT

JeffCo Food Share is open the second Thursday each month from noon to 2 p.m. at the Boulder Assembly of God, 502 North Jackson, Boulder. JeffCo Food Share provides food at no charge to in-need families and individuals.

## BOULDER CITY COUNCIL

Monday, Nov. 21, 6:30 p.m. - City Hall

By phone: 720-707-2699 ; Meeting ID 314 750 1763

By computer: <https://us06web.zoom.us/j/3147501763>

Call to order; Pledge of Allegiance; Roll Call; Approval of Minutes & Agenda; Communication for Public Record; Constituent issues - reports from the Mayor and Council members; Requests of city officials for absences exceeding 10 days or participation by telecommunications.

**Consent Agenda to include:** Reports from Mayor; Ambulance; Fire; Public Works; City Court; City Attorney; Code Enforcement Officer; Clerk

**Correspondence:** Emergency management workshop email from D. Dodge

**Committee Reports:** Planning Board; Chamber of Commerce; BTAC; Cemetery Advisory Board

**Old Business:**

1. Discussion & possible policy regarding private use of city parks, (e.g., garage sales, gun shows, etc.)
2. Discussion & possible determination on methods of keeping city parks free of dog waste

**New Business:**

1. Discussion on zoning permit review fees, i.e., Werner proposal
2. Discussion & determination on revised/updated Annexation Policy & Fees
3. Consideration of Jackee Beck, dba as Top Shelf Botanicals potential application for a business license to dispense marijuana from the River Cafe building located at 103 S. Main St.
4. Discussion & determination on Water System Improvement Project funding program & applications
5. Information on additional water project ARPA funds received from Jefferson County
6. Discussion & determination on Helton property damage claim
7. Discussion & determination on Finance/Investment Committee: Revised committee member description; Committee Formation; By-laws
8. Discussion & determination on Ambulance Dept. applying for County ARPA grant
9. Discussion & determination on changing Code Enforcement Officer title to "Community Improvement Coordinator"
10. Information on park lighting festivities to be held December 16th
11. Approval of City record destruction request

**Unscheduled Matters; Open Public Comment; Authorization to pay bills; Council agenda suggestions to the Mayor for next meeting; Adjournment. Next meeting: December 19, 2022.**

## COUNTY COMMISSION

Nov. 22, 2022 - Clerk & Recorder Meeting Room

To join remotely, phone 1-646-558-8656 or online at [zoom.com/join](https://zoom.com/join); meeting ID 671-828-8589.

- 9:30** Claims approval
- 10:00** Meeting with Road Department
- 10:30** Meeting with Department Heads: Sanitarian
- 12:00** Recess for lunch; **Re-convene at 1:30 pm.**

Pledge of Allegiance; Minutes; Reports; Correspondence; Calendar review; Commission reports; Opportunity for public comment

**Non-Time specific:**

- Kenneth Lay - Appeal of Survey Review Committee's denial of exemption
- Barb Reiter - Prevention services update and request for alcohol tax funds

County website: <http://jeffersoncounty-mt.gov>

## CLANCY WATER & SEWER DISTRICT

Tuesday, Nov. 22 - 6:30 p.m. - 3 N. Main St.

**Reports:** Great West Engineering  
**Old Business:** Ground water testing

**Regular Business:** Invoices

**New Business:**

- Discuss & decide on test well easements
- Discuss & decide on updating test well request for bids
- Discuss & decide on geological survey

**Announcements/Correspondence; Public comment; Next meeting**

## LEGAL NOTICES

### NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE

AB-575 (SUB-NO. 2X)

Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") collectively, the "Leased Premises"), including: (1) Huntley, MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA; (10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm

Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho: 83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X).

The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental report-

ing requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment.

Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 CFR § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037.

Legal 22-135 Published in the Boulder Monitor November 16, 2022 MNAXLP

# LIVES OF JEFFERSON COUNTY

A special year-end issue of The Monitor

In our December 28 issue, The Monitor will celebrate the lives of Jefferson County residents who passed in the last year. We're looking for stories and pictures from those who loved them — family, friends, colleagues. Publication is free, and we can help you with writing. If you're interested in telling the story of a loved one, contact Keith Hammonds, [keith@boulder-monitor.com](mailto:keith@boulder-monitor.com) or (406) 558-4990.

THE BOULDER  
**MONITOR**  
THE MONITOR Online  
SERVING THE FUTURE OF JEFFERSON COUNTY

Photo by Joshua Murdock



# Benson wins Mack Days title

Mike Benson of Lonepine earned his sixth straight Fall Mack Days win over the weekend, turning in 1,150 lake trout entries with an 18-day average of 54.72 per day. This is the ninth overall Fall Mack Days win for Benson.

Second place in the event, which is sponsored by the Confederated Salish & Kootenai Tribes as a tool to help reduce the number of non-native lake trout in Flathead Lake, went to Larry Ashwell of Missoula (931 entries, 44.489 average). In third place was Felix Gaucie of Stevensville (767, 42.61), fourth went to Jerry Benson of Plains (645, 33.89), fifth was Terry Krogstad of Kalispell (665, 30.89), sixth was Scott Bombard of Missoula (528, 29.33), Larry Karper of

Florence was seventh (510, 28.33), in eighth place was Julie Perkins of Kalispell (511, 26.22), Richard Kreis of Huson finished ninth (500, 23.28) and in 10th place was David McDaniel of Polson (440, 23.28).

Laurie Kris of Huson finished first among the woman anglers with 339, in second was Kim Mack of Helena (12), third was Janet Myer of Riverton, Wyoming (93), fourth Debby Sacchi of Thompson Falls (35) and Connie Jones of Kalispell finished fifth with 14 entries.

Ali Putzler of Kalispell won the age 13-17 category with six entries, second was Matt Kreis of Huson with five, third Marcus Lucas of

Polson and Shelbie Peterson of Columbia Falls with three each. In the 12 and under category, William Grob of Missoula won with 20 lake trout entries, Kysen Incashola of St. Ignatius was second with seven, third was Baylie Peterson of Columbia Falls with two, and fourth Terrace Dieterich of Kalispell with one.

Jack Kirkland of Missoula came in first place in the 70 and over category with 376 entries, second place was John Gauci of Florence with 260 entries, third place was Mike Cosby of Thompson Falls with 87 entries, fourth place was Marty Herak of Polson with 75 entries and Glenn Hoffman of Missoula was fifth with 62 entries.

Winning the largest lake trout category was Carey Hauser of Lakeside with a 21-pound, 36.5-inch lake trout. Bretz RV and Marine sponsored the \$500 prize for the largest lake trout. Smallest lake trout award went to Jim Flinchbaugh of Kalispell with a 145mm lake trout and Mark McMillin of Missoula with a 155mm lake trout. Awards for smallest lake trout were \$250 each.

A total of 13,901 lake trout were entered in the nine-week fall event. The Spring Mack Days will begin March 17, 2023, and end May 15. For more information, visit [www.mackdays.com](http://www.mackdays.com).

# Bowling Scores



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**First Security Bank**  
DIVISION OF GLACIER BANK



INDUSTRIAL LEAGUEW	L	FRIDAY NIGHT LITESW	L	BOWLING BEAUTIESW	L
Bernie's Auto	28 12	Bowling Bad	21 15	Sunflower Gals	24 12
Pocket Pounders	21 19	Lyght & Lyght	21 15	Elliott Realty	21.5 14.5
Howard Services	27 13	Project Ascent	20 16	Aspire PT	17.5 18.5
Highlead	25 15	Pin Busters	17 19	The Dinkers	15.5 20.5
Mountain Plains LLC14	26 26	Let It Roll	16 20	Lane Blazers	15 21
Giggles	5 35	Mountain Plains LLC13	23 23	Gardner Ranch	14.5 21.5
<b>Team Scr. Game:</b> Bernie's Auto, 759; <b>Scr. Series:</b> Bernie's Auto, 2138; <b>Hcp. Game:</b> Bernie's Auto, 864; <b>Hcp. Series:</b> Bernie's Auto, 2453; <b>Inv. Scr. Game:</b> Ricky Hagedorn, 217; <b>Scr. Series:</b> Ricky Hagedorn, 583; <b>Hcp. Game:</b> Michael Beckman, 247; <b>Hcp. Series:</b> Matt Toyias, 675		<b>Team Scr. Game:</b> Mountain Plains, 691; <b>Scr. Series:</b> Mountain Plains, 1982; <b>Hcp. Game:</b> Pin Busters, 876; <b>Hcp. Series:</b> Pin Busters, 2412; <b>Mens Inv. Scr. Game:</b> Ron Beaty, 201; <b>Scr. Series:</b> Ron Beaty, 566; <b>Hcp. Game:</b> Tony Muro, 240; <b>Hcp. Series:</b> Mike Kelley, 685; <b>Wms Inv. Scr. Game:</b> Wendy Kelley, 186; <b>Scr. Series:</b> Wendy Kelley, 500; <b>Hcp. Game:</b> Wendy Kelley, 226; <b>Hcp. Series:</b> Wendy Kelley, 620		<b>Team Scr. Game:</b> Gardner Ranch, 428; <b>Scr. Series:</b> Elliott Realty, 1190; <b>Hcp. Game:</b> Gardner Ranch, 684; <b>Hcp. Series:</b> Gardner Ranch, 1876 <b>Inv. Scr. Game:</b> JoAnn Pruett, 178; <b>Scr. Series:</b> Mary Thomas, 434; <b>Inv. Hcp. Game:</b> JoAnn Pruett, 268; <b>Hcp. Series:</b> JoAnn Pruett, 669	
OVER THE HILL GANG W	L				
Mixed Nuts	25 11				
Fun Team	19 17				
Roll'n Along	17 19				
Leftovers	16.5 19.5				
Jokers Wild	15.5 20.5				
Combak Kids	15 21				
<b>Team Scr. Game:</b> Fun Team, 704; <b>Scr. Series:</b> Fun Team, 1959; <b>Hcp. Game:</b> Leftovers, 891; <b>Hcp. Series:</b> Mixed nuts, 2550; <b>Mens Inv. Scr. Game:</b> Bernie Groshong, 211; <b>Scr. Series:</b> Bernie Groshong, 583; <b>Hcp. Game:</b> Hank Smith, 253; <b>Hcp. Series:</b> Bernie Groshong, 694 <b>Wms Inv. Scr Game:</b> Deborah Roller, 188; <b>Scr Series:</b> Deborah Roller, 514; <b>Hcp. Game:</b> Deborah Roller, 239; <b>Hcp. Series:</b> Deborah Roller, 667					

## NOTICE OF CANVASS OF 2022 FEDERAL GENERAL ELECTION

In accordance with MCA 13-15-401, a County Canvass of the ballots cast in the 2022 Federal General Election will be held on Tuesday, Tuesday November 22, 2022 at 10:00 a.m. in the Commissioner's Conference Room of the Sanders County Courthouse.

Dated this 14th day of November, 2022.  
McKenna Wallace  
Sanders County Election Administrator

Published in the Ledger November 17, 2022  
MNAXLP

### Garbage Disposal

Commercial Residential  
Thompson Falls Trout Creek  
**Butte Services, Inc.**  
827-4755 • 546-3575

NEW republic wireless by at&t

### Cell Phone Plan

**\$29.99** / per line / mo.

Unlimited Talk, Text & Data  
Nationwide 5G and 4G LTE coverage

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190+ Channels

### TV

**\$57.99** / mo.

Free Install  
Free Smart DVR  
Free Voice Remote

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Cell Phone Internet Smart Home TV

### INTERNET

**\$50** / per month

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**406-728-9999**  
[www.eaglesattv.com](http://www.eaglesattv.com)

## 2022 MOBILE HOME TAXES DUE

The second half of 2022 Mobile Home taxes are due and payable before 5 p.m. on Wednesday, November 30, 2022. Unless the second half is paid prior to that time, the amount then due will be delinquent and will draw interest at the rate of 5/6 of 1% a month from the time of delinquency until paid and 2% will be added to the delinquent taxes as a penalty. (MCA 15-16-101, 102)

Payments can be made to the Sanders County Treasurer at 1111 Main Street, PO Box 519 Thompson Falls, MT 59873. When making payments, please remit payment stubs, or include tax payer number from your statement(s). Office hours are from 8 am to 5 pm Monday-Friday. Payments may also be made online on the Sanders County website at <http://co.sanders.mt.us/>. Visa, MasterCard, Discover and American Express are accepted.

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## 2022 REAL PROPERTY TAXES DUE

2022 Real Property Taxes in Sanders County have been mailed. Please check your tax statements over carefully. When making payments please remit payment stubs; for inquiries provide the Tax Payer Number(s) from your statement(s). If you have not received your tax statement(s) please contact the Sanders County Treasurer's office immediately at 406-827-6924.

The first half of all taxes levied and assessed will be due and payable before 5 p.m. on Wednesday, November 30, 2022. Unless paid prior to that time, the amount then due will be delinquent and will draw interest at the rate of 5/6 of 1% a month from the time of delinquency until paid and 2% will be added to the delinquent taxes as a penalty. (MCA 15-16-101,102)

Payments can be made to the Sanders County Treasurer at 1111 Main Street, PO Box 519 Thompson Falls, MT 59873. Office hours are from 8 am to 5 pm Monday-Friday. Payments may also be made online on the Sanders County website at <http://co.sanders.mt.us/>. Visa, MasterCard, Discover & American Express are accepted.

MNAXLP

### OPEN LETTER to U.S. SENATORS & U.S. HOUSE REPRESENTATIVES

We've learned you are afraid to stand with Senator Ron Johnson. **WHY?**

Do you **not** understand the medical malfeasance caused by BIG Pharma, BIG Tech, BIG Media and BIG Government, such as the CDC, NIH, FDA and NIAID, not to mention the multitude of false narratives of so-called scientists, physicians, medical universities, hospitals, and state and local boards of health who helped SPREAD the incorrect narrative purposefully?

Will you stand for MEDICAL FREEDOM especially now in light of the CDC's recent announcement to add the COVID-19 shot to the mandated childhood vaccine immunization schedule? Will you fight to expose and bring to justice all the evildoers who permitted the MURDER of hundreds of thousands of America's innocents who COMPLIED with the LIE of COVID? This includes those who cheered on the denial of inexpensive repurposed medicines, such as ivermectin & hydroxychloroquine that offered successful early treatments. Those honest efforts were sabotaged in order to usher in the Emergency Use Authorization (EUA) for the COVID vaccine. Then there's the masking up; the social distancing; the restrictive lockdowns, quarantines and isolation that caused economic devastation to millions of livelihoods and businesses, not to mention mental health crises including untold suicides, and the crushing of social norms we used to live by. Now hundreds of thousands of COVID sufferers are dealing with all sorts of vaccine injuries while many others have been labeled as SADS (Sudden Adult Death Syndrome) victims.

We demand you get in the game. It's not too late to take a stand. We are counting on YOU as **our voice** in the congressional chambers of Washington, DC to do the right thing and expose the corruption and bring to justice the hundreds of guilty parties. Accountability and transparency must rule the day!

**REFUSE** the tainted dollars that "Big Pharma" and "Big Tech" lobbyists give regularly to your campaign. **IGNORE** the plea by Brown University economist Emily Oster to "declare a pandemic amnesty" claiming "**we didn't know.**" Instead, YOU must be the solution along with your congressional colleagues.

Join Senator Ron Johnson now in this fight to expose the COVID FRAUD and the control it seeks over mankind! We urge you to make this fight part of your 2023 platform. Then actually DO it - Take Action and Stand for Us and our MEDICAL FREEDOM!

**ADVERTISEMENT PAID FOR BY:**  
Art & Kathleen Hassan, 86 Whitepine Creek Road, Trout Creek, MT 59874

# PUBLIC NOTICES

### NOTICE OF INTENT TO DISCONTINUE RAIL SERVICE

AB-575 (SUB-NO. 2X)  
Montana Rail Link, Inc. ("MRL") gives notice that on or about November 21, 2022, it intends to file with the Surface Transportation Board ("STB"), Washington, DC 20423, a petition for exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903, et seq., permitting MRL to (A) discontinue common carrier service over approximately 656.47 miles of non-contiguous main rail line owned by BNSF Railway Company ("BNSF") (collectively, the "Leased Premises"), including: (1) Huntley,

MT (MP 209.91) to Spurling, MT (MP 17.8); (2) Spurling, MT (MP 17.8) to Helena, MT (MP 238.4); (3) Helena, MT (MP 0.0) to Missoula, MT (MP 119.31); (4) Missoula, MT (MP 119.31) to Sandpoint Junction, ID (MP 118.7); (5) De Smet, MT (MP 0.0) to Paradise, MT (MP 64.27); (6) Laurel, MT (MP 15.15) to south of Laurel, MT (MP 514.47); and (7) Moss Main, MT (MP 0.00) to a point north of Moss Main, MT (MP 0.50); and (B) discontinue bridge-only trackage rights over approximately 96.04 miles of rail line owned by BNSF, including the following segments (collectively, the "Trackage Rights Lines"): (8) Sand Point, ID (MP 2.79) to Spokane, WA (MP 68.17); (9) from MP 68.17 to MP 69.0 near Spokane, WA;

(10) from MP 0.74 to MP 1.0 near Moss Main, MT; and (11) from MP 51.07 near Garrison, MT to MP 21.5, south of Warm Springs, MT. The Leased Premises traverse the following zip codes: 59037, 59101, 59102, 59105, 59106, 59044, 59063, 59019, 59069, 59033, 59011, 59047, 59082, 59715, 59718, 59714, 59741, 59752, 59643, 59644, 59647, 59635, 59601, 59602, 59728, 59713, 59731, 59733, 59832, 59936, 59825, 59851, 59802, 59808, 59834, 59846, 59820, 59821, 59863, 59831, 59872, 59866, 59859, 59873, 59874, 59853, 59844, 83811, 83836, 83840, 83852, and 83864. The Trackage Rights Lines traverse the following zip codes in Montana: 59044, 59711, 59731, 59722 and 59756; in Idaho:

83813, 83864, 83860, 83801, 83858 and 83854; and in Washington: 99025, 99027, 99212, 99216, 99206, 99202 and 99201. The Leased Premises and the Trackage Rights Lines (collectively, the "Lines") traverse the following counties: Yellowstone, Stillwater, Sweet Grass, Park, Gallatin, Broadwater, Jefferson, Lewis and Clark, Powell, Deer Lodge, Granite, Missoula, Lake, Mineral and Sanders Counties, Montana; Bonner and Kootenai Counties, Idaho; and Spokane County, Washington. The proceeding has been docketed as AB-575 (Sub-No. 2X).

Please turn to page 13  
MNAXLP



# Classifieds

**classifieds@scledger.net**  
**DEADLINE: 10 a.m. Tuesday**

## HELP WANTED

**PINSETTER NEEDED:** 25 hours a week, nights and weekends, mechanically inclined. Must be 18, wage discussed at interview. Contact Rimrock Lodge: rimrocklodgemt@gmail.com. Leave message or drop off application at the front desk. 406-827-3536. 5/8

**AUTOMOTIVE MECHANIC WANTED:** Howard Service is looking to hire an automotive mechanic. Experience is required. Wage depends on experience and certification. Stop by Howard Services for application, 329 Easy Street, Thompson Falls. 2/17\*

**REFUSE COLLECTION & MAINTENANCE:** Individual needed for daily routes and some maintenance part-full time. Will train. CDL and current MEC required. \$22.50 per hour DOE Vacation, sick pay benefits, health insurance possible. Text or call 406-546-3575. Email wastenaway@montana.com. 5/10

## BUSINESS SERVICES

**T. Falls Mini Storage & Levi Thrift Store.** Storage units avail., 10 diff. sizes to choose from. Next to Harvest Foods. On-site security. 827-4803. 7.31.23\*

**4 KIDS MINI STORAGE** in T. Falls. Lighted units. Monthly rates 10x20 & 10x10. 4kidsministorage@gmail.com, 826-3656. 5/2/6.25.23\*

**LYGHT'S APPLIANCES AND FURNITURE.** Paying for some dropped off repairable washers. No front loaders. Also need electric dryers and electric stoves. Call 406-370-3037. 5/1

**STYGER'S SMALL ENGINE REPAIR** Lawn mowers (no riders), chain saws, tillers, snow blowers. 827-7673. tf

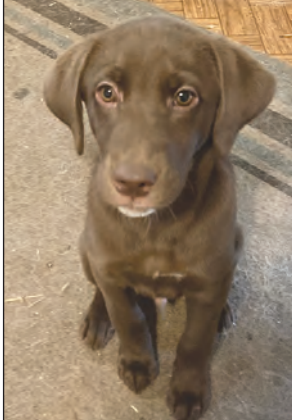
**SECURE SELF-STORAGE 8'x20'** Now Open! Arrowhead Secure Self-Storage. Monthly and long-term storage rental units. Call 406-827-5237. tf

**PLAINS PHYSICAL THERAPY:** Emily Herndon, DPT. Mon. through Fri. by appointment. 12 Montana Hwy 28, Plains, MT. 826-4383. tf

## TO GIVE AWAY

**FREE:** Full-size mattress in excellent condition. Medium firmness. 406-827-5090. 1/17\*

## PETS



**11-WEEK-OLD CHOCOLATE LAB PUPPY:** Pick of the litter, incredible dog! Training quickly, knows commands already. Call or text 406-499-8484. 1/17\*

## MISCELLANEOUS

**MOST ITEMS LIKE NEW!** Miscellaneous for sale: Animated Santas, 2 available, \$25 each; Matting cutter, \$50; Lady in red dress, moving parts, \$25; Kids stick horses, w/sound, 2 available, \$10 each; New Singer sewing machine w/case, \$100; 2 Cat trees, approx. 6' and 5', \$45 each; Large dog bed, \$50; 2-way mirror w/light, \$10; Dog ramps, 2 available, \$45 each; Noritake China, 1950s, complete 12-place setting, \$500; Card table w/4 chairs; Humidifier, \$50; New outdoor propane fireplace, small, for motorhome, \$100. Call 406-827-0445. 5/15\*

**ARIENS COMPACT 24" SNOW BLOWER:** metal shoot, used one season. Call for price and more information, 406-741-2582. 5/15\*

**SNOWMOBILE RAMP:** Tri-fold, 94-inch, \$300 Call or text, 406-291-2768. 1/17\*

**FOR SALE:** Closet Maid organizer, \$30; vintage phone table, \$5; Bighorn sheep painting, \$15; mirror w/hat rack, \$5; vintage foot stool, \$5; 2-ton bottle jack, \$10; desk, \$10; night stand, \$5; angel collection, \$20; display case, \$10; used flooring, \$50; glass, \$50; Crockpots, \$5; Yamaha trumpet, \$200; Gammon drum set, \$100; micro-wave cabinet, \$10; small dining table, \$10. FREE: Plant stand/stool, swivel chair, powerlift chair, shelving. Call or text Michelle, 406-396-5143. 1/10\*

**2023 SANDERS COUNTY BY AIR CALENDARS** available at Doug's True Value, The Ledger, and Bennett Realty in Thompson Falls and Mangy Moose in Plains. tf

**KENMORE WASHER & PRO-PANE DRYER** Good cond., \$150 each or \$250 for the set. 406-827-7386. 5/22\*

## MISCELLANEOUS

**35 FT 2001 TIFFIN ALLEGRO** cat diesel pusher, 28,600 miles. \$49,500. Thompson Falls. 509-808-1242. 5/1\*

## AUTOMOTIVE

**1952 & 1953 PACKARDS FOR SALE,** seats are finished, one rebuilt straight 8 engine and tons of parts. Need to find a good home. \$1500 OBO. 406-242-0583. 5/24\*

## RENTALS

**THOMPSON FALLS LIONS MANOR APARTMENTS** Accepting applications for persons 62 years or older. Rent assistance for those who qualify. Electricity, water, sewer, and trash included in rent. Air Conditioner in each unit. Convenient location to medical clinic, post office and community park. We are a NO SMOKING facility. For more information please call (406) 827-3115. TTTY 711 Montana Relay 1-800-235-4091. E-mail: rfosterfcfr@gmail.com tf

**RV SPACE AT THOMPSON FALLS RANGE,** \$350/mo. Call Digger, 406-847-0080, or Cliff, 406-827-9889. 5/20\*

## FARM & RANCH

**HORSE BOARDING AVAILABLE** Pasture boarding w/run & shed, \$300/mo. Includes hay. Outside arena & round pen available. For further details call 406-827-5240. 5/29

**EXCELLENT HORSE PASTURE FOR SALE** Timothy orchard grass & clover mix. Fertilize & weed sprayed. No Run. 406-827-0188. 5/29\*

## REAL ESTATE

**FOR SALE BY OWNER:** 7 lots #20-26 in Thompson Falls, MT. Northeast side of Park Street, lots adjoin Forest Service and hiking trail, clean and fenced on three sides with great mountain views, city sewer on site. \$200,000 owner terms. Contact Hap or Valerie, 1-406-827-3296. 5/1\*

## STATEWIDE CLASSIFIEDS

Laborer/Equipment Operator I. **\*\*UPDATED SALARY\*\*** Facilities Services/Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/30105>. Equal Opportunity Employer, Veterans/Disabled

The City of Wolf Point, Montana, is seeking a City Attorney. For more information, contact the city clerk at 406-653-1852, ext. 110, or email [ctywlfp@nemont.net](mailto:ctywlfp@nemont.net).

Electrician Foreman. Facilities Services - Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/32936>. Equal Opportunity Employer, Veterans/Disabled

Project Architect. Planning, Design & Construction - Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/33010>. Equal Opportunity Employer, Veterans/Disabled

Interior Designer. Planning, Design & Construction - Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/33016>. Equal Opportunity Employer, Veterans/Disabled

SNAP-Ed Extension Instructors, various locations across Montana. Fun job teaching youth and adults about nutrition, physical activity, food safety and food resource management. For complete description and application instruction, please see [msuextension.org](http://msuextension.org), click on "Careers." Screening continues. Equal opportunity employer, veterans/disabled.

Contract Specialist. Planning, Design & Construction - Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/33123>. Equal Opportunity Employer, Veterans/Disabled

HVAC Technician (Heating/Ventilation). Facilities Services - Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/33152>. Equal Opportunity Employer, Veterans/Disabled

Electrician Foreman Facilities Services - Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/32936>

Equal Opportunity Employer, Veterans/Disabled

Virgelle Merc. Antiques presents a real country Christmas at a real country store Saturday and Sunday Dec. 3rd & 4th. 9am to 5 pm both days. A variety of antiques and collectibles will be featured at special prices. Refreshments will be served beside the old cook stove. Ph 1-800-426-2926 or email [virgellemerc@hotmail.com](mailto:virgellemerc@hotmail.com) website: [VirgelleMontana.com](http://VirgelleMontana.com)

**SLEEPY HOLLOW Real Estate & Personal Property Online Only Auction.** Real estate features a 12,000 sq. ft. warehouse w/ offices on 31 acres, Winifred, MT. Bid closes Wed., Nov. 30th, 1p.m. Real Estate starting bid: \$160,000. Also selling 5 service pickups, shop tools, 3- 2000 gal. fuel tanks, office equip. View catalog, terms/conditions & register to bid @ [www.ShobeAuction.com](http://www.ShobeAuction.com) 406-366-5125

Custodian I Facilities Services/Montana State University - Bozeman. **\*\*UPDATED SALARY\*\*** For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/29525>. Equal Opportunity Employer, Veterans/Disabled

Maintenance Painter Facilities Services/Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/30461>. Equal Opportunity Employer, Veterans/Disabled

Locksmith Facilities Services/Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/30461>. Equal Opportunity Employer, Veterans/Disabled

on: <https://jobs.montana.edu/hr/postings/31185> Equal Opportunity Employer, Veterans

Journeyman Carpenter Facilities Services/Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/30789>. Equal Opportunity Employer, Veterans/Disabled

Preventive Maintenance Manager. Facilities Services-Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/32290>. Equal Opportunity Employer, Veterans/Disabled

Mail Clerk/Carrier I Facilities Services/Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/hr/postings/30400>. Equal Opportunity Employer, Veterans/Disabled

Facilities Engineer Engineering & Utilities/Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/32010> Equal Opportunity Employer, Veterans/Disabled

https://jobs.montana.edu/postings/32010 Equal Opportunity Employer, Veterans/Disabled

Irrigation Technician. Facilities Services/Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/postings/30326>. Equal Opportunity Employer, Veterans/Disabled

Electrician (Journeyman) Facilities Services/Montana State University - Bozeman. For complete job announcement and application procedures, click on: <https://jobs.montana.edu/hr/postings/29373>. Equal Opportunity Employer, Veterans/Disabled

Caucasian Mountain Shepherd Dog puppies. Purebred. Born 11/3. Will be ready by Christmas time. Ancient herding guarding breed. Protect your family, livestock, property! 406-210-4807

## WANT EASY LIVING?

No more lawn mowing, no more road plowing, etc. Look no further! Set up an appointment to see this 2 bdrm, w/ additional bonus room, 2 bath condo, having a double car garage, central air, propane heat, city water, a nice commons area and close to all the in-town amenities.

**\$295,000** Call Bonnie Abbott, Realty-Northwest  
406-370-2054

# PUBLIC NOTICES

Continued from Page 11

The proposed action entails the discontinuance of MRL's rail service over the Lines with BNSF resuming operations and maintenance of the Lines. Further Board approval would be required for BNSF to abandon the Lines. Accordingly, this proceeding is exempt from environmental reporting requirements under 49 C.F.R. § 1105.6(c) and from historic reporting requirements under 49 C.F.R. § 1105.8(b), and the STB will not prepare an environmental assessment. Appropriate offers of financial assistance to continue rail service under a subsidy can be filed with the Board. Because the proposed action is for the discontinuance of service over, but not the abandonment of the Line, requests for public use conditions and rail banking/trails will not be accepted. An original and 10 copies of any pleading in response to the proposed discontinuance of service (such as offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, S.W., Washington, DC 20423 [See 49 C.F.R. §§ 1104.1(a) and 1104.3(a)], and one copy must be served on MRL's representative [See 49 CFR § 1104.12(a)]. Questions regarding offers of financial assistance or other such matters may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at 202-245-0230. Copies of any comments or requests for specific Board action should be served on MRL's representatives: Rose-Michele Nardi and Crystal M. Zorbaugh, Baker & Miller PLLC, 240 Pennsylvania Ave., NW, Ste. 300, Washington, DC 20037.

**Published in The Sanders County Ledger November 17, 2022**

### PUBLIC NOTICE

Blackfoot provides local phone and broadband services in many Montana communities at reasonable and affordable rates. A federal program designed to promote "universal service" to all areas of the nation makes affordable rates possible. Companies participating in this program are required to advertise these services on an annual basis. As a participant in the universal service program, Blackfoot provides access to single line phone service, emergency services (911), directory assistance (411), operator services (0+), long distance limitation services, as well as broadband internet access services. For questions or to order new services please call Blackfoot's customer care team at 406-541-5000 or visit us at [www.blackfoot.com](http://www.blackfoot.com).

**Published in The Sanders County Ledger November 17 and 24, 2022**

**NOTICE TO CREDITORS**  
MONTANA TWENTIETH JUDICIAL DISTRICT COURT, SANDERS COUNTY  
IN THE MATTER OF THE ESTATE OF  
ALAN J. McCOY,  
Deceased.

CAUSE NO. DP-22-66  
NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above-entitled estate. All creditors of the decedent having claims against the decedent's estate are required to present their claims within four (4) months after the date of the first publication of this Notice or said claims will be forever barred as creditors of the decedent. A written statement of the claim indicating its basis, the name and address of the claimant, and the amount claimed, must either be mailed to ROBERT C. McCOY, the Personal Representative, return receipt requested, c/o FRENCH, GRAINEY & WILLIAMS, PLLC, 324 Main SW, Ronan, MT 59864, or filed with the Clerk of the above-entitled Court. DATED this 8th day of November, 2022. /s/ Robert C. McCoy, Personal Representative

William P. Williams, IV  
FRENCH, GRAINEY & WILLIAMS, PLLC  
324 Main SW  
Ronan, MT 59864  
Telephone: (406) 676-4470  
Attorneys for Personal Representative  
bill@fgwilliamsllaw.com  
**Published in The Sanders County Ledger November 10, 17 and 24, 2022**

**NOTICE TO CREDITORS**  
MONTANA TWENTIETH JUDICIAL DISTRICT COURT, SANDERS COUNTY

IN THE MATTER OF THE ESTATE OF:

MARK GREEN, same person as Mark Thomas Green, Deceased.  
Cause No.: DP-22-64  
NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN That the undersigned has been appointed as Personal Representative of the above-entitled estate, and that the address of the Personal Representative is set forth below.

All creditors of the decedent having claims against the decedent's estate must present their claims within four (4) months after the date of the first publication of this Notice, or be forever barred as creditors of the decedent.

A written statement of the claim indicating its basis, the name and address of the claimant, and the amount claimed, may be filed with the Clerk of the District Court, at Thompson Falls, Sanders County, Montana, or mailed, Return Receipt Requested, to the Personal Representative c/o TURNAGE MERCER & WALL, PLLP, Attorneys for the Personal Representative, at 312 1st St E, Polson, MT 59860. /s/ Meloney Wolf Meloney Wolf Personal Representative Estate of MARK GREEN, Deceased.

John A. Mercer  
Turnage Mercer & Wall, PLLP  
Attorneys at Law  
312 1st St E  
Polson, MT 59860  
Telephone: 406-883-5367  
**Published in The Sanders County Ledger November 10, 17 and 24, 2022**

**NOTICE TO CREDITORS**  
MONTANA TWENTIETH JUDICIAL DISTRICT COURT, SANDERS COUNTY

IN THE MATTER OF THE ESTATE OF DIXON WIEGELE, Deceased,  
Cause No. DP 22 - 67, NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above-named estate. All persons having claims against the said deceased are required to present their claims within four months after the date of the first publication of this Notice or said claims will be forever barred. Claims must either be mailed to Robert Butte, the Personal Representative, return receipt requested, c/o Claude I. Burlingame, Attorney at Law, P.O. Box 1587, Thompson Falls, MT 59873, or filed with the Clerk of the above-entitled Court. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief. DATED this 7th day of November 2022, at Thompson Falls, Montana. s// ROBERT BUTTE, Personal Representative Claude I. Burlingame Claude I. Burlingame, P.C. P. O. Box 1587, Thompson Falls, MT 59873 (406) 827-3372

Attorney for Personal Representative  
**Published in The Sanders County Ledger November 10, 17 and 24, 2022**

**NOTICE OF SALE**  
Department of Natural Resources & Conservation Timber Sale

The Smiley Todd Timber Sale is located within Section 30, T22N-R26W on the State's Plains Unit. Approximately 14,775 tons, consisting of mixed conifer sawlogs, are offered for sale.

Sealed bids will be opened at the Department of Natural Resources & Conservation, 2705 Spurgin Road, Missoula, Montana on December 1, 2022 at 2:00 p.m. Bids may be hand delivered or mailed and will be accepted any time prior to the bid opening. DNRC recommends that bidders contact the Trust Land Management Division (406-542-4300) prior to the bid opening to ensure that your bid has been received. Bids must be accompanied by a deposit of \$10,941.00, representing 5% of the minimum bid value of the sale in cashier's check, certified check, bank money order or bank draft to be applied to the first sale invoice for the successful bidder. Bid bonds will be accepted and, for the successful bidder, will be closed upon execution of the Timber Sale Contract and Timber Sale Bond.

The sale will be awarded to the highest responsible bidder. Award of the timber sale is conditional upon approval of the timber sale by the State Board of Land Commissioners at their November 21, 2022 meeting. If the successful bidder is unable to execute the contract within 30 calendar days from the date the sale is awarded, the bid deposit will be retained by the Department as liquidated damages. The right is reserved to reject any or all bids.

Prospective bidders can obtain the sale prospectus, sale contract and bid forms from the Department of Natural Resources & Conservation, Trust Land Management Division, in Missoula (406-542-4300).

Visit our website at <http://dnrc.mt.gov/divisions/trust/forest-management/timber-sale-information> for upcoming sales and bid results.  
**Published in The Sanders County Ledger November 3, 10, 17 and 24, 2022**

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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AB-575 (Sub-No. 2X)

MONTANA RAIL LINK, INC.'S DISCONTINUANCE OF LEASE OPERATIONS AND  
TRACKAGE RIGHTS EXEMPTION — YELLOWSTONE, STILLWATER, SWEET GRASS,  
PARK, GALLATIN, BROADWATER, JEFFERSON, LEWIS AND CLARK, POWELL, DEER  
LODGE, GRANITE, MISSOULA, LAKE, MINERAL, AND SANDERS COUNTIES,  
MONTANA; BONNER AND KOOTENAI COUNTIES, IDAHO; AND SPOKANE COUNTY,  
WASHINGTON

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PETITION FOR EXEMPTION

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VERIFICATION



VERIFICATION

I verify on behalf of Montana Rail Link, Inc., under penalty of perjury, that the foregoing discontinuance petition for exemption is true and correct. Further, I certify that I am qualified and authorized to file this Verification.

Dated: November 18, 2022

  
Name: Joseph M. Racicot

Title: Vice President,  
Administration & General Counsel