

1830 Rummage Sales
602 & 641 Augusta Circle
Saturday, 4/30, 7am-?
 Kolaces, breads, rolls. Large coats, boy's newborn-14, girl's 24months-3T, name brand men's and women's, S-M maternity. Toys, highchair, booster seats, household, queen bedding, fracie hook collectible plats. Oak TV/Radio cabinet, antique doll buggy, lamp shades, oak mirror fostoria antique water goblets, cherry glider rocker with ottoman, books, plants, craft magazines/leaflets.

Books & Treasures/Purses for profit sale
1205 W. 10th
Saturday, 4/30, 7:30am-2pm
 Books, books, books! Microwave, queen comforter with shams. Decorator pillows, dog kennel, luggage, filing cabinet, secretary chair, toys. Puzzles, 13" TV, kitchen supplies & decorator items. Brass candlesticks, lots of miscellaneous. All funds from purses to benefit P.E.O. Educational Funding for Women furthering their education. Do not miss this one!

SAVE THE DATE!
2011 Yankton Annual Citywide Rummage Sales
May 12, 13, 14, & 15
Watch your Yankton Daily Press & Dakotan for details!

Valley Road Garage Sales
Friday April 29 and Saturday April 30

2204 Valley Road - Saturday 8am-Noon
 07 Suburban, 03 Harley, Pottery Barn, Crate & Barrel, decor, rugs, towels, clothes, boots, Harley items.

2207 Valley Rd -Friday 8am-7pm, Saturday 8am-Noon
 Washer/dryer, quality clothing, table/chairs, miscellaneous household utensils & décor

2301 Valley Rd -Friday 1pm-6pm, Saturday 8am-Noon
 double stroller, baby bouncer, swing, Tomas crib bedding, ababy clothes, exersaucer, Medela breast pump, maternity and mens clothes etc. decorative, small appliances, kitchen items, maternity clothing, Wall hangings, TV's, miscellaneous.

2303 Valley Rd - Friday 2pm-7pm, Saturday 8am-1pm
 Chest freezer, Entertainment center, Golds Gym Bench Press, Day bed - dresser - hutch and desk, bike, recliner, old vinyl record collection, CD's & books, Christmas dishes, Golf bags, and numerous household items

801 Jason Way - Saturday 8am-1pm
 Furniture, decor, clothes boys (14) girls (6-12) ladies (4-6), collectibles and more!

806 Jason Way, Friday 8am-6pm, Saturday 8am-1pm
 Dresser, microwave, refrigerator, big wheel bike, infant & kids clothes, printer, scanner, toddler bed, high chair, car seats, misc.

2502 Valley Rd - Friday 1pm-5pm, Saturday 8am-11pm
 Mission Style Corner TV hutch, Women's Mountain Bike, JD Riding toy Tractor, Duke golf bag, toys, Girls & Boys Clothing & more

1870 Ag Equipment
J&P Grain Vac, formerly M&S Grain Vac. Call Jason for rental information. (605)760-1284.

Call Classifieds
665-7811

2010 Legal and Public Notices
 4+30 & 5+7+14+21
 IN CIRCUIT COURT
 FIRST JUDICIAL CIRCUIT
 STATE OF SOUTH DAKOTA
 COUNTY OF YANKTON: SS
PRO. NO. 11-12

 ESTATE OF
 BRUCE ARVID PETERSON,
 Deceased

NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN THAT on March 10, 2011, Brian S. Peterson, whose address is 3161 Atchinson Street, Aurora, CO 80011, was appointed as Personal Representative of the Estate of Bruce Arvid Peterson.

Creditors of Decedent must file their claims within (4) four months after the date of the first publication of this notice or their claims may be barred.

Claims may be filed with the Personal Representative or may be filed with the Yankton County Clerk of Courts, with a copy of the claim mailed to the Personal Representative.

Dated this 29th day of April, 2011.

/s/
Brian S. Peterson
3161 Atchinson Street
Aurora, CO 80011
(303) 363-6791

Jody Johnson, Clerk
 Yankton County Courthouse
 410 Walnut, Suite 205
 Yankton, SD 57078
 (605)668-3080

Wanda Holey-Fox
HARMELINK, FOX & RAVNSBORG LAW OFFICE
P.O. Box 18
Yankton, SD 57078
(605)665-1001

4+30

PUBLIC MEETING NOTICE

A regular monthly meeting of the Yankton County Planning Commission will be held at 7:00 P.M., Tuesday, May 10th, 2011 in the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, May 10th, 2011, at 7:10 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Variance of Minimum Lot Requirement from 40,000 sq. ft. to 5,000 sq. ft. for property in a Moderate Density Rural Residential District (R-2) in Yankton County. Said property is legally described as Lot 27, NE1/4, SE1/4, S4-T93N-R56W of Yankton County, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 2513 Deer Boulevard, Yankton, SD. Plat consideration to follow.

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, May 10th, 2011, at 7:30 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

2010 Legal and Public Notices
 mission, Yankton County, South Dakota, Tuesday, May 10th, 2011, at 7:30 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.
 Said hearing is to consider the following:
 Applicant is requesting a Variance of Minimum Lot Requirement from twenty (20) acres to one (1) acre for property in a Rural Transitional District (RT) in Yankton County. Said property is legally described as Tract 1, Jackman Addition, S1/2, NW1/4, exc. Lt. H-2 & H-3, S16-T93N-R-56W of Yankton County, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 31210 436th Avenue, Yankton, SD.
 Plat consideration to follow.

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, May 10th, 2011 at 7:45 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Conditional Use Permit to build a Wind Energy Conversion System (WECS) for residential use, for property in an Agricultural District (AG) in Yankton County. Said property is legally described as NE1/4, SE1/4, & E 9Rods, N 35.5Rods, NE1/4, SW1/4, S28-T95N-R56W of Yankton County, hereinafter referred to as Central Township, County of Yankton, State of South Dakota. The E911 address is 30193 437th Ave., Utica, SD.

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, May 10th, 2011 at 8:00 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Variance of Minimum Yard Requirement from seventy-five feet to fifty-five feet, to build a grain bin, for property in an Agricultural District (AG) in Yankton County. Said property is legally described as Jean Tract 1, NW1/4, S33-T96N-R55W of Yankton County hereinafter referred to as Mayfield Township, County of Yankton, State of South Dakota. The E911 address is 29626 442nd Ave., Irene, SD.

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, May 10th, 2011 at 8:15 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Variance of Minimum Lot Requirement from twenty (20) acres to three +/- (3.73) acres and Minimum Lot Width from 500 feet to 122.05 feet for property in an Agricultural District (AG) in Yankton County. Said property is legally described as Campbell Tract A, W1/2, SW1/4, S33-T94N-R54W of Yankton County, hereinafter referred to as Volin Township, County of Yankton, State of South Dakota. The E911 address is 44808 309th Street, Gayville, SD. Plat consideration to follow.

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, May 10th, 2011 at 8:30 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., in Yankton, South Dakota.

2010 Legal and Public Notices
 Dakota, Tuesday, May 10th, 2011 at 8:30 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., in Yankton, South Dakota.
 Said hearing is to consider the following:
 Applicant is requesting a Variance of Minimum Lot Requirement from twenty (20) acres to four +/- (4.62) acres and Minimum Lot Width from 500 feet to 453.14 feet for property in an Agricultural District (AG) in Yankton County. Said property is legally described as Tract 1, Keith Lane Addition, SW1/4, SW1/4, S16-T93N-R54W of Yankton County, hereinafter referred to as Gayville Township, County of Yankton, State of South Dakota. The E911 address is 44816 312th Street, Gayville, SD.
 Plat consideration to follow.

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, May 10th, 2011 at 8:45 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Conditional Use Permit for a residential house and a Variance of Minimum Yard Requirement for property in a Commercial District (C) in Yankton County. Said property is legally described as Lt. 7, Blk 1, Shipton Acres, S9-T93N-R55W of Yankton County, hereinafter referred to as Mission Hill South Township, County of Yankton, State of South Dakota. The E911 address is 1607 East Side Drive, Yankton, SD.

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, Tuesday, May 10th, 2011 at 9:00 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Conditional Use Permit for a Hobby Farm to allow horses on the property, for property in a Low Density Rural Residential District (R-1) in Yankton County. Said property is legally described as Lt. B, S1/2, NE1/4, & Parcel 1, Lt. B, S1/2, NE1/4, exc Tract A, S12-T93N-R57W of Yankton County, hereinafter referred to as Ziskov South Township, County of Yankton, State of South Dakota. The E911 address is 43381 Whitetail Drive, Yankton, SD.

Patrick Garrity
 Zoning Administrator
 Yankton County

4+30

CHAMBER OF THE BOARD OF CITY COMMISSIONERS YANKTON, SOUTH DAKOTA APRIL 25, 2011

Regular meeting of the Board of City Commissioners of the City of Yankton was called to order by Mayor Knoff.

Roll Call: Present: Commissioners Akland, Carda, Ellingson, Gross, VanDerhule, Wenande, and Woerner. City Attorney Hosmer and City Manager Russell were also present. Absent: Commissioner Lowrie. Quorum present.

Action 11-98
 Moved by Commissioner Gross, seconded by Commissioner Akland, to approve the Minutes of the regular meeting of April 11, 2011, and special meeting of April 15, 2011.

Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Mayor Knoff read proclamations declaring April 29, 2011, as *Arbor Day*; the month of May, 2011, as *Motorcycle Awareness Month*; and May 3, 2011, as *Community Volunteer Appreciation Day*.

City Manager Russell submitted a written report giving an update on community projects and items of interest.

Action 11-99
 Moved by Commissioner Ellingson, seconded by Commissioner VanDerhule, to suspend rules and add New Business Item Number 6 to the Agenda.
Roll Call: All members present voting "Aye;" voting "Nay;" None.

2010 Legal and Public Notices
 Motion adopted.
 Lisa Scheve from Yankton's Convention and Visitor's Bureau was present and gave an update on past and current tourism promotions.
Action 11-100
 Moved by Commissioner Ellingson, seconded by Commissioner VanDerhule, that the following items on the consent agenda be approved.
 1. **Possible Quorum Event**
 May 9, 2011, immediately following the City Commission meeting at Ben's Brewing Company, for Duke Ellingson and Judy VanDerhule/no official commission action.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-101
 Moved by Commissioner Gross, seconded by Commissioner VanDerhule, to approve the applications from the City of Yankton for a Transient Merchant License for June 3 through 5, 2011, and a Special Events Dance License for June 3 and 5, 2011. (Memorandum 11-71)
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-102
 This was the time and place for the public hearing on the application for a Special Events RETAIL (on-sale) Malt Beverage and a Special RETAIL (on-sale) Wine dealers License for 1 day, July 17, 2011, from The Center (Tamera Matuska, Executive Director), 900 Whiting Drive, Yankton, South Dakota. (Memorandum 11-68)
 No one was present to speak for or against approval of the license application. Moved by Commissioner Carda, seconded by Commissioner Akland, to approve the license application.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-103
 This was the time and place for the public hearing on the application for a Special Malt Beverage (on-off sale) Retail License for two days, June 3 and 4, 2011, from Dayhuff Enterprises, Inc. d/b/a O'Malley's Bar (Jeff Dayhuff, President), Memorial Park, 2000 Douglas, Yankton, South Dakota. (Memorandum 11-69)
 No one was present to speak for or against approval of the license application. Moved by Commissioner Woerner, seconded by Commissioner Akland, to approve the license application.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-104
 This was the time and place for the public hearing on the application for a Special Malt Beverage (on-off sale) Retail License for two days, June 3 and 4, 2011, from City of Yankton d/b/a City of Yankton (Doug Russell, City Manager), Memorial Park, 2000 Douglas, Yankton, South Dakota. (Memorandum 11-70)
 No one was present to speak for or against approval of the license application. Moved by Commissioner VanDerhule, seconded by Commissioner Woerner, to approve the license application.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-105
 Moved by Commissioner Ellingson, seconded by Commissioner Wenande, to approve the Request for Occupancy prior to completion of public street and infrastructure for the Dakota Trailer Manufacturing facility located at 1200 Gehl Drive, Yankton, South Dakota. (Memorandum 11-67)
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-106
 Moved by Commissioner Carda, seconded by Commissioner Wenande, to adopt Resolution 11-15.

RESOLUTION 11-15
A Resolution ratifying all actions of Mayor and Finance Officer
 WHEREAS, the City entered into insurance agreements with regard to the Wastewater Revenue Refunding Bonds, Series 2011B (the "Series 2011B Bonds"); and

Action 11-107
 The proposed Meridian Plaza Alley Paving Project involving the closing of Walnut Street south of Second Street and paving the alley south of Second Street to the west of Walnut Street was considered. (Memorandum 11-72) Moved by Commissioner Gross, seconded by Commissioner VanDerhule, to approve the project. Following discussion and prior to a vote being taken, moved by Commissioner Gross, seconded by Commissioner VanDerhule, to amend the motion to approve only the paving of the alley-not to include items No. 1 to 5 as outlined in Memorandum 11-72.
Roll Call: Members present voting "Aye;" Commissioners Ellingson, Gross, VanDerhule, and Woerner; voting "Nay;" Commissioners Carda, Wenande, and Mayor Knoff. Motion failed.

Action 11-108
 Moved by Commissioner Ellingson, seconded by Commissioner Wenande, to adopt Resolution 11-14. (Memorandum 11-73)

Action 11-109
 The request for additional funding from the Lewis & Clark Theatre was considered. (Memorandum 11-74) Chuck Lambertz from the theatre was present to answer questions and ask for the Commissioners' support. Moved by Commissioner VanDerhule, seconded by Commissioner Gross, to approve the request for additional funding in the amount of \$10,000.00 from the Lewis & Clark Theatre for façade improvements. Prior to a vote being taken, moved by Commissioner VanDerhule, seconded by Commissioner Gross, to amend the motion to specify the use of BBB funds for the façade improvements.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-110
 Moved by Commissioner Gross, seconded by Commissioner Akland, to adopt Resolution 11-16. (Memorandum 11-75)

2010 Legal and Public Notices
 WHEREAS, the Mayor and Finance Officer executed the agreements on behalf of the City;
 NOW, THEREFORE, BE IT RESOLVED, that the Board of City Commissioners of the City of Yankton ratifies and confirms that all actions of the Mayor and Finance Officer are authorized, with regard to the Series 2011 Bonds.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-107
 The proposed Meridian Plaza Alley Paving Project involving the closing of Walnut Street south of Second Street and paving the alley south of Second Street to the west of Walnut Street was considered. (Memorandum 11-72) Moved by Commissioner Gross, seconded by Commissioner VanDerhule, to approve the project. Following discussion and prior to a vote being taken, moved by Commissioner Gross, seconded by Commissioner VanDerhule, to amend the motion to approve only the paving of the alley-not to include items No. 1 to 5 as outlined in Memorandum 11-72.
Roll Call: Members present voting "Aye;" Commissioners Akland, Ellingson, Gross, VanDerhule, and Woerner; voting "Nay;" Commissioners Carda, Wenande, and Mayor Knoff. Motion adopted.

Roll call was then taken on the original motion as amended.
Roll Call: Members present voting "Aye;" Commissioners Ellingson, Gross, VanDerhule, and Woerner; voting "Nay;" Commissioners Akland, Carda, Wenande, and Mayor Knoff. Motion failed.

RESOLUTION 11-14
A RESOLUTION DESIGNATING RIGHT-OF-WAY FOR THE CONSTRUCTION OF 33RD STREET FROM BROADWAY AVENUE TO DOUGLAS AVENUE

WHEREAS, The City of Yankton is the owner of Lot 4 of the Airport Addition; and,
 WHEREAS, The City has been working with Greenbow Real Estate Partners, on the development of the adjacent land to the south; and,
 WHEREAS, The proposed development depicts that Lot 4 be used for street and utility improvements; and,

WHEREAS, The City of Yankton has determined that 33rd Street from Broadway Avenue to Douglas Avenue needs to be constructed; and,
 WHEREAS, The City of Yankton desires to convey the land to the public for street purposes

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, SD, that Lot 4 of the Airport Addition is to be dedicated as right-of-way for the purpose of constructing 33rd Street and its associated utilities.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-109
 The request for additional funding from the Lewis & Clark Theatre was considered. (Memorandum 11-74) Chuck Lambertz from the theatre was present to answer questions and ask for the Commissioners' support. Moved by Commissioner VanDerhule, seconded by Commissioner Gross, to approve the request for additional funding in the amount of \$10,000.00 from the Lewis & Clark Theatre for façade improvements. Prior to a vote being taken, moved by Commissioner VanDerhule, seconded by Commissioner Gross, to amend the motion to specify the use of BBB funds for the façade improvements.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

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Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

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Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

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Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

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Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-110
 Moved by Commissioner Gross, seconded by Commissioner Akland, to adopt Resolution 11-16. (Memorandum 11-75)

2010 Legal and Public Notices
 County of Yankton, South Dakota, prepared by John L. Brandt, a registered land surveyor in the State of South Dakota, and
 WHEREAS, such plat has been prepared according to law and is consistent with the City's Comprehensive Development Plan.
 NOW, THEREFORE BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, that the plat for the above described property is hereby approved.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

Action 11-111
 Moved by Commissioner Woerner, seconded by Commissioner Akland, to adjourn at 7:44 p.m.
Roll Call: All members present voting "Aye;" voting "Nay;" None. Motion adopted.

David D. Knoff
 Mayor

ATTEST:
 Al Viereck
 Finance Officer

Berget
From Page 1

kidnapping. Prosecutors have said Johnson was working alone on his birthday when he was attacked in a part of the Sioux Falls prison where inmates work on upholstery, signs, custom furniture and other projects.

An affidavit from an investigator said Robert put on Johnson's brown pants, hat and jacket and pushed a cart with two boxes — one containing Berget — toward a prison gate. The two were caught near the gate after attacking another guard who grew suspicious, authorities say.

Robert and Berget are being held at the county jail without bond.

St. John's
From Page 1

as a chaplain in the South Dakota Army National Guard, deployed to Afghanistan with the Sioux Falls based 196th Maneuver Enhancement Brigade in May 2010. Along with serving as a chaplain himself, he also oversaw the chaplaincy programs at a number of bases to ensure they had adequate supplies.

"I think it's been a great opportunity for him to use the skills that God has given him to minister to the soldiers over there who face all sorts of different challenges," Weispennig said about Gunderson's deployment. "And it's been a great opportunity for us to share the love of Christ, not only with those soldiers through Pastor Dave, but also giving us an avenue to reach out to those in need in Afghanistan."

The St. John's staff and congregation have put forth a great effort to support Gunderson during his deployment, sending him numerous cards and care packages over the last year. The church also offered to continue to pay him while overseas, but the pastor declined, suggesting that money be used instead for other ministry opportunities.

Gunderson returned stateside Friday, followed by several days demobilizing from his deployment overseas from active duty status.

"He should be back in Yankton by next week," Weispennig said.

The Freedom Award is the Department of Defense's highest recognition given to employers for exceptional support of their employees serving in the Guard and Reserve. St. John's was one of 148 semifinalists chosen from a pool of 4,049 nominations. The 30 finalists will be announced in May, with the award recipients announced in early summer. For more information, visit www.freedomaward.mil.

FARMERS TRUCKERS CONTRACTORS
Equipment Sales of Sioux Falls is now accepting consignments
 Now you don't have to accept trade value or wait for an auction and guess what you might get for your equipment.
Now you can get top dollar for your used equipment!
CONSIGN IT NOW AND SELL IT FAST!!
 Let a team with more than 45 years in sales help you price and sell your used equipment. We advertise for you in all the trade magazines and the best newspapers and on the web.
 Don't accept trade or auction value anymore. Let Equipment Sales get you top dollar. The true value for your equipment. Equipment Sales is located right on Interstate 29 & Tea Exit 71 just south of Sioux Falls.
 To learn more, contact John at Equipment Sales
Office: 605-368-9954 Direct: 605-351-6512

PUBLIC NOTICES
 Protect your right to know • www.sdpublicnotices.com
Notice of Annual Meeting
Marina Dell Road District
Annual Meeting
Tuesday, May 10th 2011, 7:00 p.m.
801 Mariner Lane, Yankton, SD