

1775 Home Furnishings



3-Piece bedroom set. Chest of drawers, dresser with mirror, full size bed, with mattress, headboard & footboard \$125. Call (605)661-3020 after 5pm.

1820 Give Aways

Apartment size 18" built-in dishwasher. Queen size boxspring. Both in great condition. (605)689-0214

Free box of items usable for crafts: Craft sticks, empty film containers, book of ideas, etc. Free bags of materials, useful for quilt stand, small sewing projects. (605)665-8288.

Wooden swing sets. You haul (602)640-6721.

1830 Rummage Sales

506 Pearl St. Friday, 8/24, 2pm-6pm

Saturday, 8/25, 8am-2pm

Wilton baking supplies, unique baskets, name brand women's shoes, name brand clothing toddler-adult, maternity clothing, infant bedding, double stroller, jumperoo. 2-couch sets, entertainment center and much more!

1840 Lost and Found

Found: Single GM key near Yaggies, on Saturday, 8/18, call (605)665-2754.

Lost: Fishing rod with open face Daiwa reel at Gavins Point Dam on Sunday 8/12. (605)661-3416.

1850 Agriculture

Want to rent: Pasture for 2013 and beyond. Call Jeff (605)770-8945.

1870 Ag Equipment

Want to rent: JD combine 9660 or bigger, I have the heads. (605)360-5687 Montrose, SD.

2010 Legal and Public Notices

8+22
NOTICE OF APPLICATION
NO. 7377-3 to Appropriate Water

Notice is given that Lee Friesen, 42553 US Hwy 81, Olivet SD 57052 has filed an application for a water permit to appropriate 1.67 cubic feet of water per second from one well to be completed into the Lower James:Missouri Aquifer (100 feet deep) located in NW 1/4 NE 1/4 Section 10 for irrigation of 160 acres located in the E 1/2 NW 1/4, W 1/2 NE 1/4 Section 10; all in T97N-R58W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7377-3 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 September 4, 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. Pirner, Secretary, Department of Environment and Natural Resources. Published once at the total approximate cost of \$23.83.

**Call Classifieds
665-7811**

2010 Legal and Public Notices

8+22+29 9+5+12
State of South Dakota County of Yankton
In Circuit Court 1st Judicial Circuit

**CIV: 12-518
NOTICE OF HEARING FOR
ADULT NAME CHANGE**

In the matter of the Petition of Casey Lee Johnson
For a Change of Name to
Casey Allen Mier

NOTICE IS HEREBY GIVEN a Verified Petition for Adult Name Change has been filed by Casey Lee Johnson the object and prayer of which is to change Petitioner's name from Casey Lee Johnson to Casey Allen Mier. On the 2nd day of October, 2012, at the hour of 10 am said verified petition will be heard by this Court before the Honorable Cheryl Gering Presiding, at the Court Room in the Yankton County Courthouse, City of Yankton, Yankton County, South Dakota, or as soon thereafter as is convenient for the court. Anyone may come and appear at that time and place and show reasons, if any, why said name should not be changed as requested.

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

/s/ Cheryl Gering
Circuit Court Judge or Clerk of Court

ATTEST:

Jody Johnson

Clerk of Court

By: TChambers

Deputy

Water

From Page 1

flowing to the Lincoln County, South Lincoln County and Minnehaha County rural water systems in South Dakota, and the Rock County Rural Water District in Minnesota.

Still waiting to be hooked up to the system are the Iowa communities of Hull, Rock Rapids, Sheldon, Sibley and Sioux Center. In Minnesota, the communities of Luverne and Worthington, along with the Lincoln-Pipestone Rural Water System are also destined to one day be recipients of treated water from the new Lewis & Clark plant.

Arndt pledged that every effort will be made by the Lewis & Clark board of directors to make sure that the remaining nine members of the system will one day receive a reliable supply of Missouri River water.

The construction contract for the first phase of the water treatment plant was awarded in July 2008. A second phase of construction to the facility began in mid-2009.

Raw water is delivered to the treatment plant from the Missouri River well field through an 8-mile long 54-inch diameter pipeline. More than 100 miles of treated water pipeline, and more than 24 miles of customer service lines deliver water to the currently connected member systems.

Gov. Dennis Daugaard knows personally of the challenges that South Dakotans have always faced while attempting to secure a sure a safe, adequate water supply. He noted that his family couldn't drink the water pro-

County

From Page 1

As a financing alternative, the Yankton County Commissioners met Tuesday with Toby Morris of the Dougherty and Company financial firm. Morris has represented South Dakota counties enacting a TIF district, and he outlined actions taken in those counties.

"It's a very powerful economic development tool, and it can help development," he said.

However, Morris also reiterated the commission's concerns about the price tag for upgrading county roads.

"I want to be pro-development, but this (grain facility) will also have an impact on your roads," he said.

Morris answered the commissioners' questions about TIF districts, including protections or paybacks that could be included for the county's benefit.

"With the TIF, you want to make sure that the money goes to specific uses. I tell the government entities that you are in control," he said.

Fraud

From Page 1

The Better Business Bureau (BBB) in Arkansas has given Road Side Construction an "F" rating.

The BBB had received reports from two Minnesota consumers in September 2011 regarding the company. Both alleged that Road Side Construction told them it had leftover asphalt from a job on a neighbor's property and could provide services at a low cost or perform only a small job.

"Both consumers allege that

Epic Patent Trial Over iPhone Technology Wraps Up

SAN JOSE, Calif. (AP) — A lawyer for Apple said Tuesday that Samsung was having a "crisis of design" after the launch of the iPhone, and executives with the South Korean company were determined to illegally cash in on the success of the revolutionary device.

Samsung's lawyer countered that the technology giant was simply and legally giving consumers what they want: Smart phones with big screens.

The competing claims came during closing arguments at the multibillion-dollar patent trial involving the world's biggest smartphone companies, after last-minute talks between chief executives failed to resolve the dispute.

Lawyers finished closing arguments late in the day, and jury deliberations were expected to begin Wednesday.

Apple Corp. argues that Samsung Electronics Co. should pay the Cupertino-based company \$2.5 billion for ripping off its iPhone and iPad technology when it marketed competing devices.

Samsung has sold 22.7 million smartphones and tablets using stolen — "infringed" in legalese — Apple technology since June 2010 on sales of \$8.16 billion, Apple's lead attorney, Harold McElhinny told jurors Tuesday.

"The damages in this case should be large because the infringement has been massive," he said.

McElhinny said Apple confronted Samsung about the alleged copying and sought a resolution before filing its lawsuit last year.

"Instead of doing the right thing, Samsung decided to gin up claims of its

duced by the well on his parent's farm because of high nitrate levels.

"My dad hired a well-digger to drill a second well closer to the house, and that water was very good, but then supply was always an issue," Daugaard said. "During years when it was very dry, we would always worry that the water quality would decline or the well would go dry."

Those worries eventually disappeared, he said, thanks to the development of a rural water system that supplies plentiful, safe water. The governor said the Lewis & Clark system offers that same hope of abundant water.

"Regional water systems like this one have given millions of people the chance to have that clean and abundant water that they need," he said. "But they don't happen by accident. They take a lot of vision, and planning, and a lot of persistence and determination, and that's what happened here."

Sen. John Thune was a member of the U.S. House when the Lewis & Clark project was first authorized. Troy Larson, executive director of the water project, said Thune has steadfastly battled to secure appropriations so that work could progress.

"This is an historic day ... it's the culmination of over 20 years of work by the communities, the states, obviously the federal delegations, and all of the participants who are here today," Thune said. "There are people here in South Dakota — farmers, ranchers, small businesses — who contribute mightily to the health and vitality of our economy and our nation."

Rep. Kristi Noem noted that she would "stand arm in arm" with proponents of the water system to help secure future funding to complete the project.

State law says that a TIF district cannot exceed 20 years, with most lasting 15 to 18 years, Morris said.

A TIF district isn't the full answer when it comes to financing major projects, he said. "The TIF is a partial solution, not a full thing," he said.

Morris outlined the positive domino impact on economic development with the recent rise in rail activity around the state.

"There has been dramatic involvement," he said. "There has been a chain reaction in terms of activity (in neighboring grain facilities). There is also the impact of current grain prices and the \$4 cost of diesel fuel (for trucking)."

Dakota Plains seeks long-term stability with the Napa Junction deal, Morris said.

"This would allow (Dakota Plains) to be on the long line and not be tied to short-line politics," he said. "When you are talking a \$28 million investment, you don't want to be at the mercy of short-line politics."

Moore expressed concern about the high price tag for a road upgrade.

"I would feel better if it was just a quarter-mile. We are dealing with 2 1/2 or 8 miles," he said. "We have to be con-

cerned if the road is wide enough to accommodate (large truck traffic). You are also talking about possible easements, turning lanes, bridges and box culverts."

After Tuesday's meeting, commission chairman Bruce Jensen said he supports economic development, particularly for agriculture and local grain producers. However, he doesn't want to sacrifice other county roads for one project. He also emphasized the necessity of providing good rail service to other grain facilities in Yankton County.

"Yes, it's economic development, but we don't have the money set aside (for huge road upgrades)," he said of the Napa Junction project. "It's a good thing for farmers and the community, but we have to come up with the money for our other roads, too. It's not the initial cost. It's the after-effects for 20 years."

Next month's state railroad board meeting could provide more answers for Dakota Plains' proposal and the Napa Junction project, the commissioners said.

Apple and Samsung combined account for more than half of global smartphone sales. Apple is also demanding that Samsung pull its most popular cell-phones and computer tablets from the U.S. market.

"Apple is asking what it is not entitled to," Samsung's lawyer Charles Verhoeven said during his closing arguments. "Rather than competing in the marketplace, Apple is seeking an edge in the courtroom."

Verhoeven argued that the state of technology has led most phone makers to design simple-to-use products with large, rounded rectangular faces. He conceded that Apple makes great products but said it doesn't have a monopoly on the design it claims it created.

"There is nothing nefarious about this, it's the way technology has evolved," he said, showing jurors a slide of a Best Buy advertisement with photos of similar looking phones made by several different companies. "It's not against the law in this country to be inspired by your competition."

Verhoeven implored jurors to reject Apple's claims as a way to preserve competition in the United States for smartphones and computer tabs. He said a verdict in Apple's favor could reverberate throughout the marketplace.

"Consumers deserve a choice," the lawyer argued.

"Other people might have quit. There were a lot of challenges along the way — funding would dry up or become challenged," she said. "Other people may have given up, but here in the heartland, we don't do that. We buckle down and work together and make sure that we get it done."

In a press release, Sen. Tim Johnson, a Vermillion native, said: "This stands as an example of regional cooperation that will address common challenges in a more effective way than each state or local sponsor could do alone."

South Dakota Public Utilities Commissioner Gary Hanson added: "We are so enormously fortunate to live in the United States of America. The promise of America is freedom. The promise of the Lewis & Clark Regional Water System is life itself. Lewis & Clark is a lifeline to our communities and our rural water systems."

A cooperative effort by individuals from South Dakota, Minnesota and Iowa made the Lewis & Clark project a reality, he said. "We knew that an incredibly arduous, extensive and expensive journey lay ahead, without a guarantee of success. This has proven to have been, and continues to be, a challenging journey."

The Lewis & Clark project, Hanson said, stands as a monument to cooperation, trust and promises that were honored between dozens of communities, numerous counties and townships, water supply systems, and hundreds of elected officials.

Throughout its lifetime, the Lewis & Clark water project will benefit the lives of millions of people, Hanson said.

"Lewis & Clark is truly a lifeline to our communities," he said. "What a wonderful legacy."

You can follow Randy Dockendorf on Twitter at twitter.com/RDockendorf

Meeting

From Page 1

the issue.

He added that adults can sometimes go overboard with organizing sports and holding tournaments. Lowrie said it is OK for kids to have pick-up games and just play without organization.

Speculating that a minority of the community's kids participate in sports, John Magnuson questioned whether anything is needed beyond updating Yankton's current facilities.

If sports tournaments will help bring people and business to the community, he said those who benefit should take more of an active role in expanding the fields. It is not the obligation of taxpayers to support activities that will benefit businesses, Magnuson said.

Deb Lillie of the YYSA said her organization has invested approximately \$500,000 in its current fields on the former Human Services Center property. She added that Yankton is the only large municipality in the state without a city soccer complex.

"We've got the kids. We need the fields to play on," Lillie said. "We're not asking for the Taj Mahal. We want soccer fields for our kids to play on. We need baseball fields. We just need those facilities. I know people are scared away by the thought of paying money to do that, but that's the only way we're going to get those facilities."

At the conclusion of Tuesday's meeting, Yankton Mayor Nancy Wenande said the next step in the process will be considering requests for proposals from consultants to study the community's sports facility needs.

The commission agreed in July to put out a request for proposals. The deadline for receiving the proposals is Aug. 27. They won't be brought forward for City Commission consideration until Sept. 24.

Notes compiled during Tuesday's meeting, as well as those gathered prior to it, will be available for the public to view at cityofyankton.org.

Those still wanting to weigh in on the issue can call (605) 668-5231, or e-mail tlaron@cityofyankton.org.

You can follow Nathan Johnson on Twitter at twitter.com/AnInlandVoyage

Mars Rover Curiosity Prepares For Test Drive

LOS ANGELES (AP) — Scientists on Tuesday prepared to send Curiosity on its first test drive over the billion-year-old rocks of Mars and said a busted wind sensor won't jeopardize its mission of determining whether life could exist there.

Engineers at NASA's Jet Propulsion Laboratory in Pasadena turned four of the rover's six wheels in place this week in a successful "wheel wiggle" to test the steering for Wednesday's trek, mission manager Mike Watkins said.

"We are go for our first drive tomorrow," Watkins said.

The rover will move forward about 10 feet (3 meters), turn right, then back up and park slightly to the left of its old spot, Watkins said.

"You will definitely see tracks," he said. The test drive is part of a health checkup the rover has been undergoing since arriving on Aug. 5. Eventually, the rover could roam hundreds of feet a day over the ancient crater where it landed.

CROSSWORD

By THOMAS JOSEPH

- ACROSS**
- 1 Snail trail
 - 6 Group of players
 - 10 Forum garb
 - 11 Refinement
 - 12 Like lambs
 - 13 Worship site
 - 14 Impose, as taxes
 - 15 Boundaries
 - 16 Pupil's place
 - 17 Sushi choice
 - 18 Maiden name label
 - 19 Respond at roll call
 - 22 "Once — a time ..."
 - 23 Othello's betrayer
 - 26 Approximate, numerically
 - 29 Masseur's workplace
 - 32 Hosp. workers
 - 33 Road sealer
 - 34 Soup choice
 - 36 Mediocre
 - 37 Justice Samuel —
 - 38 Mob bosses
 - 39 Massenet opera
- DOWN**
- 1 Fur wraps
 - 2 Signoff in a mash note
 - 3 "Uncle!"
 - 4 Quite a few
 - 5 Language suffix
 - 6 Peaceful
 - 7 John of "The Addams Family"
 - 8 Map area
 - 9 Pithy
 - 11 Features of some 1950s autos
 - 15 Zodiac cat
 - 17 Ralph Kramden's pal
 - 20 Neither follower
 - 21 Rage
 - 24 Deteriorate
 - 25 More or less

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Yesterday's answer

- 27 One, for of some 1950s autos
- 28 Hardly cordial
- 29 Mailer's need
- 30 Kind of bear
- 31 Acid type
- 35 Physics bit
- 36 "Elephant Boy" actor
- 38 Beanie or beret

NEW CROSSWORD BOOK! Send \$4.75 (check/m.o.) to Thomas Joseph Book 1, P.O. Box 536475, Orlando, FL 32853-6475

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8-22

A X Y D L B A A X R
is L O N G F E L L O W

One letter stands for another. In this sample, A is used for the three L's, X for the two O's, etc. Single letters, apostrophes, the length and formation of the words are all hints. Each day the code letters are different.

8-22 CRYPTOQUOTE

B P K K P M G U M G U E M W M

Y M B P K K P M I U C Z U U E G R T W A

A T U R P Z S I B W S S G R E G I P K . —

G W K Y U S A W Q S P Z B P S U Z E I C U
Yesterday's Cryptquote: THE WORDS OF GENIUS HAVE A WIDER MEANING THAN THE THOUGHT THAT PROMPTED THEM. — GEORGE ELIOT