

2010 Legal and Public Notices

from twenty (20) acres to eleven +/- (11.87) acres in an Agriculture District (AG) in Yankton County. Said property is legally described as Lot 4, Dakota De Caza Equestrian Estates, NE1/4, SE1/4 & SE1/4, NE1/4, S1-T94N-R56W, hereinafter referred to as Utica North Township, County of Yankton, State of South Dakota. The E911 address is 1106 De Caza Drive, Yankton, SD.

Plat consideration: Said property is legally described as: Lot 4A, Dakota De Caza Equestrian Estates, NE1/4, SE1/4, S1-T94N-R56W, hereinafter referred to as Utica North Township, County of Yankton, State of South Dakota.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, Tuesday, September 1, 2015, at 4:50 P.M. at the Yankton County Government Center, Commission 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 seven +/- (7.22) acres in an Agriculture (AG) in Yankton County. Said property is legally described as SW1/4, NW1/4, exc Lot H-2, S6-T96N-R55W, hereinafter referred to as Mayfield Township, County of Yankton, State of South Dakota. The E911 address is 29156 US Hwy 81, Manno, SD.

Plat consideration: Said property is legally described as: Tract 1, Reiser Addition, SW1/4, NW1/4, S6-T96N-R55W, hereinafter referred to as Mayfield Township, County of Yankton, State of South Dakota.

Patrick Garrity
Zoning Administrator
Published once at the total approximate cost of \$28.32.

8+22

PUBLIC MEETING NOTICE
A regular monthly meeting of the Yankton County Commission will be held at 4:00 P.M., September 1, 2015 in the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton South Dakota.

NOTICE OF PUBLIC HEARING

HEREBY TAKE NOTICE, the Yankton County Commission, County of Yankton, State of South Dakota, is proposing the adoption of a Zoning Ordinance amendment, Article 27, Corridor Overlay Districts Highway 52 Corridor Overlay District. The Yankton County Commission will hold a Public Hearing, First Reading on Tuesday, September 1, 2015, at 5:10 P.M. at the Yankton County Government Center, Commissioners Chambers, 321 West 3rd. St., in Yankton, South Dakota.

The complete text of the proposed ordinance amendment pertaining to Article 27 referred to above is on file with the Yankton County Auditor and Yankton County Zoning Administrator. The document may be inspected, reviewed, or examined by any interested party by contacting (605) 260-4445 or <http://www.co.yankton.sd.us/>. Written comments may be submitted to the Yankton County Zoning Administrator by 5:00 P.M. on August 31, 2015.

Patrick Garrity
Zoning Administrator
Published once at the approximate cost of \$14.58.

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Nebraska's Jobless Rate Up Tenth Of A Point To 2.7 In July

LINCOLN, Neb. (AP) — Nebraska's unemployment rate inched up a tenth of a point to 2.7 percent in July, but remained the lowest rate in the nation, according to reports issued Friday.

The Nebraska Labor Department said the preliminary July rate was six-tenths of a point under the July 2014 rate of 3.3 percent.

The new Nebraska figure remained well below the preliminary national unemployment rate of 5.3 percent in July. U.S. Labor Department figures said Nebraska was trailed by North Dakota at 3 percent and Utah and Vermont at 3.6 percent.

"Once again we see a substantial increase in nonfarm employment compared to a year ago," said state Labor

Commissioner John Albin. "We saw new highs in information, leisure and hospitality and other services."

Nonfarm employment rose more than 7,800 over the year to hit 998,779 in July, the state said. Private industries with the most job growth year over year were education and health services, up 4,195; leisure and hospitality, up 2,596; and other services, up 2,006.

The Omaha rate remained unchanged at 3.2 percent but was down seven-tenths of a point from July 2014. The Lincoln rate dropped a tenth of a point to 2.5 percent and was down seven-tenths of a point from the 3.2 percent a year ago. The Grand Island rate jumped to 4.9 percent from 3.1 percent in June but

was seven-tenths of a point under the July 2014 rate of 5.6 percent.

The unemployment rates for Grand Island, Lincoln and Omaha have not been seasonally adjusted, so they cannot be directly compared with the state unemployment rate.

Here are preliminary area labor market unemployment rates for July, followed by revised figures from June:

- Beatrice: 3.5, 3.6
- Columbus: 2.7, 2.9
- Fremont: 3.3, 3.3
- Hastings: 3.2, 3.1
- Kearney: 2.5, 2.5
- Lexington: 3.0, 2.9
- Norfolk: 2.7, 2.8
- North Platte: 2.8, 2.8
- Red Willow: 3.0, 3.0
- Scottsbluff: 3.3, 3.5

Inmate's Letters Not Found Until After Death

SIoux FALLS (AP) — State prison officials say they did not know about an inmate's pleas for help until after he was killed in an apparent assisted suicide.

The comments come after a judge criticized the Corrections Department during a sentencing hearing Monday for placing two suicidal inmates in the same cell.

Judge Susan Sabers sentenced Douglas Ipsen, 29, to 20 additional years in prison for killing cellmate Kent Davidson at the State Penitentiary in Sioux Falls last September.

Davidson had been serving a life sentence for murdering his former fiancée in 2013.

Ipsen was serving a 75-year sentence for sex crimes in Butte County. Authorities say Ipsen strangled Davidson with a homemade rope.

Court records indicate Ipsen gave prison staff a letter from Davidson the day of his death saying he was suicidal, that his requests for help had been fruitless and that he was "taking it into my own hands," the *Argus Leader* reported. Davidson also wrote another letter intended for his family that explained what to do with his possessions.

State Corrections Secretary Denny Kaemingk said the letters were found after Davidson's death. He also said neither inmate had been

classified as a suicide risk, which would have placed them in a more secure, camera-monitored area with special bedding and clothing. Ipsen could have done more to prevent Davidson's death, Kaemingk said.

"He had the opportunity to tell staff each and every day, all day long," Kaemingk said. "He made the choice of killing Davidson. He had the opportunity to get him the help he needed so badly."

Ipsen said during sentencing that he was "very hesitant" to kill Davidson, but that he also had been suicidal from a young age and he eventually relented and agreed to help Davidson die.

Church Copes After Sex Crimes Of Ex-Pastor

BROOKINGS (AP) — A Brookings church is trying to cope with the conviction of a former pastor who sexually abused a girl.

Timothy Bariteau, 38, was sentenced this week to eight years in prison for having sexual contact with a child younger than 16 in the spring of 2014 when he was one of the pastors at Morningside Community Church in Brookings.

The church, now named Abundant Life, is providing support for everyone involved, the Rev. Joe Ganahl told the *Capital Journal*.

"We are trying to minister to Tim and his family and the girl and her family," he said. The congregation has met several times to discuss what Ganahl, the senior pastor, called "a very difficult time."

"This was an isolated issue involving one

guy, and it doesn't reflect our whole church," he said. "It's been very hurtful to everyone."

Bariteau was indicted last November and arrested in California, where he had been living. He was convicted in June after a Brookings County jury deliberated for about five hours.

Bariteau must serve at least half of his prison time before being eligible for parole because his crime was ruled one of violence. He was credited with about 10 months he's already spent in prison.

The congregation is part of the Indiana-based Church of God, which is in the process of revoking Bariteau's credentials to be a pastor, according to Ganahl.

"You never want to see anything like this," he said. "It's sad."

Proposed Nebraska Math Standards Aimed At Deep Understanding

OMAHA, Neb. (AP) — The proposed Nebraska math standards are aimed at providing elementary and middle school students with a deeper understanding of the subject so they won't stumble when they confront tougher math problems later, according to one of the people who contributed to the proposals.

The proposal to be considered next month by the Nebraska State Board of Education would reduce the number of skills and

concepts taught before students reach high school, the *Omaha World-Herald* reported. The standards would replace those adopted in 2009.

Lincoln Public Schools math curriculum specialist Matt Larson told the newspaper that teachers would spend more time on each standard so students could acquire more than a superficial understanding. The deeper understanding would make it less likely that students would "hit a wall"

when more difficult math problems arise.

"Are they perfect? No. No set of standards will satisfy everyone," Larson said about the standards. "But they are a significant improvement over the current standards because they are more rigorous, focused and coherent."

Henry Burke, a civil engineer who has urged the state board to base the new standards on the 2012 Texas Essential Knowledge and Skills math standards, ques-

tioned the rigor, specificity and content of the proposed Nebraska standards.

They don't require high school courses in trigonometry and calculus, which Burke said important courses for students pursuing math and science majors.

He also criticized how the proposed standards would group grade levels nine through 12.

It would be better to list standards for every grade level and course separately, he said, so teachers would

know exactly what to teach each year.

Larson said the proposed standards represent the minimum skills all graduates should have and concepts they all should know. They don't limit what schools can teach to advanced students, he said, and they don't specify curriculum, which in Nebraska is left to district discretion.

Mom Sues After Girl Falls From Float

PIERRE (AP) — The mother of a girl who was injured when she fell from a parade float during homecoming in 2013 has filed a lawsuit claiming negligence by her daughter's tribal school, the police and others.

In the lawsuit filed this week in federal court in Pierre, Tamaleon Wilcox says her daughter fell from the float when it suddenly accelerated, and that the flatbed trailer ran over the girl's legs and ankle.

The lawsuit says the St. Francis Indian School float was pulled by a Rosebud Police Department vehicle driven by Officer Daniel Reynolds. The girl, who was a junior high school student at the time, suffered a broken leg and other injuries. She is not named in the lawsuit.

Wilcox, of Mission, says the school, the police department and Reynolds "breached the duty owed to (her daughter) when De-

fendant Reynolds stepped on the gas to catch up with other parade floats" causing the student to "fall off the float and onto the roadway where the tires from the flatbed trailer then ran over her legs and ankle."

The federal government is listed as a defendant. Wilcox wants the government to pay treatment costs, which the lawsuit says were in excess of \$30,000. She also asks for a sum to "fully compensate" for the distress caused to her daughter.

The Associated Press sent an email to the U.S. Attorney's office seeking comment Friday.

Wilcox initially sought \$3 million in compensation under the Federal Tort Claims Act — a civil procedure that requires a person to file a claim with the government and prevents them from suing until the claim is resolved — but the U.S. Department of Interior denied the request in February.

US Stocks Join Global Market Rout

NEW YORK (AP) — Growing concerns about a slowdown in China shook markets around the world on Friday, driving the U.S. stock market to its biggest drop in nearly four years.

The rout started in Asia and quickly spread to Europe, battering major markets in Germany and France. In the U.S., the selling started early and never let up. Investors ditched beaten-down oil companies, as well as Netflix, Apple and other technology darlings. Oil plunged below \$40 for the first time since the financial crisis, and government bonds rallied as investors raced into hiding spots.

"Investors are wondering if growth isn't coming from the U.S. or China, where is it going to come from?" said Tim Courtney, CIO of Exencial Wealth Advisors. "This is about

growth."

By the time it was over, the Standard and Poor's 500 index had lost 5.8 percent for the week, its worst weekly slump since 2011. That leaves the main benchmark for U.S. investments 7.7 percent below its all-time high — within shooting range of what traders call a "correction," a 10 percent drop from a peak.

Markets began falling last week after China announced a surprise devaluation of its currency, the yuan. Investors have interpreted China's move as a sign that flagging growth in world's second-largest economy could be worse than government reports suggest. On Friday, they got more bad news: A private survey showed another drop in manufacturing on the mainland.

Man's Sentencing Delayed To Confirm

LINCOLN, Neb. (AP) — A judge has delayed sentencing of a man convicted in a Lincoln slaying so the man's lawyer can check an informant's tip that someone else may have been the shooter.

In July 20-year-old Joshua Carr pleaded no contest and was convicted of manslaughter and two other charges in the Aug. 30 killing of Maurice Williams.

The *Lincoln Journal Star* reports that Carr's attorney, Sarah Newell, says the informant told police a man another man had come to his home covered in blood and said he shot Williams.

On Thursday Judge Steven Burns delayed the sentencing until Sept. 8.