

2010 Legal and Public Notices

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 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 August 27, 2012.

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. Pinner, Secretary, Department of Environment and Natural Resources.

Published once at the approximate cost of \$24.66

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NOTICE OF HEARING UPON APPLICATION FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a Special Events RETAIL (on-sale) Liquor License for 1 day, September 17, 2012 from Minerva's Grill & Bar, (Jade Somsen, Sales & Catering Director) d/b/a Minerva's Grill & Bar, Kolberg-Pioneer, Inc., 700 West 21st Street, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, August 27, 2012, at 7:00 p.m. in the City of Yankton Community Meeting Room at the Technical Education Center, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota, this 13th day of August, 2012.

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NOTICE OF HEARING UPON APPLICATION FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for the transfer of ownership of a Retail (on-sale) Liquor License for January 1, 2012, to December 31, 2012, from Yankton Bowl Inc. d/b/a Yankton Bowl Inc., (Anthony L. Benjamin, Pres.) 3010 Broadway, Suite #1 to Yankton Bowl Inc. d/b/a Yankton Bowl Inc., (James L. Palmer, Pres.) 3010 Broadway, Suite #1, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, August 27th, 2012, at 7:00 p.m. in the City of Yankton Community Meeting Room at the Technical Education Center, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota this 13th day of August, 2012.

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NOTICE OF HEARING UPON APPLICATION FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a Special Events RETAIL (on-sale) Liquor License for 1 day, September 6, 2012 from Minerva's Grill & Bar, (Jade Somsen, Sales & Catering Director) d/b/a Minerva's Grill & Bar, Lewis and Clark Specialty Hospital New Building, 2601 Fox Run Pkwy, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, August 27, 2012, at 7:00 p.m. in the City of Yankton Community Meeting Room at the Technical Education Center, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota, this 13th day of August, 2012.

Decision 2012

Romney Says He Paid At Least 13% In Taxes

BY CHARLES BABINGTON AND STEVE PEOPLES
Associated Press

GREER, S.C. — Republican presidential contender Mitt Romney declared Thursday he has paid at least 13 percent of his income in federal taxes every year for the past decade, offering that new detail while still decrying a "small-minded" fascination over returns he will not release. President Barack Obama's campaign shot back in doubt: "Prove it."

Campaigning separately, Romney and running mate Paul Ryan also scrambled to explain their views on overhauling Medicare, the health care program relied on by millions of seniors.

Romney, the former company CEO, set up a whiteboard to make his case with a marker, while lawmaker Ryan resorted to congressional process language to explain why his budget plan includes the same \$700 billion Medicare cut that he and Romney are assailing Obama for endorsing.

Essentially, Ryan said, he had to do it because Obama did it first.

Politically, both topics tie into major elements of the presidential race less than three months before the election: how well the candidates relate to the daily concerns and to the life circumstances of typical voters. Democrats to raise the tax issue to raise doubts about Romney's trustworthiness — or, as Republicans contend, to distract from a weak economic recovery under Obama.

Romney's comments in South Carolina — at a news conference designed to focus on Medicare — showed that he remains sensitive to criticism of his tax payments but still is determined to release no more than two years of records despite contrary advice from some prominent Republicans.

The Obama campaign has aired an ad that, without evidence, raises the prospect that Romney paid no taxes some years. Senate Majority Leader Harry Reid, D-Nev., elevated that suggestion by claiming, also without proof, that an anonymous source told him Romney had not paid taxes for 10 years.

"I did go back and look at my taxes and over the past 10 years I never paid less than 13 percent," Romney told reporters after he landed in South Carolina for a fundraising event. "I think the most recent year is 13.6 or something like that. So I paid taxes every single year."

Aides later said Romney meant to say 13.9 percent,

the amount he already disclosed for his 2010 federal return.

On average, middle income families, those making from \$50,000 to \$75,000 a year, pay 12.8 percent of their income in federal taxes, according to the nonpartisan Joint Committee on Taxation. In 2010 and 2011, Romney made about \$21 million a year.

Romney is able to keep his tax rate low because most of his income is from investments, which are generally taxed at a lower rate than wages. That type of legal tax figuring is something Obama has proposed changing, although his campaign notably said nothing about Romney's self-described tax rate itself.

Instead, the campaign targeted only Romney's truthfulness, refusing to accept his answer and pressuring him to release years of earlier tax returns.

"Prove it," said Obama spokeswoman Lis Smith. "Given Mitt Romney's secrecy about his returns, coupled with the revelations in just the one return we have seen to date and the inconsistencies between this one return and his other financial disclosures, he has forfeited the right to have us take him just at his word."

Reid's office said much the same. Romney demanded that Reid "put up" the name of his anonymous source.

"Given the challenges that America faces — 23 million people out of work, Iran about to become nuclear, one out of six Americans in poverty — the fascination with taxes I've paid I find to be very small-minded," Romney said.

Obama and Vice President Joe Biden have released their returns for the years since 2000. The Obamas paid 20.5 percent in federal income taxes in 2011.

Ryan, meanwhile, found himself doing his own explaining.

He and Romney have launched a new strategy this week of criticizing Obama for taking more than \$700 billion in Medicare funds to help pay for his health care overhaul. Yet those same cuts are in a House Republican budget blueprint authored by Ryan.

A reporter pressed him on the issue during a stop at a hot dog restaurant in Warren, Ohio.

His explanation was that the Medicare cuts were part of the existing baseline budget, including the Obama health care law he opposes.

UN Council OKs Syria Office After Observers Go

BY EDITH M. LEDERER
Associated Press

UNITED NATIONS — Facing an escalating civil war in Syria, the Security Council decided Thursday to end the U.N. military observer mission that was sent to monitor a cease-fire that never happened and back a small new liaison office that will support any future peace efforts.

Members who have been deeply divided on tackling the 18-month conflict were united behind U.N. Secretary-General Ban Ki-moon's proposal to replace the 300 unarmed observers with a small group of military advisers and political, human rights and civil affair experts, France's U.N. Ambassador Gerard Araud, the current Security Council president, announced.

The council agreed that conditions set for possibly extending the observer mission — a significant reduction in violence and an end to the Syrian government's use of heavy weapons — had not been met and its mandate would end Sunday, he said.

Araud said all 15 members on the divided council agreed to approve the new U.N. liaison office, and the seriousness of the crisis — the U.N. said has killed at least 18,000 people — meant that consensus was needed.

"What is the most important is there will be a U.N. presence, and we hope useful U.N. presence," he said.

On Friday at U.N. headquarters in New York, U.N. ambassadors from key nations and international organizations who agreed on guidelines for a Syrian-led political transition in Geneva in June will meet at the invitation of Russia's U.N. Ambassador Vitaly Churkin, whose country is the most important ally of Syrian President Bashar Assad.

Churkin told reporters he wants the Geneva action group — along with Iran and Saudi Arabia, who are not members — to make "a joint or parallel appeal to all the parties of the Syrian conflict that they end violence as soon as possible by a certain point in time."

Churkin said the appeal should also urge the government and opposition to appoint representatives "to negotiate towards a political solution, and in particular towards the establishment of a transitional governing body as provided for in the Geneva document."

In a letter to the council last Friday, Ban said the conditions for extending the observer mission had not been met, but he added that the U.N. must maintain a presence in Syria in order to support international efforts to broker peace.

The Security Council initially authorized the 300-strong observer mission to deploy to Syria for 90 days to monitor implementation of a six-point peace plan brokered by U.N.-Arab League envoy Kofi Annan. The plan was to start with a cease-fire and withdrawal of the government's heavy weapons and culminate with Syrian-led political talks.

Assad's government and opposition forces agreed to the plan, but it was never implemented.

Because of the worsening bloodshed, the observers have been mainly confined to their hotels since June 15, and their numbers have been cut by about two-thirds.

U.N. Assistant Secretary-General for Peacekeeping Edmond Mulet told reporters after briefing the council behind closed doors that the observer mission "will come to an end at midnight Sunday."

There are now 101 observers

and 72 civilian staff members in Syria, he said, and the last observers will leave on Aug. 24, but they will stop work after Sunday.

Mulet said discussions are underway on the new U.N. liaison office, which he said has been approved by the Syrian government and will have about 20-30 staff members.

Frustrated at the escalating conflict and the failure of world powers on the Security Council to unite to stop the chaos, Annan announced last month that he was resigning effective Aug. 31.

Russia and China have vetoed three Western-backed Security Council resolutions that would have stepped up pressure especially against the Syrian government by threatening sanctions if the fighting didn't stop.

Mulet said he expected an announcement of a replacement for Annan "very soon."

On Tuesday, a spokesman for Annan said Syrian authorities have backed former Algerian Foreign Minister Lakhdar Brahimi, a veteran U.N. troubleshooter in hotspots including Afghanistan and Iraq, as his successor, but it was unclear whether Brahimi had accepted the post.

Several U.N. diplomats, speaking on condition of anonymity because no announcement has been made, said Brahimi wants a signal of support from the council. What kind of support Brahimi wants remains unclear.

France's Araud said he would be sending Ban a letter, obtained by the Associated Press, that reiterates the council's support to Ban's "good offices and to the mission of the joint special envoy to Syria."

Ecuador Grants Asylum To WikiLeaks Founder

LONDON (AP) — He's won asylum in Ecuador, but Julian Assange is no closer to getting there.

The decision by the South American nation to identify the WikiLeaks founder as a refugee is a symbolic boost for the embattled ex-hacker. But legal experts say that does little to help him avoid extradition to Sweden on sexual assault allegations.

Instead, with British officials asserting they won't grant Assange safe passage out of the country, the case has done much to drag the two nations into an international faceoff.

"We're at something of an impasse," lawyer Rebecca Niblock said. "It's not a question of law anymore. It's a question of politics and diplomacy."

The silver-haired Australian shot to international prominence in 2010 after he began publishing a huge trove of American diplomatic and military secrets — including a quarter million U.S. Embassy cables that shed a harsh light on the backroom dealings of U.S. diplomats. Amid the ferment, two Swedish women accused him of sexual assault; Assange has been fighting extradition to Sweden ever since.

CO2 Emissions In U.S. Drop To 20-Year Low

PITTSBURGH (AP) — In a surprising turnaround, the amount of carbon dioxide being released into the atmosphere in the U.S. has fallen dramatically to its lowest level in 20 years, and government officials say the biggest reason is that cheap and plentiful natural gas has led many power plant operators to switch from dirtier-burning coal.

Many of the world's leading climate scientists didn't see the drop coming, in large part because it happened as a result of market forces rather than direct government action against carbon dioxide, a greenhouse gas that traps heat in the atmosphere.

Michael Mann, director of the Earth System Science Center at Penn State University, said the shift away from coal is reason for "cautious optimism" about potential ways to deal with climate change. He said it demonstrates that "ultimately people follow their wallets" on global warming.

"There's a very clear lesson here. What it shows is that if you make a cleaner energy source cheaper, you will displace dirtier sources," said Roger Pielke Jr., a climate expert at the University of Colorado.

In a little-noticed technical report, the U.S. Energy Information Agency, a part of the Energy Department, said this month that energy related U.S. CO2 emissions for the first four months of this year fell to about 1992 levels. Energy emissions make up about 98 percent of the total. The Associated Press contacted environmental experts, scientists and utility companies and learned that virtually everyone believes the shift could have major long-term implications for U.S. energy policy.

Candidates Agree Has To Be Limit On Medicare

WASHINGTON (AP) — President Barack Obama and Republican rival Mitt Romney agree there has to be a limit to how much seniors pay for Medicare, but they're worlds apart on how to make that happen.

You wouldn't know it from the accusations they hurl on the campaign trail, but that is the real heart of the argument between the two leaders and their political parties.

There will be consequences for seniors and the nation's health care industry no matter which way the debate is decided, because both sides agree Medicare spending must be controlled.

Obama relies heavily on cutting payments, the amount hospitals might get for a heart bypass or how much a radiologist is reimbursed for reading an MRI.

Romney would give future retirees a fixed amount of money to pick their health insurance from competing private plans or a government program, thereby limiting taxpayers' financial exposure.

Crash Kills 7 Americans And 4 Afghans

KABUL, Afghanistan (AP) — A U.S. military helicopter crashed during a firefight with insurgents in a remote area of southern Afghanistan on Thursday, killing seven Americans and four Afghans in one of the deadliest air disasters of a war now into its second decade. The Taliban claimed they gunned down the Black Hawk.

American service personnel in Afghanistan are dying at a rate of about one per day so far this year despite a drawdown of troops. That death rate has risen recently with the summer fighting season in full gear and a rash of attacks by Afghan security forces on their foreign trainers and partners.

NATO forces said they could not confirm what caused Thursday's crash and stressed that it was still being investigated. The Black Hawk was operating in support of an ongoing assault on the ground but initial indications were that it was not shot down, according to U.S. officials who spoke anonymously because the investigation was continuing.

Taliban spokesman Qari Yousef Ahmadi said insurgent fighters struck the helicopter in Kandahar province on Thursday morning. He declined to give further details in a phone call with The Associated Press.

The Kandahar provincial government backed the Taliban claim. It said the helicopter was shot down in Shah Wali Kot district, a rural area north of Kandahar city where insurgents move freely and regularly launch attacks. Provincial spokesman Ahmad Jawed Faisal did not provide details or say how the province had confirmed the information.

Zakaria Staying At Jobs Despite Controversy

NEW YORK (AP) — All is forgiven for *Time* magazine writer and CNN host Fareed Zakaria, who last week was suspended by both outlets for apparent plagiarism.

CNN said Thursday that Zakaria's weekly "GPS" public affairs program returns to the air Aug. 26. Time said in a separate statement that Zakaria's column would resume with the magazine's Sept. 7 issue.

Zakaria was suspended by both outlets last Friday for lifting several paragraphs from a New Yorker magazine essay for his use in a recent *Time* column. A version of that column, which examined gun control, was subsequently posted on CNN's website. Zakaria apologized, acknowledging a "terrible mistake."

CNN and *Time* said Thursday that each had conducted a thorough review and found Zakaria's recent "journalistic lapse" to be an isolated incident.

Earlier this week, the *Washington Post* wrote that Zakaria, in his 2008 book "The Post-American World," had failed to indicate that he had taken a quote from another book. But the *Post* later said that upon further inspection, it found that Zakaria did cite the source for the quote and said that the *Post* story should not have been printed.

Anthrax

From Page 1A

gested, they reconstitute and spread rapidly through the body of warm-blooded animals.

More than 1,600 animals, including deer, antelope, cows, sheep, horses and llamas, died in a 2001 anthrax outbreak in Texas.

The most recent outbreak was identified last week in a cow herd in northeast Colorado's Logan County. About 60 cows died at a ranch where one had been diagnosed with the first anthrax case in Colorado in 31 years, state officials said. On Wednesday, they announced cows on two adjacent ranches also had died from anthrax.

It's believed all the ani-

mals were infected by grazing in an area with spores in the soil since the three ranches share fences, Colorado State Veterinarian Keith Roehr said.

The ranches were quarantined, animals vaccinated and ranch workers treated with antibiotics as a precaution, health officials said.

About 40 sheep died last month in a separate outbreak on a ranch in western Texas near Mertzon, about 26 miles southwest of San Angelo, said Dr. Pete Fincher, the regional director for the Texas Animal Health Commission. The area was quarantined and the surviving sheep vaccinated. No animals have died since, Fincher said.

"I would consider this a normal sporadic occurrence," he said. "I think it's mother nature's way of reminding you that it's still out there, but it's not cause for any over concern at this point in time."

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