

First Publication Date:
Wednesday,
September 9, 2026
STATE OF MINNESOTA
COUNTY OF WINONA
DISTRICT COURT
THIRD JUDICIAL
DISTRICT
County of Winona, a
governmental
subdivision,
Petitioner, vs.
Frederick D. Malin,
also known as Fred
D. Malin, Eva L. Malin,
Richard W. Walsky,
MiEnergy Cooperative
f/k/a Tri-County Electric
Cooperative, Michael
J. Price, River Heights
Capital, LLC, Capital
One Bank (USA), N.A.,
Unifund CCR LLC as
Assignee of Distressed
Asset Portfolio LLC,
Assignee River Heights
Capital LLC, and all other
parties unknown having

any right, title or interest
in the premises herein,
together with unknown
heirs or devisees, if any,
of the parties that may be
deceased, and including
unknown spouses, if any,
Respondents.

**NOTICE OF HEARING
AND QUICK TAKE
PROCEEDING**
Case type: Condemnation
**IN THE MATTER OF THE
CONDEMNATION OF
CERTAIN LANDS FOR
HIGHWAY PURPOSES**

TO: Respondents
named above

YOU ARE HEREBY
NOTIFIED that on
**November 6, 2026, at 9:00
a.m.**, or as soon thereafter
as counsel may be heard,
before the Honorable
Dwight Luhmann, via Zoom
hearing [https://courts-
state-mn-us.zoomgov.
com/j/1603535195?pwd=](https://courts-state-mn-us.zoomgov.com/j/1603535195?pwd=)

TzVoQnI4YWd 1ck13bW1
kVlclrzRMUT09
Meeting ID: 160 353 5195
Passcode:070403
the above-named petitioner
will present to the above-
named Court a petition now
on file for the condemnation
of certain lands for highway
purposes. A copy of said
petition that affects your
property is attached hereto
and incorporated herein.
YOU ARE FURTHER
NOTIFIED that at the
above-time and place the
above-named petitioner will
also move the Court for an
order transferring title and
possession to petitioner of
the parcels described in the
petition in accordance with
Minnesota Statutes Section
117 .042, as of December
15, 2026, prior to the filing
of an award by the court
appointed commissioners.
YOU ARE FURTHER

NOTIFIED that: (1) a party
wishing to challenge the
public use or purpose,
necessity, or authority for a
taking must appear at the
Court hearing and state
objection or must appeal
within 60 days of a court
order; and (2) a court order
approving the public use or
public purpose, necessity,
and authority for the taking
is final unless an appeal is
brought within 60 days after
service of the order on the
party.
Dated: August 13, 2026
Beau J. Van Beek
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