2010	Legal and Public Notices	2010	Legal and Public Notices		Legal and Public Notices	2010	Legal and Public Notices	2010	Legal and Public Notices	2010	Legal and Public Notices	2010	Legal and Public Notices
open to the public and interested persons are encouraged to attend. Additional information about the		counsel, if legal counsel is ob- tained. Contact Eric Gronlund at the above Water Rights Program		2) approv	Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application		Bids will be received on the fol- lowing:		2+14+21 NOTICE TO BIDDERS		Dated: February 14, 2013		must be submitted on wided by the City of
public hearing or accessibility can		address to request copies of infor-		based on	hazad on the fasts presented at the		ONE (1) NEW STEEL TRANS-		Sealed bids will be received by				wided by the City of
be obtained by calling the Finance Office at (605) 668-5221 during		mation pertaining to this applica- tion. Steven M. Pirner, Secretary,		public hearing.		FER STATION WALKING		the City (	the City Commission of the City				
normal business hours.		Department of Environment and		Any interested person who in-		FLOOR TRAILER		of Yankton, South Dakota, at 416 Walnut Street Yankton, South Da-				•	of Yankton, South Da- ves the right to reject
		Natural Resources.		tends to p	tends to participate in the hearing		FOR		kota, at the office of the City Fi-				bids and to waive any
Al Viereck			l once at the total ap- e cost of \$23.83.	Shan me	a petition to oppose or e application and the pe-		PARTMENT OF PUB-		ficer of said City until				es therein to determine
Finance Of Published of	once at the approximate	r			ll be filed with BOTH	LIC SERV			or may be hand deliv- he place of opening at				ne best and the most ad- s bid to the City, and to
cost of \$12	11		2+14+21		ant and Chief Engineer.		F YANKTON/JOINT DEPARTMENT	3:00 P. M	on the 27th day of Feb-				e bond, if required.
	2.14	<u>NOT</u>	ICE TO BIDDERS		cant must also file a pe- pposed to the Chief En-			•	13, at which time they ublicly opened and read				
NOTICE	2+14 E OF APPLICATION	Sealed bi	ids will be received by	0	recommendation. The	~		in the S	Second Floor Meeting	-THE	E CITY OF YANKTON IS		
	-3 to Appropriate Water	the City	Commission of the City	ter Right	gineer's address is "Wa- Program, Foss Build-		the specifications may ed at the office of the		f City Hall, Yankton, kota. Disposition of said		EQUAL OPPORTUNITY		
			on, South Dakota, at 416	ing, 523	E Capitol, Pierre SD	Public Se	ervices Manager, 700		e held on the 11th day of	D 1 1' 1	EMPLOYER-		Kevin Kuhl, PE
	given that Bernard Hall, 8th Ave, Elk Point SD		treet Yankton, South Da- he office of the City Fi-	57501 (0	05 773-3352)" and the s mailing address is		eet, Yankton, South Da- 78 or by telephoning		013, at 7:00 P.M. in the Yankton Community		hed twice at the approxi- ost of \$42.61.		ector of Public Services Yankton, South Dakota
57025 has	filed an application for		fficer of said City until	given abo	ve. A petition filed by	(605) 668-			Room located in the			City of	Tankton, South Dakota
	rmit to appropriate 2.22 of water per second		or may be hand deliv- the place of opening at	erurer un	interested person or the must be filed by Febru-				Education Center at		2+14+21		
from one	well to be completed	3:00 P. M	I. on the 27th day of Feb-	ary 25, 20	13. The petition may be		must be submitted on ovided by the City of	South Dal	21st Street, Yankton, kota.	N	OTICE TO BIDDERS	Dated: Fel	oruary 14, 2013
	(issouri:Elk Point Aqui- eet deep) located in the		13, at which time they publicly opened and read	miormai,	but shall be in writing include a statement de-	Yankton.	which by the enty of			~			
	/4 Section 20 for irriga-	in the S	Second Floor Meeting	scribing th	ne petitioner's interest in				be received on the fol-		bids will be received by ty Commission of the City		
	acres located in the SE		f City Hall, Yankton, kota. Disposition of said	the appn	cation, the petitioner's	•	of Yankton, South Da- ves the right to reject	lowing:		of Yan	kton, South Dakota, at 416		
	tion 20; all in W. The applicant is re-		he held on the 11th day of	icusons i	or opposing or support- plication, and the signa-		bids and to waive any	ANNUAI	L SUPPLY BITUMI-		t Street Yankton, South Da- tt the office of the City Fi-		
questing a	diversion rate greater		013, at 7:00 P.M. in the	ture and	mailing address of the		ies therein to determine the best and the lowest	NOUS M	IX		Officer of said City until		
than the sta	atutory limit.	Meeting	Yankton Community Room located in the	counsel	or the petitioner's legal f legal counsel is ob-		to approve the bond, if	Copies of	f the specifications may		M. or may be hand deliv-		
Pursuant to	o SDCL 46-2A-2, the		l Education Center at	tained. T	he hearing is an adver-	required.		1	ed at the office of the		o the place of opening at . M. on the 27th day of Feb-		
Chief Engi	ineer recommends AP-	South Dal	21st Street, Yankton, kota.	surj proce	eding and any party has o be present at the hear-				ent of Public Services,	,	2013, at which time they		
	of Application No. cause 1) unappropriated			•	to be represented by a		Kevin Kuhl PE		lnut Street, Yankton, kota 57078 or by tele-		e publicly opened and read e Second Floor Meeting		
water is	available, 2) existing		be received on the fol-		nese and other due proc-	Di	rector of Public Services		605) 668-5211.	Room	of City Hall, Yankton,		TY OF YANKTON IS JAL OPPORTUNITY
0	not be unlawfully im- it is a beneficial use of	lowing:			will be forfeited if they xercised at the hearing	City of	f Yankton, South Dakota	All bide	must be submitted on		Dakota. Disposition of said Il be held on the 11th day of	1	EMPLOYER-
1	4) it is in the public in-	<b>ONE</b> (1)	NEW STEEL TRANS-		ons of the Board may be				ovided by the City of	March	, 2013, at 7:00 P.M. in the	Published mate cost	twice at the approxi-
	accordance with SDCL the Chief Engineer will		TATION WALKING		to the Circuit Court and reme Court as provided			Yankton.		-	of Yankton Community ng Room located in the	mate cost	σι φ <del>1</del> 0.17.
act on this	application, as recom-		IKAILEK	by law.	<u>r</u>			The City	of Yankton, South Da-		ical Education Center at		
mended, u	nless a petition is filed	FOR						-	rves the right to reject		W. 21st Street, Yankton,		
	the application or the files a petition contest-		PARTMENT OF PUB-		h 6, 2013 hearing date atomatically delayed for				l bids and to waive any ies therein to determine	South	Dakota.		HOME
	hief Engineer's recom-	LIC SERV	VICES DF YANKTON/JOINT		) days upon written re-	Dated: Fel	bruary 14, 2013		he best and the most ad-	Bids v	vill be received on the fol-	E	DELIVERY
	. If a petition opposing ation or contesting the		S DEPARTMENT	quest to t	he Chief Engineer from ant or any person who		•		is bid to the City, and to	lowing	;:	1 Star	3
	dation is filed, then a			has filed	a petition to oppose or			approve u	he bond, if required.	ANNI	JAL SUPPLY OF LIQ-	6 (C".	CALL
0	ll be scheduled and the magement Board will	Copies of	f the specifications may		ne application. The re- an automatic delay must	-THE CI	TY OF YANKTON IS				SPHALT		665-7811
consider th	nis application. Notice		red at the office of the	be filed b	y February 25, 2013. If		UAL OPPORTUNITY			~ .		SK	
	ing will be given to the and any person filing a		Services Manager, 700		atic delay is requested, ng will be rescheduled		EMPLOYER-				s of the specifications may tained at the office of the	Ľ//	X
petition.	and any person ming a		reet, Yankton, South Da- )78 or by telephoning		are Board meeting and	mate cost	twice at the approxi- of \$47.97.	Di	Kevin Kuhl, PE rector of Public Services	Depart	tment of Public Services,		PRESS&
		(605) 668		personal	notice will be provided				f Yankton, South Dakota		Walnut Street, Yankton, Dakota 57078 or by tele-		
	n interested in opposing ing this application or	All bide	must be submitted on	time date	titioners regarding the and location.			-		boutin	ng (605) 668-5211.	V	DAKOTAN
recommend	dation must file a writ-		ovided by the City of										
	h with BOTH the appli- Chief Engineer. The ap-	Yankton.	-		ric Gronlund by Febru- 013 at the above Chief			- 21		人		-	
plicant mu	st file a petition if con-	The City	of Yankton, South Da-	Engineer's	address to request cop-		<b>1F</b>	C4				rea Progressive	Growth
	Chief Engineer's rec- ion. The Chief Engi-	kota rese	erves the right to reject	les of the	staff report, recommen- plication or other infor-			0		nks t		PC	İ
	ress is "Water Rights	•	l bids and to waive any	mation	Notice is given to indi-		YANKTON Econo	MIC	our in	vesto	ors!		
	Foss Building, 523 E Pierre SD 57501 (605		ties therein to determine the best and the lowest	viduals w	ith disabilities that this		Succ	ESS			Economic	Development	
773-3352)	" and the applicant's		to approve the bond, if		being held in a physi- ssible place. Please no-								
mailing add	dress is given above. A	required.		•	Department of Environ-		V					_	
	led by either an inter- on or the applicant must				Natural Resources at ours before the hearing					C	7700		
	February 25, 2013.		Kevin Kuhl PE	if you hav	e a disability for which			JH		Y	LJEVV,		
The notic	n may be informed to t		irector of Public Services	- 1 <i>(</i>	rrangements must be the hearing. The tele-		PROG	DF	SS-		2,200, 2,033,		
1	on may be informal, but de a statement describ-	City o	of Yankton, South Dakota	phone nu	mber for making ar-					S	nrr (	nn	
ing the pet	titioner's interest in the			rangemen	ts is (605) 773-3352.			GO	AL' '	Y	_,~~,		
	n, the petitioner's rea-			Under SI	OCL 1-26-17(7) notices						-		
the applica	ation, and the signature			must state	that "if the amount in				Platinum - \$1	00.00	00 or more		
	ng address of the peti- the petitioner's legal				sy exceeds \$2,500.00 or rty right may be termi-			J	Avera Sacred	l Heart I	Hospital		
counsel, if	f legal counsel is ob-			nated, any	party to the contested			1	First Dakota				
	ontact Eric Gronlund at Water Rights Program	Dated: Fe	ebruary 14, 2013		require the agency to fice of Hearing Examin-				First National I Yankto	on Count			

address to request copies of information pertaining to this application. Steven M. Pirner, Secretary,

mate cost of \$47.97.

tment of Environment and Natural Resources. Published once at the total approximate cost of \$26.15.

2+14NOTICE OF APPLICATION NO. 7543-3 to Appropriate Water

Notice is given that Brian Kozak. 30620 417th Ave, Tyndall SD 57066 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well to be completed into the Choteau:Tyndall Aquifer (240 feet deep) located in the SW 1/4 NE 1/4 Section 10 for irrigation of 249 acres located in the E 1/2 Section 10; all in T94N-R59W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 7543-3 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 February 25, 2013.

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

AN EQUAL OPPORTUNITY EMPLOYER-Published twice at the approxi-

2+14NOTICE OF HEARING on Application No. 7653-3 to Appropriate Water

Notice is given that Jeremiah Welsh, 29217 460th Ave, Centerville SD 57014 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 Upper Vermillion:Missouri Aquifer (180 feet deep) located in the approximate center of the SW 1/4 Section 8 for irrigation of 85 acres located in the W 1/2 SW 1/4, NE 1/4 SW 1/4 Section 8: all in T96N-R52W. Applicant is requesting a diversion rate greater than the statutory limit.

SDCL 46-2A-4(10) provides that "if the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the Chief Engineer's recommendation and no hearing may be held before the board, unless the Chief Engineer makes a finding that an application, even if uncontested, presents important issues of public policy or public interest that should be heard by the board." In this case, the Chief Engineer finds that this application presents important issues of public interest that should be heard by the Water Management Board.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends DE-FERRAL of Application No. 7653-3 until information is available to determine if there is reasonable probability that there is unappropriated water available for the applicant's proposed use. Pursuant to SDCL 46-2A-9, a permit to appropriate water may be issued only if there is a reasonable probability that unappropriated water is available.

The Water Management Board will consider this application at 1:00 p.m. on March 6, 2013 in the Matthew Training Center, Joe Foss Bldg, 523 E. Capitol Ave. Pierre SD. The Chief Engineer's recommendation is not final or binding upon the Board. The

hearing issued pursuant to SDCL 1-26-17." This is a Notice of Hearing, service is being provided by publication, and the applicable date to give notice to the Chief Engineer is February 25, 2013. However, since this particular matter is a water permit application and not a monetary controversy in excess of \$2,500.00 or termination of a property right the Chief Engineer disputes the applicability of this provision and maintains that the hearing must be conducted by the Board.

ers by giving notice of the request

to the agency no later than ten

days after service of a notice of

As applicable, the following provides the legal authority and jurisdiction under which the hearing will be held and the particular statutes and rules pertaining to this application: SDCL 1-26-16 thru 1-26-28; SDCL 46-1-1 thru 46-1-9, 46-1-13 thru 46-1-16; 46-2-3.1, 46-2-9, 46-2-11, 46-2-17; 46-2A-1 thru 46-2A-12, 46-2A-14, 46-2A-15, 46-2A-20, 46-2A-21, 46-2A-23; 46-5-1.1, 46-5-2 thru 46-5-26, 46-5-30.2 thru 46-5-30.4, 46-5-31 46-5-32 thru 46-5-34.1, 46-5-38 thru 46-5-39, 46-5-46, 46-5-47, 46-5-49; 46-6-1 thru 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-21, 46-6-26; and Board Rules ARSD 74:02:01:01 74:02:01:25.02; thru 74:02:01:35.01.

Steven M. Pirner, Secretary, Department of Environment and Natural Resources. Published once at an approximate cost of \$65.70.

## 2+14+21NOTICE TO BIDDERS

Sealed bids will be received by the City Commission of the City of Yankton, South Dakota, at 416 Walnut Street Yankton, South Dakota, at the office of the City Finance Officer of said City until 3:00 P.M. or may be hand delivered to the place of opening at 3:00 P. M. on the 27th day of February, 2013, at which time they will be publicly opened and read in the Second Floor Meeting Room of City Hall, Yankton, South Dakota. Disposition of said bid will be held on the 11th day of March, 2013, at 7:00 P.M. in the City of Yankton Community Meeting Room located in the Technical Education Center at 1200 W. 21st Street, Yankton, South Dakota.

CorTrust Bank Dakota Trailer Manufacturing Eisenbraun & Associates, Inc. Kolberg-Pioneer KVTK-KVHT KYNT-KK93-KDAM

Applied Engineering, Inc.

Northwestern Energy Slowey Construction, Inc. WNAX/104.1 The Wolf Yankton Media Yankton Medical Clinic, P.C.

Masonry Components

MidAmerican Energy Minervas Grill & Bar

MtronPTI

Aaron & Jaime Ness

Rob Ness

Lynn & Shelly Peterson

Pam & Bob Rezac

Sacred Heart Monastery

Services Center Federal Credit Union

Rob & Lori Stephenson

Vishay Dale Electronics, Inc.

Vision Real Estate Services

Williams & Company, P.C.

Wintz & Ray Funeral Home

Yankton Motor Company

Yankton Rexall

Larry & Diane Ness

## Silver \$25,000-\$49,999 Northtown Automotive

Gold \$50,000-\$99,999

Shur-Co

## Bronze \$5,000-\$24,999

Bernard Properties Dakota Archery & Outdoor Sports Mike Dellinger EMJ Metals Fejfar Plumbing & Heating First Chiropractic Center Home Federal Bank David Hosmer & Steph Tamisiea Wayne & Lori Ibarolle John A. Conkling Distributing Johnson, Miner, Marlow, Woodward & Huff Prof., LLC Kaiser Heating & Cooling/Power Source Electric Kennedy, Pier & Knoff, L.L.P. Legacy Financial Group - Raymond James Lewis & Clark Hydraulics Lewis & Clark Specialty Hospital

Brian & Amy Beran Blackburn & Stevens, Prof. LLC Todd & Danyal Chance Brad & Sheryl Dykes Nate & Michelle Franzen Gerstner Oil Co. Tanya Hacecky Hatch Furniture & Flooring Jeff & Amy Johnson

Jeff & Amy Jones Kline's Jewelry Ron & Pat Kraft L&S Electric Lewis & Clark Realty, Inc. Mannes Architects Roger's Family Pharmacy Joleen & Randy Smith Somsen Agency, Inc.

Copper \$500-\$4,999

Deb Specht State Farm - Rhonda Wesseln Joe & Patti Vig Matt & Alyssa Walters Jack & Tiffany Weeks Jay Werth Willcockson Eye Associates Katie Wintz-Vision Real Estate Wohlenberg, Ritzman & Co., LLC Yankton Insurance Agency

## Wish to contribute?

Become an investor and supporter of YES<sup>2</sup>! Your contribution will ensure the continued success of the YES! campaign

that creates new jobs, training and education opportunities.

165,	I will invest in YES <sup>2</sup> !		First payment	Mo	
ne investment pledge is \$		Total	Last payment		
	You have five years to complete your pledge			Mo	Yr
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ame for publicity					
our Name	Your Signature				
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lake checks payable to Yankton A	rea Progressive Growth or charge to:				
MEX/Discover/MasterCard/VISA: N	lame on card				
ard Number	Exp Date		3-4 digit cod	le	
	raft is also available. Please provide a voided checl	k and monthly w	ithdrawal date		