

# Public Notices

age or older for whom it would be a hardship to make the payments. When deferment of the special assessment has been granted and is terminated for any reason provided in that law, all amounts accumulated, plus applicable interest, become due. Any assessed property owner meeting the requirements of the law and the resolution adopted under it, may within 30 days of the confirmation of the assessment, apply to the City Clerk, for the prescribed form for such deferral of payment of this special assessment on his property.

Gary D. Plotz, City Administrator  
City of Hutchinson, Minnesota

PUBLISHED IN THE HUTCHINSON LEADER ON TUESDAY, JUNE 24TH, 2008 AND TUESDAY, JULY 1ST, 2008.

## Publication No. 7700 Notice of Public Hearing

CITY OF HUTCHINSON  
COUNTY OF MCLEOD  
STATE OF MINNESOTA

111 Hassan Street, Hutchinson MN  
55350  
Phone (320) 587-5151, ext. 258 or 203  
fax (320) 234-4240

Notice is hereby given that the Hutchinson Planning Commission will hold a public hearing in the Council Chambers, at City Center on Tuesday, **July 15, 2008, at 5:30 p.m.** to consider the following:

1. Variance to allow a 25-foot front yard setback, where 30 is required, for a garage addition at 515 Lincoln Ave. S.W. requested by Marlyn Bacon. Additional details are available at City Center. All persons wishing to be heard on these items should appear at the meeting or provide written comments before 4:00 p.m. on Tuesday, July 15, 2008. An agenda of the Planning Commission meeting is available at the City offices. If you have questions, contact the Planning Department at (320) 587-5151, ext. 258 or 203.

Rebecca Bowers  
Director of Planning,  
Building and Zoning

June 30, 2008  
Date

Planning Coordinator  
City of Hutchinson  
Building Planning and Zoning Dept.  
111 Hassan Street SE  
Hutchinson MN 55350  
(320)234-4203

PUBLISHED IN THE HUTCHINSON LEADER, Thursday, July 3, 2008

## STATE OF MINNESOTA COUNTY OF MCLEOD DISTRICT COURT FIRST JUDICIAL DISTRICT

CASE TYPE: QUIET TITLE  
Court File No. 43-CV-07-2070

### AMENDED SUMMONS

Mortgage Electronic Registration  
Systems, Inc.,  
Plaintiff,  
vs.

Pedro P. Gonzalez, Scott Rehmann in  
his official  
capacity as the Sheriff of McLeod  
County,  
John Doe and Mary Rowe,  
Defendants.

### THE STATE OF MINNESOTA TO THE ABOVE-NAMED DEFENDANTS:

You are hereby summoned and required to serve upon Plaintiff's attorney an Answer to the Amended Complaint which is herewith served upon you, within twenty (20) days after service of this Amended Summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Amended Complaint.

You are hereby notified that this action is brought for the purpose of (i) reforming the legal description in (a) Notice of Mortgage Foreclosure Sale dated January 30, 2007, describing Mortgage Document No. A-338967, and published in the Hutchinson Leader for six consecutive weeks beginning on January 30, 2007; and (b) that certain Sheriff's Certificate of Sale and Foreclosure Record dated March 22, 2007 foreclosing Mortgage Document No. A-338967 from:

Lot 8, Block 5 of Barrett's Third Addition to Winsted, McLeod County, Minnesota to

Lot 6, Block 5 of Barrett's Third Addition to Winsted, McLeod County, Minnesota and (ii) determining that Plaintiff is the fee owner of the Property free and clear of any interest of the Defendants.

RULE 114 OF THE MINNESOTA GENERAL RULES OF PRACTICE FOR THE DISTRICT COURTS PROVIDES THAT ALL CIVIL CASES ARE SUBJECT TO ALTERNATIVE DISPUTE RESOLUTION (ADR) PROCESSES, EXCEPT FOR THOSE ACTIONS ENUMERATED IN MINN. STAT. § 48A.76 AND RULES 111.01 AND 310.11 OF THE GENERAL RULES OF PRACTICE.

WILFORD & GESKE, P.A.

Dated: January 2, 2008

By:  
David R. McCalip, #30864X  
Christina M. Weber, #034963X  
Lawrence A. Wilford, #117109  
Attorneys for Plaintiff  
7650 Currell Boulevard, Suite 300  
Woodbury, MN 55125  
(651) 209-3300

## STATE OF MINNESOTA DISTRICT COURT COUNTY OF MC LEOD

FIRST JUDICIAL DISTRICT  
CASE TYPE:  
Court File No.: 43-CV-08-1026  
Walter Mortgage Company,  
SUMMONS

Plaintiff,  
vs.  
Nicole J. Hlavka, Mark A. Hlavka  
and Millennium Credit Consultants, Inc.,  
Defendants.

THE STATE OF MINNESOTA TO THE  
ABOVE-NAMED DEFENDANTS:

YOU ARE HEREBY SUMMONED and required to serve upon Plaintiff's attorney an Answer to the Complaint which is herewith served upon you,

within twenty (20) days after service of this Summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Complaint.

YOU ARE HEREBY NOTIFIED that this action is brought for the purposes of: (a) vacating the Sheriff's sale, as evidenced by Sheriff's Certificate of Sale and Foreclosure Record recorded with the Office of the McLeod County Recorder on May 15, 2007, as Document No.A-370129, covering real property in the County of McLeod, State of Minnesota, having a street address of 23516 Lace Avenue, Hutchinson, Minnesota, legally described as follows (the "Real Property")

THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND THAT PART OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER, SECTION 7, TOWNSHIP 117 NORTH, RANGE 28 WEST, MCLEOD COUNTY, MINNESOTA DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER SECTION CORNER OF SAID SECTION 7; THENCE NORTH 00 DEGREES 09 MINUTES 20 SECONDS WEST, ASSUMED BEARING ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, A DISTANCE OF 352.00 FEET; THENCE NORTH 88 DEGREES 45 MINUTES 41 SECONDS EAST 1223.0 FEET; THENCE SOUTH 00 DEGREES 09 MINUTES 20 SECONDS EAST 575.60 FEET; THENCE SOUTH 88 DEGREES 57 MINUTES 41 SECONDS WEST 1223.13 FEET TO THE WEST LINE OF SAID NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THENCE NORTH 00 DEGREES 07 MINUTES 19 SECONDS WEST 223.60 FEET ALONG THE WEST LINE OF SAID NORTHWEST QUARTER OF THE SOUTHWEST QUARTER TO THE POINT OF BEGINNING

and (b) foreclosing Plaintiff's Mortgage in the Real Property, dated April 15, 2005, and filed for record in the Office of the McLeod County Recorder on April 29, 2005, as Document Number A-351954.

Dated May 5, 2008

By: David A. Orenstein (#121447)  
100 South Fifth Street, Suite 1100  
Minneapolis, MN 55402  
(612) 333-2111  
Attorneys for Plaintiff Walter Mortgage  
Company

## PUBLICATION NO. 7693 ORDINANCE NO. 06-0505

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF HUTCHINSON TO INCLUDE CERTAIN LAND THAT ABUTS THE MUNICIPALITY AND IS LESS THAN 120 ACRES PURSUANT TO MINNESOTA STATUTES 414.033, SUBDIVISION 2 (3)

WHEREAS, the City of Hutchinson and Stephen E. Lee are requesting that certain land be annexed to the City of Hutchinson, as legally described below, and:

### Description for Northerly Parcel:

That part of Lot 6, Auditor's Plat of the South Half of Section 30 and the North Half of Section 31, Township 117 North, Range 29 West, described as follows: Commencing at the northwest corner of the East Half of the Northeast Quarter of said Section 31, being the northwest corner of said Lot 6; thence South 89 degrees 41 minutes 31 seconds East, along the north line of said East Half of the Northeast Quarter, being the north line of said Lot 6, a distance of 413.00 feet to the point of beginning of the land to be described; thence South 2 degrees 39 minutes 59 seconds West, parallel with the west line of said East Half of the Northeast Quarter, being the west line of said Lot 6, a distance of 384.00 feet; thence westerly, parallel with the north line of said Lot 6 a distance of 179.00 feet; thence southerly, parallel with the west line of said Lot 6 a distance of 20.00 feet; thence westerly, parallel with the north line of said Lot 6 a distance of 204.00 feet; thence southerly, parallel with the west line of said Lot 6 a distance of 299.72 feet; thence North 89 degrees 57 minutes 21 seconds East 95.01 feet; thence south 84 degrees 32 minutes 55 seconds East 79.01 feet; thence South 68 degrees 42 minutes 00 seconds East 108.43 feet; thence South 82 degrees 06 minutes 18 seconds East 140.54 feet; thence South 89 degrees 36 minutes 25 seconds East 290.27 feet to the east line of said Lot 6; thence northerly, along said east line of Lot 6 to the northeast corner of said Lot 6; thence westerly, along the north line of said Lot 6 to the point of beginning.

### Description for Southerly Parcel:

That part of Lot 6, Auditor's Plat of the South Half of Section 30 and the North Half of Section 31, Township 117 North, Range 29 West, described as follows: commencing at the northwest corner of the East Half of the Northeast Quarter of said Section 31, being the northwest corner of said Lot 6; thence south 89 degrees 41 minutes 31 seconds East, along the north line of said East half of the Northeast Quarter, being the north line of said Lot 6, a distance of 413.00 feet; thence South 2 degrees 39 minutes 59 seconds West, parallel with the west line of said East Half of the Northeast Quarter, being the west line of said Lot 6, a distance of 384.00 feet; thence westerly, parallel with the north line of said Lot 6 a distance of 179.00 feet; thence southerly, parallel with the west line of said Lot 6 a distance of 20.00 feet; thence westerly, parallel with the north line of said Lot 6 a distance of 204.00 feet; thence southerly, parallel with the west line of said Lot 6 a distance of 299.72 feet to the point of beginning of the land to be described; thence North 89 degrees 57 minutes 21 seconds East 95.01 feet; thence South 84 degrees 32 minutes 55 seconds East 79.01 feet; thence South 68 degrees 42 minutes 00 seconds East 108.43 feet; thence South 82 degrees 06 minutes 18 seconds East 104.54 feet; thence South 89 degrees 36 minutes 25 seconds East 290.27 feet to the east line of said Lot 6 thence southerly, along said east line of Lot 6 to the southeast corner of said Lot 6; thence westerly, along the south line of said Lot 6 to the easterly corner of Hillcrest Second Addition, according to the recorded plat thereof; thence westerly, along the north line of said

Hillcrest Second Addition, to the intersection with a line parallel with the west line of said Lot 6 as measured from the point of beginning; thence northerly, 532.22 feet along said parallel line to the point of beginning.

WHEREAS, said property is unincorporated and abuts the City of Hutchinson on its northeastern boundary, is approximately 16.8 acres in size, and is not presently served by public water or sewer facilities; and WHEREAS, the City of Hutchinson (southerly parcel) and Stephen E. Lee (northerly parcel) are the sole owners of the property, the property is not included within any other municipality, and is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, and WHEREAS, the City of Hutchinson held a public hearing on May 27, 2008, and

NOW, THEREFORE, the City Council of Hutchinson, Minnesota does hereby ordain:

SECTION 1. The City Council hereby determines and finds that the property abuts the municipality and is less than 120 acres, that the area to be annexed is approximately 16.8 acres, that the property is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, and that the request complies with all of the provisions of Minnesota Statutes 414.033 Subd. 2 (3), and

SECTION 2. The property abuts the city limits and is about to become urban or suburban in nature and that the property is about to be developed by the City of Hutchinson for stormwater management facilities and allow future development by appropriately planning for the extension of municipal services, and

SECTION 3. The corporate limits of the City of Hutchinson are hereby extended to include the Property and the same is hereby annexed to and included within the City of Hutchinson as if the property had originally been part thereof.

SECTION 4. The population of the area legally described within and hereby annexed is zero. SECTION 5. The City of Hutchinson, pursuant to Minn. Stat. 414.036, that with respect to the property taxes payable on the area legally described herein, hereby

annexed, shall make a cash payment to Hutchinson Township in accordance with the following schedule:

a. In the first year following the year in which the City of Hutchinson could first levy on the annexed area, an amount equal to \$62.02

b. In the second and final year, an amount equal to \$62.02

SECTION 6. That pursuant to Minn. Stat. 414.036 with respect to any special assessments assigned by the township to the annexed property and any portion of debt incurred by the township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the property legally described herein, there are no special assessments or debt incurred by the township on the subject area for which reimbursement is required.

SECTION 7. The City Administrator is directed to file copies of this ordinance with the Office of Administrative Hearings - Municipal Boundary Adjustments, Hutchinson Township, the McLeod County Auditor, and the Minnesota Secretary of State.

SECTION 8. This ordinance takes effect upon its passage and publication and the filing of the copies as directed in Section 7 and approval of the Ordinance by the Office of Administrative Hearings - Municipal Boundary Adjustments.

First Reading: May 27, 2008  
Final Reading and Passed:  
June 10, 2008

Adopted by the City Council this 10th day of June, 2008.

### ATTEST:

Gary D. Plotz,  
City Administrator

Steven W. Cook  
Mayor  
PUBLISHED IN THE HUTCHINSON

## Classified

### 1000 Announcements

### Card of Thanks 1010

MY THANKS TO EVERYONE who attended my 70<sup>th</sup> birthday party. Thanks for all the cards, gifts and best wishes. We had a great day visiting with many friends and relatives. I will remember this day for a long time to come. Also, a special thanks to my family for all their planning of the party  
CLINT GRUETT

### Lost/Found 1040

FOUND: BLACK COCKER SPANIEL mix, female, 5 miles NW of Stewart on intersection 815<sup>th</sup> Ave & County Rd 20. 320-562-2161

FOUND: FEMALE Tabby/Calico near Menard's. Call Hearty of MN Animal Shelter. 320-234-9699.

FOUND: GAME FOR Nintendo DS. Owner can claim at the Hutchinson Leader Office.

FOUND: PAIR OF prescription eyeglasses. Navy Blue frame. Owner can claim at the Hutchinson Leader Office.

Lost: Female German Shepherd, "Angel", has stake & chain on, around Lake Jenny area. 320-234-7536 or 320-583-0665

### LOST: YOUNG ENGLISH SETTER, female, black & white. Reward. 320-877-9069

### Notices/General 1060

BRIDES GUIDE, FREE local magazine featuring florists, gifts, jewelry, music, photography, party supplies, attire, travel, transportation, invitations, beauty and more. Pick up a free copy at the Hutchinson Leader Office, Independent Review Office or area wedding related business.