

Probate/Will

Case No. ESPR012484
**NOTICE OF PROBATE OF WILL,
OF APPOINTMENT OF
EXECUTOR, AND NOTICE
TO CREDITORS**

In the Iowa District Court in
and for Howard County
In the Matter of the Estate of

DAVID C. SMITH,
Deceased.

To All Persons Interested
in the Estate of
DAVID C. SMITH,
Deceased,
who died on or about
March 10, 2025:

You are hereby notified that on July 2, 2025, the Last Will and Testament of DAVID C. SMITH, deceased, bearing date of December 19, 2016, was admitted to probate in the above named Court and that Earl Smith was appointed Executor of the estate. Any action to set aside the will must be brought in the district court of said county within the later to occur of four months from the date of the second publication of this notice or one month from the date of mailing of this notice to all heirs of the decedent and devisees under the will whose identities are reasonably ascertainable, or thereafter be forever barred.

Notice is further given that all persons indebted to the estate are requested to make immediate payment to the undersigned, and creditors having claims against the estate shall file them with the clerk of the above named district court, as provided by law, duly authenticated, for allowance, and unless so filed by the later to occur of four months from the date of the second publication of this notice or one month from the date of mailing of this notice (unless otherwise allowed or paid) a claim is there- after forever barred.

Dated August 25, 2025.

/s/Earl Smith
Earl Smith, Executor of Estate
2225 Red Bud Dr.
Liberty, MO 64068

/s/Barton L. Seebach
Barton L. Seebach
ICIS#: AT0011064
Attorney for Executor
Story, Schoeberl & Seebach, LLP
126 N. Elm St.
PO Box 89
Cresco, Iowa 52136

Date of second publication
September 10, 2025

Published in Cresco Times Plain Dealer
09/03/25 to 09/10/25 issues

Trust Notice

IN THE MATTER OF THE TRUST:

DAVID C. SMITH AMENDED, RESTATED, AND SUBSTITUTED REVOCABLE TRUST AGREEMENT DATED AUGUST 20, 2021

To all persons regarding David C. Smith, deceased, who died on or about March 10, 2025. You are hereby notified that the trustee listed below is the trustee of the David C. Smith Amended, Restated, and Substituted Revocable Trust Agreement dates August 20, 2021. Any action to contest the validity of the trust must be brought in the District Court of Howard County, Iowa, within the later to occur of four (4) months from the date of second publication of this notice or thirty (30) days from the date of mailing this notice to the spouse of the decedent settlor, and to all heirs of the decedent settlor whose identities are reasonably ascertainable. Any suit not filed within this period shall be forever barred.

Notice is further given that any person or entity possessing a claim against the trust must mail proof of the claim to the trustee at the address listed below via certified mail, return receipt requested, by the later to occur of four (4) months from the second publication of this notice or thirty (30) days from the date of mailing this notice if required or the claim shall be forever barred unless paid or otherwise satisfied.

Dated on August 25, 2025.

Earl Smith
2225 Red Bud Dr.
Liberty, MO 64068

Barton L. Seebach
#AT0011064, Attorney for Trustee
Story, Schoeberl & Seebach, LLP
126 North Elm Street
PO Box 89
Cresco, Iowa 52136

Date of second publication
September 10, 2025.

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09/03/25 - 09/10/25

Probate/Will

Case No. ESPR012492
**NOTICE OF APPOINTMENT OF
ADMINISTRATOR AND NOTICE
TO CREDITORS**

In the Iowa District Court in
and for Howard County
In the Matter of the Estate of

CLARK WARREN PETITT,
Deceased.

To All Persons Interested
in the Estate of
CLARK WARREN PETITT,
Deceased,
who died on or about
October 18, 2024:

You are hereby notified that on August 28, 2025, the undersigned were appointed as Executor of the estate.

Notice is hereby given that all persons indebted to the estate are requested to make immediate payment to the undersigned, and creditors having claims against the estate shall file them with the clerk of the above named district court, as provided by law, duly authenticated, for allowance, and unless so filed by the later to occur of four months from the date of the second publication of this notice or one month from the date of mailing of this notice (unless otherwise allowed or paid) a claim is there- after forever barred.

Dated on August 28, 2025

Craig W. Pettit
909 Mount Vernon Street
Oshkosh, WI 54902
Administrator of the Estate

G. A. Cady III, ICIS#: AT0001386
Attorney for the Administrator
Cady & Rosenberg Law Firm, P.L.C.
9 First Street SW
PO Box 456
Hampton, IA 50441

Date of second publication
September 10, 2025

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09/03/25 to 09/10/25 issues

Notice to Bidders

SECTION 001113 - NOTICE TO BIDDERS FOR THE NEICAC – HVAC Upgrades. hereafter referred to as the Owner.

Notice is hereby given that the Owner, 305 Montgomery Street, Decorah, Iowa 52101-0487 invites contractors to submit bids for this project and that a public hearing will be held on the on the project.

Project Description: Replacement of existing air conditioning systems with new mini split heat pump heating and cooling system at both the Washington court and Woolen Mill properties. Project also includes minor electrical work, and minor patching and repair of interior gyp. Board finishes at locations where the replacement of systems requires patching.

Bid Type:
One lump sum contract will be awarded at the appointed time and place.

Pre-Bid Conference: There will be no pre-bid conference.

Project Access: The buildings will be available for viewing by making arrangements with Julie Buddenberg at (563)-387-4917 or jbuddenberg@neicac.org to schedule site visits.

Documents: Plans and specifications governing construction of the proposed project have been prepared by Martin Gardner Architecture PC., Marion, Iowa as Architect. All materials and procedures shall be in strict accordance with said plans and specifications referred to and defining said proposed improvements and are hereby made a part of this Advertisement and of the proposed contract by reference, and that the contract shall be executed in compliance therewith.

Document Availability: Plans and specifications and proposed contract documents may be examined at the offices of

the Architect, and other locations as outlined in the Construction Documents. Copies of the plans and specifications, form of contract and bid form may be obtained from Rapids Reproductions, 6015 Huntington Court NE, Cedar Rapids, IA 52402, (319) 364-2473. You may also access and request plans by visiting their online Plan Room on their website at www.RapidsRepro.com. Rapids Reproductions will issue plans to all Contractors. A maximum of two sets of Construction Documents will be provided to each General Contractor upon delivery of a \$250 per set refundable deposit made payable to the Architect but delivered to Rapids Reproductions Cedar Rapids office. All other Sub-contractors and Suppliers may obtain one set of Construction Documents upon delivery of a \$250 per set refundable deposit made payable to the Architect but delivered to Rapids Reproductions Cedar Rapids office. A link to the drawings and specifications are also available at the architect's website www.MartinGardner-Arch.com. Plans and specifications to be viewed are in Adobe .pdf format and may be downloaded and printed. Be aware that no warranty as to the compatibility of your computer software or hardware with the files provided is made. Variations between the printed files provided above by the Architect and these electronic files may exist. In the event that a conflict does exist, the printed documents issued by the Architect will take precedence over the downloaded files.

Bid Forms: All bids shall be on the forms provided in the specifications for project. The provided forms of proposal shall be submitted at the time required for bids.

Bid Security: Each bid shall be accompanied by a bid bond, certified check, cashier's check or credit union certified

share draft, in a separate sealed envelope in an amount equal to five percent (5%) of the total amount of the bid. If bid bond is submitted, it must be on an approved AIA bid bond form. The certified check or cashier's check shall be drawn on a bank in Iowa or a bank chartered under the laws of the United States of America; certified share draft shall be drawn on a credit union chartered under the laws of the United States. Bid security should be made payable to the Owner as security that if awarded a contract the bidder will enter into a contract at the prices bid and furnish the required Contractor's Bonds, Certificate of Insurance, and other materials as may be required in the contract documents. The certified check, cashier's check, or certified share draft may be cashed, or the Bid Bond forfeited, and the proceeds retained as liquidated damages if the Bidder fails to execute a contract and file acceptable Certificate of Insurance within ten (10) days after the acceptance of the proposal by the Owner. No bidder may withdraw a proposal within thirty (30) days after the date set for opening bids.

Project Bonding: The successful bidder shall be required to furnish a Contractor's Performance and Labor and Material Payment Bond on an approved AIA form in an amount equal to one hundred percent (100%) of the contract price. The bonds are to be issued by responsible surety, approved by the Owner, and shall guarantee the faithful performance of the contract and the terms and conditions therein contained and shall guarantee the prompt payment for and of all materials and protect and save harmless the Owner from all claims and damages of any kind caused by the operation of the Contractor, and shall guarantee the work contracted for a period of one (1) year from the date of final accept-

ance of the improvements by the Owner.

Sales Tax: This is NOT a sales-tax exempt project. Contractor to include sale tax in project cost.

Bid Filing: All bids must be filed in the conference room at the office of Northeast Iowa Community Action Office so that they are properly time stamped and received, located at 305 Montgomery Street, Decorah, Iowa, on or before 3:30 pm local time, September 15, 2025. Bids received after this time will not be accepted.

Bid Opening: Bids will be opened and publicly read aloud immediately after specified closing time

Award of Contract: Notice is hereby given that the Owner will meet at the Fayette County Courthouse located at 114 N Vine Street, West Union, Iowa on September 22, 2025 @ 6:00 pm at which time and place the Owner will consider bids for said construction. EECBG will then review and approve award of contract.

Progress Payments: Payment to the Contractor will be made in monthly estimates and one final payment. Monthly estimates will be equivalent to ninety-seven percent (97%) of the contract value of the work completed during the preceding calendar month. Such payments will in no way be construed as an act of acceptance for any of the work partially or totally completed.

Final Payment: Final payment to Contractor will be made no earlier than forty-five (45) days from and after final acceptance of work by the Owner, subject to the contract conditions and in accordance with the provisions of Iowa Code chapters 26 and 573.

Source of Funding: Payment of the cost of said project will be made in cash and used for said purposes. The Owner has received an Energy Efficiency and Conservation Block Grant (EECBG) that will be used

for partial funding of the project.

Prevailing Wages: This project requires federal prevailing wage rates. Davis-Bacon wage rates are to be used on this project. Current wage rates and fringes can be found at "sam.gov". Submission of a bid is solely by the contractors that the most current Davis-Bacon wage determinations have been calculated for all wages and fringes. If a contractor uses wages and fringes lower than the posted amounts, it will be the contractor's responsibility to compensate laborers up to the appropriate amounts without additional compensation by the Owner.

Project Construction Schedule: The work under the contract shall commence on or before the date specified in the written "Notice to Proceed" or in lieu of the notice to proceed, the execution of the contract for construction, and shall be Substantially Completed on or before May 1, 2026, and fully completed and ready for acceptance no later than June 1, 2026.

Iowa Preference: By virtue of statutory authority, preference will be given to products and provisions grown and produced within the State of Iowa and to Iowa domestic labor.

The Owner hereby reserves the right to reject any or all bids and to waive informalities and irregularities and to accept the lowest responsive and responsible bid.

Published upon order of the Northeast Iowa Community Action Corporation

Owner: NEICAC
By: Trisha Wilkins, Chief Executive Officer
Date: 8/29/2025

Published in Cresco Times Plain Dealer
09/10/2025

Howard Co. Board of Supervisors

THE THIRTY-SIXTH DAY

The Board of Supervisors of Howard County, Iowa met in regular session as required by law at the Office of the Howard County Board of Supervisors, Cresco, Iowa on August 25, 2025.

Unless noted in the minutes, all motions were passed unanimously.

The meeting was called to order by Chairman Joe Pisney at 9:04 a.m.

Those present were: Chairman in the Chair Joe Pisney, Dean Eastman, and Pat Murray. Absent; None.

A motion by Pat Murray and seconded by Dean Eastman to approve the agenda as posted. Motion passed.

A motion by Dean Eastman and seconded by Pat Murray to approve the minutes of the last meeting. Motion passed.

A motion by Dean Eastman and seconded by Pat Murray to approve to open the public hearing on the FY25 County Budget Amendment at 9:04 a.m. Motion passed.

No public was in attendance.

A motion by Pat Murray and seconded by Dean Eastman to approve to close the public hearing on the FY25 County Budget Amendment at 9:09 a.m. Motion passed.

Joe Pisney attended a Housing Inc., a Housing Trust Fund, and a Regional Housing Authority Board meeting all in Decorah, Iowa.

A motion by Pat Murray and seconded

by Dean Eastman to approve the FY26 Budget Amendment. Motion passed.

A motion by Pat Murray and seconded by Dean Eastman to approve Resolution No. 1414-2025, Appropriation Resolution. The vote thereon was as follows: Ayes: Pisney, Eastman, and Murray. Nays: None. Resolution No. 1414-2025 passed unanimously. The full text of the resolution may be viewed at the Howard County Auditor's Office or on the Howard County website: https://howardcounty.iowa.gov/.

A motion by Pat Murray and seconded by Dean Eastman to approve Resolution No. 1415-2025, Resolution to enter into 28E Agreement with Northeast Iowa Food Bank. The vote thereon was as follows: Ayes: Pisney, Eastman, and Murray. Nays: None. Resolution No. 1415-2025 passed unanimously. The full text of the resolution may be viewed at the Howard County Auditor's Office or on the Howard County website: https://howardcounty.iowa.gov/.

A motion by Pat Murray and seconded by Dean Eastman to approve a fireworks permit for Mike (Morris) Miner for August 30 and 31, 2025. Motion passed.

The board tabled the Easement with Interstate Power and Light Company to the next board meeting.

A motion by Dean Eastman and seconded by Pat Murray to approve the Howard County Auditor Julie Chapman, to sign the National Opioid Settlement Agreement. Motion passed.

A motion by Pat Murray and seconded by Dean Eastman to approve to pay claims. Motion passed.

General Basic Fund
Ahlers & Cooney, P.C., Legal & Ct-Related Serv.1853.50
Jennifer Bauer, Postage & Mailing10.77
Billmyer Home & Furniture, Building1933.84
Black Hills Energy, Natural Gas, LP Gas, Fuel87.68
Bureau Veritas National Elevat, Buildings85.00
Elan Financial Services, Custodial Supplies108.12
Dawn Gossman, Employee Mileage & Subs.135.04
ISAC, Educational & Train.Serv.290.00
Ledbetter Construction, Miscellaneous260.00
Midwest Alarm Services, Safety & Protect. Supplies.....2344.32
New Hampton Tribune,Official Pub.& Legal Not.101.00
Northeast Iowa RC & D, Contrib.-Other Gov.&Organ1000.00
Regional Health Services Howar, Food Preparation Services90.00
Solutions, Harris Local Govern, Data Processing Serv.1073.98
State Medical Examiner, Medical & Health Services2047.00
Windstream Iowa Communications, Tele-

phone & Fax Service947.22

General Supplemental Fund
Central Iowa Detention, Sheriff Transportation250.75

Rural Services Basic Fund
Hawkeye Sanitation Inc., Contract Carriers8255.02

Secondary Road Fund
Arnold Motor Supply, Parts73.64
Black Hills Energy, Natural Gas, LP Gas, Fuel176.58
Cresco Shopper, Official Pub & Legal Not.157.50
Croell Inc, Bridges6053.00
Fastenal Company,Steel-Iron-& Relat.Metals207.56
Howard County Extension, Educational & Train.Serv.45.00
ICON Constructors, LLC, Bridges16245.74
Nuss Truck & Equipment Inc, Parts1779.21
Kevin M. O'Brien,Safety & Protect.Supplies149.99
PETROBLEND CORP., Minor Mv Parts & Access894.86
Ronco Engineering Sales, Parts253.02
Superior Welding Supply, Hardware58.13
Truck Country of Iowa, Parts59.77
Ziegler Inc.,Parts2203.84

Grants to Counties Well Prog.
Dale Laue, Engineering Services650.17
State Hygienic Laboratory, Medical & Lab.

Supplies734.50

County Assessor Agcy Fund
ISAA, Educational & Train.Serv.425.00

FLEX BENEFIT FUND
FLEX BENEFIT FUND, Medical & Health Charges529.00

Self-Funded Health Insurance
Elan Financial Services, Medical & Health Charges41.00
Howard Co. Employee, Medical & Health Charges94491.36

Grand Total146102.11

Howard County Sheriff Rick Busch called in to give a Sheriff's Office update.
Howard County Engineer Nick Rissman came before the board to discuss Secondary Roads Business.
1. Project Updates.
2. Flood repair update.
3. Other Road Issues.
Chairman, Joe Pisney adjourned the meeting at 10:53 a.m.

ATTEST: Julie Chapman,
Howard County Auditor

Joe Pisney, Chairman Howard County Board of Supervisors

Published in the
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9/10/2025

Howard Co. Board of Supervisors

THE THIRTY-SEVENTH DAY

The Board of Supervisors of Howard County, Iowa met in regular session as required by law at the Office of the Howard County Board of Supervisors, Cresco, Iowa on September 2, 2025.

Unless noted in the minutes, all motions were passed unanimously.

The meeting was called to order by Chairman Joe Pisney at 9:00 a.m.

Those present were: Chairman in the Chair Joe Pisney, Dean Eastman, and Pat Murray. Absent; None.

A motion by Pat Murray and seconded by Dean Eastman to approve the agenda as posted. Motion passed.

A motion by Dean Eastman and seconded by Pat Murray to approve the minutes of the last meeting. Motion passed.

Pat Murray attended a North Iowa Juvenile Detention meeting by zoom, a Regional Health Services of Howard County Board meeting in Cresco, Iowa, a Howard County Economic Development meeting in Protivin, Iowa, an Upper ExploreLand Regional Planning Commission meeting in Decorah, Iowa, and a NEI3A Board meeting by zoom.

Howard County Engineer Nick Rissman came before the board to discuss Secondary Roads Business.
1. Project Updates.
2. Other Road Issues.

A motion by Pat Murray and seconded by Dean Eastman to approve Resolution No. 1416-2025, Department of Revenue Representative Designation. The vote thereon was as follows: Ayes: Pisney, Eastman, and Murray. Nays: None. Resolution

No. 1416-2025 passed unanimously. The full text of the resolution may be viewed at the Howard County Auditor's Office or on the Howard County website: https://howardcounty.iowa.gov/.

A motion by Dean Eastman and seconded by Pat Murray to approve Deputy Ben Hillyer to 73% of the Sheriff's Salary effective September 4, 2025. Motion passed.

A motion by Pat Murray and seconded by Dean Eastman to approve the Outstanding Warrants Listing. Motion passed.

A motion by Pat Murray and seconded by Dean Eastman to approve to pay claims. Motion passed.

General Basic Fund
Access Systems, Office & Data Processing228.08
Ahlers & Cooney, P.C., Legal & Ct-Related Serv.140.00
Alliant Energy, Electric Light & Power7524.71
Jennifer Bauer, Postage & Mailing10.77
Black Hills Energy, Natural Gas, LP Gas, Fuel159.39
Bodensteiner Imp Co, Parts171.33
Brownells, Inc., Safety Items866.55
Julie Chapman, Employee Mileage & Subs.25.88
City of Cresco, Water & Sewer510.20
Culligan Water Conditioning, Building294.35
Daniel Defense LLC, Safety Items16016.00
Enterprise Media Group, Board Proceedings317.64
Fred Jackson Tuckpointing, Building12600.00

Jake Hofstra, Postage & Mailing11.40
Howard County Ambulance,Contrib.-Other Gov.&Organ833.33
Howard County Computer Budget, Other627.24
Howard County EMS Assoc. c/o H, Contrib.-Other Gov.&Organ208.33
Iowa Law Enforcement Academy S, Educational & Train.Serv.150.00
John Deere Financial, Household & Institutional64.98
Johnson Computers & TV, Stationery/Forms/Office S15.99
LeRoy Area Ambulance, Contrib.- Other Gov.&Organ104.16
MercyOne Occupational Health,Medical & Health Services52.00
Midwest Auto Fire Sprinkler, Safety & Protect.Supplies1476.50
New Hampton Tribune,Official Pub.& Legal Not.101.00
Northeast Iowa Food Bank, Contrib.-Other Gov.&Organ2500.00
Ashley Opprecht, Legal & Ct-Related Serv.22.18
Pickar-Oulman Plbg,Htg& Elec, Plumbing Equipment15.28
Plunkett's Pest Control, Building225.00
Pollard Pest Control Co., Extermination Services99.23
Regional Health Services Howar, Contract Carriers14310.58
Riceville Ambulance Serv., Contrib.-Other Gov.&Organ250.00
Solutions, Harris Local Govern, Data Processing Serv.10005.80
United Laboratories Inc., Custodial Supplies80.00

.....1370.09
Windstream Iowa Communications, Telephone & Fax Service377.41

Secondary Road Fund
Alliant Energy, Electric Light & Power998.26
Arnold Motor Supply, Parts107.31
Bruening Rock Products, Cover Aggregate & Sand39385.09
CarQuest Auto Prts, Miscellaneous16.63
City Laundering Co., Safety & Protect.Supplies195.47
City of Cresco, Water & Sewer209.13
ELAN FINANCIAL SERVICES CUSB B, Parts245.01
Fastenal Company, Miscellaneous113.30
John Deere Financial, Minor Equip & Hand Tools201.24
David Kovarik, Miscellaneous160.00
RDO Equipment Co., Parts297.85
Steel Shop Inc, Bridges1072.82
Superior Welding Supply, Hardware530.18
Truck Country of Iowa, Parts1960.61
VESTIS, Miscellaneous34.91
Windridge Implements,LLC, Parts64.20
Ziegler Inc., Minor Mv Parts & Access559.78

Jnt Disaster Serv.Fund
John Deere Financial, Minor Mv Parts & Access114.95

County Assessor Agcy Fund
Culligan Water Conditioning, Stationery/Forms/Office S16.00
Howard County Computer Budget, Telephone & Fax Service80.00

Lori Kerian, Employee Mileage & Subs.42.00
Vanguard Appraisals Inc, Data Processing Serv.3040.00

E911 Service Charge Fund
Howard County Computer Budget, Telephone & Fax Service80.00

FLEX BENEFIT FUND
FLEX BENEFIT FUND, Medical & Health Charges366.34

Self-Funded Health Insurance
Howard Co. Employee, Medical & Health Charges1175.95

Grand Total.....122752.43

FICA.....26,711.08

IPERS.....6,046.59

A motion by Dean Eastman and seconded by Pat Murray to participate in the Sandoz Settlement Program, authorizing the Howard County Auditor Julie Chapman to sign the participation documents. Motion passed.

Chairman, Joe Pisney adjourned the meeting at 10:14 a.m.

ATTEST: Julie Chapman,
Howard County Auditor

Joe Pisney, Chairman Howard County Board of Supervisors

Published in the
Cresco Times Plain Dealer
9/10/2025

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Spend an evening with us at Heritage Event Center

7:30PM

FRIDAY & SATURDAY

OCTOBER 10 and 11

2025

2021 Revised Edition

Conceived by David Grapes and Todd Olson

Book by Todd Olson

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