

**1700 Merchandise**

**Add A Furnace** wood stove, magic heat heater and a fan, 3 lengths of chimney pipe, \$800. Call (605)660-9846.

**Maytag washing machine** and 30" gas range, \$125 and \$75. (605)665-3024 or (605)760-0563.

**New PSIIH \$250** includes game and warranty. Wanted bicycle rack hitch type. Hobby Cat 16ft. \$600.(605)661-7868.

**SAVE THE DATE!**  
**2010 Yankton Annual Citywide Rummage Sales**  
**May 13, 14, 15, & 16**  
**Watch your Yankton Daily Press & Dakotan for details!**

**1705 Items \$100 or Less**

**38 Gallon oak aquarium,** stand, power filter, under gravel filter, heater, gravel and accessories. \$100. (605)689-2400 or (605)660-4164.

**Big Tex chrome grill guard fits Chevy 1500 1500-HD 2500 2003-2005.** Also fits Avalanche 1500 2003-2006 \$100. (605)668-9405.

**Cobra pipes for a 1400 Suzuki Intruder motorcycle,** \$60. Direct connection distributor for a mopar small block. \$40. (605)664-1245 or (605)660-1467.

**Foot bath \$5.** Coffee maker 30-cup \$5. 15-shirts @ .50/each. Trailer ball hitch 17" \$2. Speaker phone \$4. Hearing impaired phone ring and light flasher \$10. Electric buffet skillet \$10. 15-music CD's \$1/each. See at 1203 West St., Yankton. Thursday & Friday April 22-23 from Noon-5:30pm. (605)665-4830.

**Maytag washer/dryer,** almond, good condition, \$100/pair. (605)665-9463.

**Metal dog kennel 5'x10'** with top \$100. (605)665-4217 or (605)660-0101.

**Moving, giveaway free miscellaneous excess items** at 1203 West St., Yankton. Thursday & Friday April 22-23 from 12Noon-5:30pm. Call (605)665-4830.

**Pfaltzgraff dishes-Tea Rose** pattern: 16 dinner plates, 16 salad plates, 16 bowls and serving pieces \$50. Call (605)665-5762 or (605)660-6353

**Pfaltzgraff Dinnerware,** Grapevine Pattern. Service for 8 (only 7 dinner plates) plus placemats and serving bowl. \$35. (605)665-5762 (605)660-6353.

**Wood mulch, \$35** a pickup load. I will load it. (605)661-2847.

**1790 Lawn - Garden**

**Snapper riding lawn mower,** high clearance deck, 33" cut, extra blades, clean, \$475/OBO. 605-624-2565

**1870 Ag Equipment**

**1954 Ford NAA** with loader, 2 buckets. \$4,000/OBO. (605)760-0878.

**1875 Livestock - Poultry**

**SALE DATE CHANGE:** Due to many customer requests we have decided to move our Annual Registered Black Angus Bull Sale to Friday May 21st at the Verdigre Auction Barn. Selling will be 25 yearlings, Two-2 year old, and 2 older Bulls. All will be semen and performance tested, AM & NH free, ready for pasture turnout. Max Doer, Doer Farms, LLC. Bloomfield, NE. (402)373-4447.

**2010 Legal and Public Notices**

4+21-28

**Notice of Sale**

Pursuant to SDCL 44-14-3, on May 5th, 2010, at 7:00 PM, a public auction will be held at 2700 Mopar Lane, Yankton, SD, for the sale of personal property located in a self-service storage facility unit at 2700 Mopar Lane, Yankton, SD 57078, unit #51M, which unit has been occupied by Laura L. Payne. A general description of the personal property to be sold is as follows: fish tank, old vacuum cleaner, VCR tapes, cooler, blankets, mattress/boxspring, small tv, end tables, picture frames, and other miscellaneous items.

Estimated Publishing Cost Per Circulated Copy: \$0.001

**2010 Legal and Public Notices**

4+21

**Pursuant to Yankton County Conditional Use Permit #1005:**

Commercial Asphalt, 25254 413th Avenue, Mitchell, SD 57301, will operate the hot mix plant from May 1, 2010 through October 31, 2010.

4+21

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Commercial Asphalt, 25254 413th Avenue, Mitchell, SD 57301, will operate the hot mix plant from May 1, 2010 through October 31, 2010.

**2010 Legal and Public Notices**

4+14+21

**Invitation to Bid**

Yankton Sioux Tribe  
 Division of Transportation  
 Planning  
 CLOSING DATE:  
 April 30th, 2010

Sealed bid proposals will be received by the Yankton Sioux Tribe (YST), Division of Transportation until 10:00A.M. CDT April 30th, 2010 at the office of:

Transportation Planning  
 PO Box 248  
 Marty, SD 57361  
 Attention: Wesley Hare Jr.

And then at said office publicly opened and read aloud.

The proposed work includes Rural and Urban Grading, Drainage, Base Course, Sidewalk, Curb & Gutter, Asphalt Concrete Surfacing and all associated work on BIA Route 2000 (Lawrence Township 299th Street and Veterans Drive).

The sealed proposal shall be clearly marked on the exterior of the envelope "Lawrence Township 299th Street and Veterans Drive Reconstruction" April 30th, 2010. Copies of the plans, proposal and specifications may be obtained by calling the office of:

Brosz Engineering, Inc.  
 3030 Airport Road  
 Pierre, SD 57501  
 Office Phone 605-224-1123

Upon receipt of a non-refundable payment of \$50.00, made payable to Brosz Engineering, Inc.

Bids must be accompanied by a bidders bond made payable to the Yankton Sioux Tribe in the sum of not less than twenty percent (20%) of the total base bid, executed as principal and by a surety company authorized to do business in the State of South Dakota as a guaranty that the Bidder will enter into the contract, if it is awarded to him, and that he will furnish the necessary performance and payment bonds. The low Bidder will also be required to provide insurance certification.

The Yankton Division of Transportation reserves the right to reject any or all bids, to waive irregularities and informalities therein. Indian preference will be given per Yankton Sioux Tribe TERO. For TERO information contact Leonard Heth at 487-7192. A TERO fee of 2% on the total contract is required. A business license is also required. Information may be obtained by calling Kathy Winkler at 605-384-3641.

Notice to proceed will be issued by YST after approval of the Contract by the BIA.

/s/ Wesley Hare Jr.  
 Advertised 4-14, 4-21-2010

**Notice of Sale**

Pursuant to SDCL 44-14-3, on May 5th, 2010, at 7:30 PM, a public auction will be held at 2700 Mopar Lane, Yankton, SD, for the sale of personal property located in a self-service storage facility unit at 2700 Mopar Lane, Yankton, SD 57078, unit #29M, which unit has been occupied by Gerald Ward. A general description of the personal property to be sold is as follows: flood light, saw, tarp, numerous fishing tackle items, turkey fryer, tool box, hand tools, many other numerous items.

Estimated Publishing Cost Per Circulated Copy: \$0.001

**NOTICE OF APPLICATION NO. 7187-3 to Appropriate Water**

Notice is given that Prairie Creek Ranch, c/o Tom Arens, 4408 Broadway, Yankton SD 57078 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well completed into the Missouri:Elk Point Aquifer (96 feet deep) located in N 1/2 NW 1/4 Section 10 to irrigate 150 acres located in the N 1/2 NW 1/4, SW 1/4 NW 1/4 Section 10 and S 1/2 SE 1/4, NW 1/4 SE 1/4 Section 3; all in T93N-R55W. Water Right No. 3594-3 authorizes irrigation of the same acreage from the James River.

Published twice at the total approximate cost of \$51.54. Estimated publishing cost per published copy: \$0.0030

**4+21 YANKTON COUNTY COMMISSION MEETING March 16th, 2010**

The regular meeting of the Yankton County Commission was called to order by Chairman Bruce Jensen at 4:30 PM on Tuesday, March 16th, 2010.

Roll Call was taken with the following Commissioners present: Donna Freng, Bruce Jensen, Mark Johnson, Allen Sinclair and Bill Tamisia.

**Action 1093C:** A motion was made by Sinclair and seconded by Johnson to set the agenda with the following changes/additions: Good Friday, WIC amended contract

**2010 Legal and Public Notices**

is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by May 3, 2010.

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pimer, Secretary, Department of Environment and Natural Resources.

Published twice at the total approximate cost of \$53.32. Estimated publishing cost per published copy: \$0.0030

**4+14+21 NOTICE OF APPLICATION NO. 7189-3 to Appropriate Water**

Notice is given that Cody Christensen, 88005 Hwy 57, Hartington NE 68739 has filed an application for a water permit to appropriate 0.78 cubic feet of water per second (cfs) from one well to be completed into the Missouri:Elk Point Aquifer (approximately 100 feet deep) located in SW 1/4 SW 1/4 Section 35 to irrigate 40 acres located in the SW 1/4 SW 1/4 Section 35; all in T93N-R54W. The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per 70 acres.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7189-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by May 3, 2010.

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Published twice at the total approximate cost of \$51.54. Estimated publishing cost per published copy: \$0.0030

**4+21 NOTICE OF PUBLIC HEARING DEPARTMENT OF SOCIAL SERVICES (Proposed: May 11, 2010)**

Notice is hereby given that the Department of Social Services, pursuant to authority vested by SDCL 1-26 and 28-6, intends to adopt rules relating to the Division of Economic Assistance.

The effect of these rules will be to: expand the list of sources available for determining Temporary Assistance for Needy Families (TANF) and Supplemental Nutrition Assistance Program (SNAP) eligibility; clarify eligibility and payment requirements related to the Auxiliary Placement Program; and update medical eligibility requirements to comply with federal provisions. These rules are being adopted to revise and clarify standards related to these programs.

Notice is also given that interested persons may present comments, either orally or in writing, relating to the proposed action in Conference Room #2, Kneip Office Building, 700 Governors Drive, Pierre, South Dakota on May 11, 2010, at 9:00 a.m. For purposes of assisting the Department to fully understand the issues being addressed, individuals intending to present oral testimony at the hearing are asked to make a written copy of their testimony available to the Department.

Interested persons may obtain copies of the proposed rule and may send their comments to Laura Ringling, Administrative Rules, Department of Social Services, 700 Governors Drive, Pierre, South Dakota 57501. Ms. Ringling may be contacted by telephone at (605) 773-3165. Written comments must be received by May 21, 2010, in order to be considered.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the above-mentioned office within 48 hours of the public hearing if you have special needs for which this agency will need to make arrangements. The telephone number for making special arrangements is (605)-773-3165.

The Department of Social Services, upon its own motion or at the instance of any interested persons, may thereafter adopt the above proposals substantially as above set forth without further notice.

Published once at the total approximate cost of \$77.00. Estimated publishing cost per published copy: \$0.0089.

**4+21 NOTICE OF PUBLIC HEARING DEPARTMENT OF SOCIAL SERVICES (Proposed: May 11, 2010)**

Notice is hereby given that the Department of Social Services, pursuant to authority vested by SDCL 1-26 and 28-6, intends to repeal obsolete rules within the Division of Economic Assistance relating to assistance payments.

The effect will be to remove obsolete provisions from administrative rule. These rules are being repealed because they are no longer applicable.

Notice is also given that interested persons may present comments, either orally or in writing, relating to the proposed action in Conference Room #2, Kneip Office Building, 700 Governors Drive, Pierre, South Dakota on May 11, 2010, at 9:00 a.m. For purposes of assisting the Department to fully understand the issues being addressed, individuals intending to present oral testimony at the hearing are asked to make a written copy of their testimony available to the Department.

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The Department of Social Services, upon its own motion or at the instance of any interested persons, may thereafter adopt the above proposals substantially as above set forth without further notice.

Published once at the total approximate cost of \$70.00. Estimated publishing cost per published copy: \$0.0081.

**2010 Legal and Public Notices**

Voting Aye: All Nay: None Motion carried.

**Action 1094C:** A motion was made by Freng and seconded by Johnson to approve the minutes of the March 2nd, 2010 meeting of the Board.

Voting Aye: All Nay: None Motion carried.

There were no indigent requests presented.

**Action 1095Z:** A motion was made by Sinclair and seconded by Tamisia to adopt the following resolution: Whereas it appears that Dale W & Marlene R Vande Kop, owners of record, have caused a plat to be made of the following real property: Vande Kop Addition, NE4, Section 21, Township 96N, Range 54W of the 5th PM, Yankton County, South Dakota and has submitted such plat to the Yankton County Planning Commission and the County Commission, of Yankton County, South Dakota for approval. Now therefore be it resolved that such plat has been executed according to the law and conforms to all existing applicable zoning, subdivision and erosion and sediment control and the same is hereby approved. The county Auditor is hereby authorized and directed to endorse on such plat the proper resolution and certify the same.

Voting Aye: All Nay: None Motion carried 5-0.

Brian Hunhoff, Register of Deeds, introduced Jeff Mueller, a new employee in the Register of Deeds office. Hunhoff also presented the Board with an activity report for the Deeds office for 2009. Hunhoff further advised there will be a reception for Janet Moderegger, who is retiring, on Thursday, April 1st, 2010 at 3:00 PM in the Commission chambers.

**Action 1096H:** A motion was made by Johnson and seconded by Johnson to declare as surplus property a 1991 ADM Asphalt Plant, SNADM229, with tanks, bins and silo, a 1970 Cedar Rapids rock crusher SN 31617, with conveyor and trap, a 1974 120 Caterpillar motor grader SN 10R3977, with "V" plow and wing and a 1970 Little giant crane SN 486449 (salvage only).

Voting Aye: All Nay: None Motion carried 5-0.

All or some of the properties will be listed on e-Bay and advertised locally for sale by sealed bid.

**Action 1097C:** A motion was made by Johnson and seconded by

Sheriff Hunhoff reported he has rehired Ed Sasse as a jailer.

**Action 10101J:** A motion was made by Johnson and seconded by

**2010 Legal and Public Notices**

Tamisia to set April 13th, 2010 at 12:00 noon in the Commission chambers as the time and place for first meeting of the Board of County Commissioners, sitting as a County Board of Equalization and the Board of Yankton City & County Commissioners and a Yankton School Board Representative sitting as a Consolidated Board of Equalization of Yankton County, South Dakota.

Voting Aye: All Nay: None Motion carried 5-0.

**Action 1098W/DOE:** A motion was made by Freng and seconded by Sinclair to authorize as a proper charge against the County, travel expenses for Lori Mackey and Matt Archer to attend a 15-hour USAP course in Chamberlain, SD on June 8 through 10, 2010 and travel expenses for the Weed Supervisor to attend the annual SD/NE PLS Management Project meeting in Gross, NE on March 17th, 2010.

Voting Aye: All Nay: None Motion carried

**Action 1099OEMHS/W:** A motion was made by Johnson and seconded by Sinclair to approve as a proper charge against the County, travel expenses for Jeremy Dangel to attend a workshop in Sioux Falls, SD today, February 17th, 2010 and to further approve travel expenses for Tom Schramm, Weed Supervisor, to attend the Van Diest Supply Company end-user seminar in Sioux Falls, SD on Tuesday, February 23rd, 2010.

Voting Aye: All Nay: None Motion carried

**Action 10100PR/INT/ML/S&J:** A motion was made by Freng and seconded by Johnson to accept into the record the Poor Relief report for February 2010, and the Interest Allocation report for February, 2010 indicating General Fund interest of \$1,135.07; Road & Bridge fund \$88.78; Emergency E911 \$83.09; Emergency & Disaster \$1.06; County Buildings \$45.06; Special Highway \$0; Safety Center Capital Project \$5.67 and Courthouse Debt Service Fund \$15.05, the Out of County Mental Illness Representation Fee report for February, 2010 indicating \$7,659.81 was billed and the Sheriff & Jail report for February, 2010.

Voting Aye: All Nay: None Motion carried.

Sheriff Hunhoff reported he has rehired Ed Sasse as a jailer.

**Action 10101J:** A motion was made by Johnson and seconded by

**2010 Legal and Public Notices**

made by Johnson and seconded by Sinclair to approve the hiring of Ed Sasse as a jailer effective April 1, 2010.

Voting Aye: All Nay: None Motion carried.

**Action 10102S:** A motion was made by Sinclair and seconded by Johnson to approve as a proper charge against the County, travel expenses for Dave Hunhoff to attend a Sheriff's Conference in Deadwood, SD today, April 27 through 29, 2010.

Voting Aye: All Nay: None Motion carried.

The Board set 4:00 PM on April 6th as the date and time for the County Commission to visit the jail facility.

**Action 10103S:** A motion was made by Sinclair and seconded by Johnson to accept into the record the Sheriff's report.

Voting Aye: All Nay: None Motion carried.

**Action 10104C:** A motion was made by Johnson and seconded by Sinclair to approve the following claims:

**Commissioners:** Knology (Utilities) \$83.71, River Rat Productions (Services) \$250.00, Yankton County Observer (Legal Notices) \$139.76, Yankton Daily P&D (Legal Notices) \$208.54, SD Dept of Health (Services) \$225.00; **Elections:** Knology (Utilities) \$45.20, Western Office Plus (Supplies) \$55.38, Yankton County Treasurer (Postage) \$46.83; **Court:** 1 Payee (Juror Fees) \$90.00, 2 Payees @ \$20.00 (Witness Fees) \$40.00, SD Dept of Health (Lab) \$255.00; **Auditor:** Collection Trust Publications (Supplies) \$240.00, Knology (Utilities) \$130.63, Pitney Bowes (Supplies) \$56.18, Security Shredding (Maintenance) \$35.00, Western Office Plus (Supplies) \$44.16, Yankton County Treasurer (Postage) \$486.57; **Treasurer:** Harland Technology (Maintenance) \$66.25, Knology (Utilities) \$296.92, Pitney Bowes (Supplies) \$56.18, Security Shredding (Maintenance) \$35.00, Yankton County Treasurer (Postage) \$3,953.82; **Data Building:** Knology (Utilities) \$535.73, Crescent Electric (Supplies) \$102.69; **States Attorney:** Avera Sacred Heart Hospital (Lab) \$313.50, Knology (Utilities) \$155.10, West Payment Center (Books) \$513.04. **Government Buhl's**

(Maintenance) \$29.57, Big-M Security (Maintenance) \$20.00, JCL Solutions (Supplies) \$254.94, Yankton Janitorial (Supplies) \$46.73; **Director of Equalization:** Knology (Utilities) \$244.88, McLeod's (Supplies) \$127.40, Pitney Bowes (Supplies) \$56.18, PAASD (Registration Fee) \$600.00, SDAAO (Travel) \$400.00, Security Shredding (Maintenance) \$35.00, Western Office Plus (Supplies) \$36.65, Yankton County Treasurer (Postage) \$3,502.98; **Register of Deeds:** Knology (Utilities) \$218.20, Pitney Bowes (Supplies) \$56.18, Microfilm Imaging System (Rental) \$609.00, Yankton County Treasurer (Postage) \$329.23, Yankton Daily P&D (Legal Notices) \$213.38; **Veterans Service Office:** Knology (Utilities) \$46.41, Pitney Bowes (Supplies) \$56.17, Yankton County Treasurer (Postage) \$7.99; **Court House & Safety Center:** City of Yankton (Utilities) \$128.00, Johnson Controls (Maintenance) \$3,723.00, Knology (Utilities) \$366.05, Yankton Janitorial (Supplies) \$648.32; **Sheriff:** City of Yankton (Gasoline) \$765.94, Knology (Utilities) \$135.38, Northtown Automotive (Maintenance) \$78.49, Gregg's Automotive (Maintenance) \$306.50, Yankton Office Equipment (Supplies) \$90.00; **County Jail:** CBM Food Service (Meals) \$2,177.57, Diamond Drugs (Medicine) \$130.54, Diamond Drugs (Supplies) \$1.23, Hy-Vee Pharmacy (Medicine) \$4.00, Hy-Vee (Supplies) \$45.61, Knology (Utilities) \$80.84, Olson's Pest (Maintenance) \$96.00, Yankton Rexall (Medicine) \$236.82, Yankton Rexall (Supplies) \$23.39, Yankton Medical Clinic (Services) \$99.59; **Juvenile Detention:** Minnehaha Co. Regional (Child Care) \$4,620.00, Volunteers of America (Shelter Care) \$3,200.00; **Care of Poor:** Avera Sacred Heart Hospital (Care) \$1,093.99, Opsahl-Koster Funeral Home (Funeral) \$1,962.00, Pitney Bowes (Supplies) \$56.17, Xerox (Maintenance) \$56.89, Yankton County Treasurer (Postage) \$249.71, Yankton Rexall (Medicine) \$15.78, Yankton Medical Clinic (Services) \$975.78, Yankton Surgical Associates (Services) \$346.88; **Public Health Nurse:** Knology (Utilities) \$269.71, Xerox (Maintenance) \$56.89, Pitney Bowes (Supplies) \$56.17, Yankton County Treasurer (Postage) \$86.89; **Ambulance:**

(Maintenance) \$29.57, Big-M Security (Maintenance) \$20.00, JCL Solutions (Supplies) \$254.94, Yankton Janitorial (Supplies) \$46.73; **Director of Equalization:** Knology (Utilities) \$244.88, McLeod's (Supplies) \$127.40, Pitney Bowes (Supplies) \$56.18, PAASD (Registration Fee) \$600.00, SDAAO (Travel) \$400.00, Security Shredding (Maintenance) \$35.00, Western Office Plus (Supplies) \$36.65, Yankton County Treasurer (Postage) \$3,502.98; **Register of Deeds:** Knology (Utilities) \$218.20, Pitney Bowes (Supplies) \$56.18, Microfilm Imaging System (Rental) \$609.00, Yankton County Treasurer (Postage) \$329.23, Yankton Daily P&D (Legal Notices) \$213.38; **Veterans Service Office:** Knology (Utilities) \$46.41, Pitney Bowes (Supplies) \$56.17, Yankton County Treasurer (Postage) \$7.99; **Court House & Safety Center:** City of Yankton (Utilities) \$128.00, Johnson Controls (Maintenance) \$3,723.00, Knology (Utilities) \$366.05, Yankton Janitorial (Supplies) \$648.32; **Sheriff:** City of Yankton (Gasoline) \$765.94, Knology (Utilities) \$135.38, Northtown Automotive (Maintenance) \$78.49, Gregg's Automotive (Maintenance) \$306.50, Yankton Office Equipment (Supplies) \$90.00; **County Jail:** CBM Food Service (Meals) \$2,177.57, Diamond Drugs (Medicine) \$130.54, Diamond Drugs (Supplies) \$1.23, Hy-Vee Pharmacy (Medicine) \$4.0