Legal and Public 2010 2010 **Notices**

1+10 NOTICE OF APPLICATION NO. 7461-3 to Appropriate Water And to Amend Water Right No. 3249B-3

Notice is given that Glenn Bosse, 48100 County Road 1B, Jefferson SD 57038 has filed an application for a water permit to appropriate an additional 1.10 cubic feet of water per second (cfs) and to irrigate 32 additional acres to what is currently authorized by Water Right No. 3249B-3. Water Right No. 3249B-3 authorizes 0.68 cfs from one well located in the SW 1/4 NW 1/4 Section 12 to irrigate 48 acres located in the N 1/2 SW 1/4 Section 12; all in Γ90N-R49W. This application proposes to transfer the existing diversion authority (0.68 cfs) authorized by Water Right No. 3249B-3 and appropriate an additional 1.10 cfs from one new well to be completed into the Missouri:Elk Point Aquifer (120 feet deep) located in SW 1/4 SW 1/4 Section 12 for irrigation of 32 additional acres located in the S 1/2 SW 1/4 Section 12; all in T90N-49W. This application, if approved, and Water Right No. 3249B-3 will authorize a total diversion rate of 1.78 cfs for irrigation of 80 acres. The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 7461-3 and amending of Water Right No. 3249B-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 January 22, 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 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 \$33.77.

1+10

NOTICE OF APPLICATION NO. 7473-3 to Appropriate Water

Notice is given that Gregg Hanson, 47568 SD Hwy 50, Elk Point SD 57025 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 Missouri:Elk Point Aquifer (170 feet deep) located on the quarter line between the NE 1/4 SW 1/4 and the NW 1/4 SE 1/4 Section 13 for irrigation of 145 acres located in the SE 1/4 NW 1/4, SW 1/4 NE 1/4, E 1/2 SW 1/4, W 1/2 SE 1/4 Section 13; all in T92N-R50W.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 7473-3 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

Legal and Public **Notices**

mailing address is given above. A petition filed by either an interested person or the applicant must be filed by January 22, 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 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 \$26.15.

1+3+10

NOTICE TO BIDDERS

Notice is hereby given that sealed bids will be received by the City of Yankton for Janitorial Service for the Summit Activities Center. 1801 Summit Street, Yankton, SD. Bids will be received at the Finance Office, 416 Walnut Street, PO Box 176. The deadline for submitting proposals is 3:00 p.m., Wednesday, February 13, 2013, at which time they will be publicly opened and read aloud in the 2nd floor meeting room A in the City Hall, Yankton, SD. Disposition of said bids is expected to be held on February 25, 2013, at 7:00pm, during the City Commission meeting.

Bids will be based on specifications as prepared by Todd R. Larson, Director of Parks and Recreation, Yankton, SD 57078, Ph.: 605-668-5231. email: tlarson@cityofyankton.org

The intention of these specifications by the City of Yankton is to solicit bids for a term contract for janitorial service for the Summit Activities Center for three years beginning April 1, 2013 and ending March 31, 2016.

Hours of work and supervision shall be conducted as scheduled events require and will include but limited after-business-hours at night, on weekends and holiday scheduling. Contractor shall perform the services required in the working hours set and determined by the Recreation Superintendent. Areas to be cleaned include lobby area, entryways, reception area, offices, kitchen area, women's locker rooms, men's locker rooms, family locker room, women's restrooms, men's restrooms, meeting rooms, hallway, strength training area, fitness/wrestling area, track area, auxiliary gymnasium, and aquatics area. Tasks to be include completed disinfecting/cleaning locker rooms, showers, bathroom areas, sanitize all hard surfaces. dust/wipe all vertical surfaces, keep all paper products full (paper towels, toilet paper), sweeping, mopping. collection/removal of trash, wash windows/glass areas, and general cleaning of facility.

Bids shall be submitted in a sealed envelope containing the name of the bidder and addressed to City of Yankton, Finance Office, PO Box 176, 416 Walnut Street, Yankton, South Dakota, 57078. Bid envelopes shall be clearly marked on the outside lower left corner "Janitorial Service for Summit Activities Center Bid". Full responsibility for the delivery of mailed bids prior to the deadline for receiving bids rests with the bidder.

Insurance- Failure to provide Affidavit of Insurance will result in a bid being declared nonresponsive. The contractor shall, at all times during the term of this contract, maintain Worker's Compensation (with waiver of subrogation to the City of Yankton) and Employer's Liability insurance coverage at the sole cost of the contractor.

The City reserves the right to reject any and all bids or parts thereof, and to waive any irregularities of any bid. The City also reserves the right to award the contract to the lowest responsible bidder as may be determined by the City. No bidder may withdraw a bid until 30 days after the bid opening.

Todd Larson, Director Parks & Recreation Department City of Yankton, SD, 57078

Dated: December 18, 2012

-THE CITY OF YANKTON AN **EQUAL OPPORTUNITY** EMPLOYER-

Published once at the approximate cost of \$69.43.

12+27&1+3+10 STATE OF SOUTH DAKOTA COUNTY OF YANKTON :SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

********* IN THE MATTER OF THE ESTATE OF

WAYNE BUCKMAN, deceased.

Legal and Public 2010 Notices

PRO. 12-47

NOTICE TO CREDITORS *********

Notice is given that on December 17, 2012, KEVIN BUCKMAN, whose address is 2909 Masters Ave, Yankton, South Dakota 57078, and KENT BUCKMAN, whose address is 31357 452nd Ave, Gayville, South Dakota 57031, were appointed as co-personal representatives of the estate of WAYNE BUCKMAN.

Creditors of decedent must file their claims within four (4) 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 clerk and a copy of the claim mailed to the personal representative.

Dated this 20th day of December,

Steven L. Pier KENNEDY PIER & KNOFF LLP 322 Walnut Street Yankton, SD 57078 (605) 665-3000 Attorney for Co-Personal Representatives

JODY JOHNSON Yankton Co Clerk of Courts 410 Walnut Street - Suite 205 Yankton, SD 57078 (605) 668-3080

KEVIN BUCKMAN. Co-Personal Representative 2909 Masters Ave Yankton, SD 57078 (605) 665-9211

KENT BUCKMAN, Co-Personal Representative 31357 452nd Ave Gayville, SD 57031 (605) 660-6454



White House Says 'No Backup Plan' To Debt Ceiling

BY JIM ABRAMS

Associated Press

WASHINGTON — The White House is dismissing suggestions to sidestep Congress to meet the nation's debt obligations, declaring that it is Congress' responsibility to pay the bills of the United States.

President Barack Obama's adamant stand that he will not negotiate with Congress over raising the nation's borrowing limit and Republican demands that a debt ceiling vote be linked to spending cuts have prompted a creative outburst of alternatives to driving the country into default.

Under one proposed scenario, pushed by a number of House Democrats, the president could invoke the 14th Amendment, a post-Civil War change to the Constitution that states that "the validity of the public debt of the United States...shall not be questioned."

Another proposal would take advantage of a legal loophole meant for coin collectors and have the Treasury mint platinum coins that could be deposited at the Federal Reserve and used to pay the nation's bills.

"There is no plan B. There is no backup plan," White House spokesman Jay Carney said Wednesday. "There is no alternative to Congress raising the debt ceiling.'

The government has already reached its \$16.4 trillion borrowing limit and by late February or early March the Treasury Department will run out of ways to cover debts and could begin defaulting on government

As of Wednesday 21 Democrats, led by Rep. Peter Welch of Vermont, had signed a letter urging Obama to invoke the 14th Amendment that they say gives him the authority to raise the debt ceiling without going through Congress. The Democrats said in a letter that they would support the use of any authority, including the constitutional provision, to prevent the nation from going into default, an event that some economists predict could trigger a global recession.

The Democrats, in their letter, said they fully supported Obama's position that raising the debt ceiling will not be subject to negotiation. "Threatening default on our nation's debt is an economic weapon of mass destruction that will have immediate and catastrophic consequences for the economy as well as America's standing in the world," they said.

Welch, in an interview, told The Associated Press said he understood that the president might not want to

embrace the 14th Amendment alternative at this point, when it might appear to be a power grab. But "if there is the ultimate act of congressional irresponsibility by having the United States default on its obligations, we encourage the president to rescue the country." He said ultimately the courts would have to decide what authority the amendment confers on the president.

The coin idea has been mentioned by such economists as Paul Krugman, a columnist at The New York Times, and Donald Marron, the director of the Urban-Brookings Tax Policy Center.

Carney, reiterating a position the White House has taken for some time on the use of the 14th amendment, said Wednesday: "We just don't believe that it provides the authority that some believe it does."

He did not explicitly reject the trillion dollar coin idea and directed reporters to ask Treasury about the idea. But when pressed he insisted that "Congress needs to pay the bills that Congress racked up.

And as he left the White House briefing room, he added: "I answered it thoroughly, at length, with great detail. And I have no coins in my pocket,

Session

From Page 1

A retired high school government and economics teacher, Adams was elected to the Legislature in 2006. He is known for helping broker deals on state funding formulas for public schools and Nebraska's community colleges. He previously served as the mayor of York.

Lawmakers are bracing for a long debate over whether to expand Medicaid coverage to more residents, an optional piece of the federal health care overhaul. Gov. Dave Heineman vigorously opposes any such expansion, saying it will drain money from other priorities. Supporters in the Legislature argue that extending coverage is a moral imperative that could save the state money over the long term by reducing insurance and health care costs.

Heineman will deliver his State of the State address to lawmakers on Tuesday. The governor has said he will call for an increase in state aid to the University of Nebraska system and the state's three public colleges. He also is expected to call for some type of tax reform to attract new businesses and residents.

'The governor looks forward to working with Speaker Adams and all members of the Legislature, as we work to address the issues that are important to hard-working Nebraskans," Heineman spokeswoman Jen Rae Hein said in a statement. Lawmakers opened the session with contested races

to lead the Legislature's budget-writing Appropriations Committee, the Natural Resources Committee and the Transportation and Telecommunications Committee. Omaha Sen. Heath Mello, a Democrat, defeated North

Platte Sen. Tom Hansen, a Republican, to serve as chairman of the Appropriations Committee. The chairman serves as the go-to person on budget matters and works with Heineman's office to set a two-year spending plan. Mello's election is also noteworthy because the seat in recent years has gone to lawmakers from rural districts.

Mello has frequently clashed with the governor and the Legislature's more conservative members, but he pledged Wednesday to help lawmakers build a "consen-

sus-driven budget" while striving to meet both rural and urban needs. He replaces state Sen. Lavon Heidemann, an Elk Creek farmer who left office because of term limits.

Holdrege Sen. Tom Carlson was chosen as the new chairman of the Natural Resources Committee, the go-to panel for state water issues and legislation related to the Keystone XL pipeline. He defeated Imperial Sen. Mark Christensen. Fullerton Sen. Annette Dubas was chosen to serve as

chairwoman of the Transportation and Telecommunications Committee, defeating Bellevue Sen. Scott Price. Kearney Sen. Galen Hadley was unopposed in his bid to

become chairman of the Revenue Committee, and Ogallala Sen. Ken Schilz was elected as the new head of the Agriculture Committee.

Grand Island Sen. Mike Gloor was chosen as the new chairman of the Banking, Commerce and Insurance Committee, while Cedar Rapids Sen. Kate Sullivan replaced Adams as head of the Education Committee. Another big change is the return of Chambers, an inde-

pendent who had to sit out four years because of term limits before being allowed to run again. Chambers is known for his sharp questioning, which puts many lawmakers on the defensive, and for his encyclopedic knowledge of legislatives rules that has helped him single-handedly block measures he

The 38-year veteran lawmaker has said many bills approved in his absence weren't debated as aggressively as they should have been, and he promised to "do some cleaning up" once he's sworn in.

Lawmakers will begin to introduce bills after they convene at 10 a.m. Thursday.

By THOMAS JOSEPH ACROSS 44 Fresh

CROSSWORD

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D I M L A Y E R A

Yesterday's answer

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away NEW CROSSWORD BOOK! Send \$4.75 (check/m.o.) to Thomas Joseph Book 2, P.O. Box 536475, Orlando, FL 32853-6475 28 Whole lot haired pet 30 Agreeable

answer 31 Fast flier 32 Earl Grey, for one 33 Grilled sandwich **35** Ball's

costar 38 Arrives 41 Rachel of "The Constant Gardener" **42** Turn outward

43 Unoccupied

AXYDLBAAXR is LONGFELLOW

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.

1-10

EYUTYCT'E EAMMACQ MGT EGZKT MYKZX LTRZWET EYUTYCT HVZCMTK Z MFTT Z

MAUT ZQY.

Yesterday's Cryptoquote: THE EDUCATED DON'T GET THAT WAY BY MEMORIZING FACTS;

©2013, King Features Syndicate, Inc.

LFYSC

CRYPTOQUOTE

VYCQ

residents in long-term care facilities have a greater chance of developing complica-THEY GET THAT WAY BY RESPECTING THEM. You can follow Nathan Johnson on Twitter at twit-— TOM HEEHLER

winter of 1991-92, when temperatures were 9.8 degrees above average. While tornado activity during 2012 was

below average nationally, the HPRCC noted there was some unusual activity.

"The first tornadoes to ever be reported in February in Nebraska occurred," the agency said in its 2012 Brief Year in Review report. "According to the National Weather Service in North Platte, Neb., an EF0 tornado was confirmed 21 miles northeast of North Platte on Feb. 28. Another EF0 tornado occurred near Greeley, Neb., that day. At least 50 tornadoes were confirmed in Nebraska and Kansas on April 14, the most active severe weather day of the year in the region."

ter.com/AnInlandVoyage

From Page 1

"It's hard to predict the future and whether there will be more cases, or

Huron and Sioux Falls each had their

second warmest years on record, not sur-

The year included some of the biggest

seasonal temperature anomalies on record

Spring 2012 was the seventh highest anom-

aly since 1895 with temperatures that were

7.8 degrees above normal. Winter 2011-12

came in ninth place with temperatures that

The biggest anomaly on record is the

passing the average temperature set in

for South Dakota, the NOAA reported.

1931, according to the HPRCC

were 7.4 degrees above normal.

She recommends that anyone who has not gotten a flu shot get one immediately. It contains two strains of influenza A and one of influenza B.

in the season. Plus, we don't know how long this particular outbreak will go on." Johnson said. Influenza is a respiratory infection caused by the influenza virus. Although

some symptoms can be similar to a cold, influenza is more likely to cause fever, headache, extreme fatigue and muscle aches. The virus may cause nausea and vomiting in young children, but this is normally not the case in adults.

"Usually, people will start out with bad chills, fever and aching," Johnson said. "The aching can be really severe. That can go on for several days. Sometimes it is followed by coughing. Some people will get bronchitis and pneumonia. You see pneumonia more in people who are elderly or have underlying lung disease. She said that once an individual has not

experienced a fever in 24 hours without

You can follow Nathan Johnson on Twitter at twit-

the use of a fever-reducing drug, he or she

should no longer be contagious. However,

children can be contagious for a longer pe-

She stressed that people should stay

ally uncomfortable to have influenza, and

it can be really serious to those who are at

risk for complications. Sometimes it's hard

to stay home, but it's the best thing to do.

Johnson recommends the following

methods to reduce the risk of catching or

Clean your hands after coughing or

sneezing into your hand and before eating;

• Use a tissue to cough into and dis-

pose of the tissue in the trash, then wash

Keep your hands away from you face,

• Eat healthy foods (try to avoid high

• Find ways to manage stress (exercise,

• Do not share food items or utensils:

• Do not visit people in long-term care

centers or hospitals if you have respira-

tory symptoms. Hospitalized patients and

your hands or use alcohol hand gels:

especially your nose and mouth;

think positive thoughts);

Get plenty of rest;

tions from influenza.

sugar and highly processed foods);

• Drink plenty of fluids; and

spreading colds and influenza to others:

"Don't spread it," Johnson said. "It is re-

riod, Johnson added.

home if they are sick.

whether we're at the peak," Johnson said.

"Sometimes people think it's too late. but we can see other strains of the flu later

ter.com/AnInlandVoyage