

2010 Legal and Public Notices

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LEGAL NOTICE OF SALE OF YANKTON COUNTY PERSONAL PROPERTY

Notice is hereby given that on the 19th day of July, 2011, at the hour of 10:00 AM, at the Yankton County Administration Building, 321 W 3rd Street, Yankton, SD, that sealed bids will be received and opened on the following described personal property:

- (Emergency Management)**
- 1969 Chevy Model PS310 (Vin P329F868427); 1984 Chevy Step Van (Vin GCFP22J1E3338116); Kenwood TS-4405/AT complete (SN 9120420); Color Printer, PAR 24 Pin IBM Selectric Typewriter (SN 6772082); CB Radios (2) (E76252 & E76253); Regency 60 Watt 40 Channel Radio (SN B04122)
- (Ambulance)**
- 1989 Ford Ambulance Chassis (Vin 1FDKE30M8K-HA05462); 1990 Chevy K3500 Crew Cab Pickup (Vin 1GCHV33K6LF303157); RCA Camcorder #300 w/accessories (SN645330954); Life Monitors (2) (SN11867043 & 12327784); 2002 Notebook, Dell Latitude C840 (2) (SN CN03J010129612BL5644 & CNO3J010129612BL56655); Clear Dome Red/Blue, MX 7000 (Highway Shop)
- 1980 Chevy single Axle Dump Truck (Vin C17DDBAV103078); 1971 Dodge Panel Van (Vin F21BY1S373559); 1982 Ford LT8000 Oil Distributor (Vin 1FDYU80USCVA37556); 1990 Chevy 1/2 ton pickup (Vin 1GCDK14ZXL1E70240); 1977 613 CAT Scraper (SN 38W4765); 4 inch water pump (2); Pull type rubber rollers (2); 12 foot one-way plows for trucks (3); V plows for trucks (4); 250-gallon propane tank; 6-yard truck box w/hoist, Anthony Model 1084 (SN 600430); 72 used bridge planks - various lengths; Leeds 2-pile driving hammers for a crane
- (Sheriff)**
- 2005 Ford Crown Victoria (Vin 2FAFP71W15X152854)
- (Government Center)**
- HP Computers w/keyboards-NO Monitors:
- HP DC5100 (2005); MXL52801XJ, MXL52801QR, MXL52801W6, MXL52801XO, MXL52801RC, MXL52801R9, MXL52801XL, MXL52801VD,
- HP DC5750 (2007); 2UA7370R19, 2UA7370R1F, 2UA7370R22, 2UA7370R1P, 2UA7370R14, 2UA7370R1W, 2UA7370R1J, 2UA7370R1Z, 2UA7370R1H, 2UA7370R1K, 2UA7370R1Y, 2UA7370R1C, 2UA02804V8
- IBM Corporation IBM 2381 Printer, Hp Laserjet 1150 Print, Okidata Microline 491 Printer and Okidata Microline 395/GE8286 Printer

Bids will be awarded at the County Commission meeting on July 19th, 2011. All items are sold as is.

The Board of County Commissioners reserves the right to reject any and all bids.

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Dated this 21st day of June, 2011.

Paula Jones
Yankton County Auditor
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Travel Limited In Pierre Area

PIERRE — The South Dakota Department of Transportation is advising motorists traveling east and west through Pierre and Fort Pierre on Highways 14 and 34 that a detour is in place to take through traffic around the cities via S.D. Highway 1804 and S.D. Highway 1806 over the Oahe Dam due to flooding within those two communities.

Within the cities of Pierre and Fort Pierre, water is slowly rising and crews are actively working to keep water pumped off the highway as much as possible.

Nebraska Storms Cause Extensive Damage To Transmission Lines

COLUMBUS, Neb. — A strong storm front, containing several reported tornadoes, caused extensive damage to Nebraska Public Power District's transmission system and several outages to customers in its retail communities.

Shortly after 4 p.m. Monday and into the evening hours, NPPD reported several segments of transmission lines, primarily northwest of Kearney, had been damaged. A fourth segment between York and Aurora was out of service, and a fifth between Neligh and O'Neill was reported out of service but has been restored. Preliminary information indicates 21 transmission line structures, including several steel, lattice towers are on the ground in an area between Lexington, Sweetwater, and Axtell. Four structures are also down between York and Aurora.

NPPD officials are urging the public to remain away from any power line that is on the ground. "Any power line on the ground could possibly still be energized. It is best to allow NPPD line technicians to respond and remove any power lines," said John Humphrey, transmission and distribution manager for the District. Where transmission lines have fallen across county roads, local law enforcement has blocked them off from traffic. Crews are currently assessing damage and developing a plan for restoration of the lines.

The District also saw distribution outages in four retail communities that NPPD serves. More than 3,400 customers were without power at various times Monday in Elm Creek (522 customers), Aurora (1,100), McCook (742), and Norfolk (715). All customers in Aurora and McCook have had their power restored and a majority of Elm Creek

customers have been returned to service, with the remainder expected later Monday night. Damage and outages were also reported in Hampton where NPPD operates the community's electric distribution system.

Crews are currently assessing damage and developing a plan for restoration of the lines.

NPPD saw 20 transmission line structures damaged early Monday morning during a separate storm that moved between McCook, Holdrege and Axtell.

NPPD also recommends additional safety tips for customers who are without power:

- Turn off or disconnect any appliances, equipment (like air conditioners) or electronics that were being used when the power went out. When power comes back on, it may come back with momentary "surges" or "spikes" that can dam-

age equipment such as computers and motors in appliances like the air conditioner, refrigerator, washer, or furnace.

- Leave one light turned on so you will know when your power returns.
- Leave the doors of your refrigerator and freezer closed to keep your food as fresh as possible. If you must eat food that was refrigerated or frozen, check it carefully for signs of spoilage.
- Use the phone for emergencies only. Listening to a portable radio can provide the latest information. Do not call 9-1-1 for information - only call to report a life-threatening emergency.
- Remember that equipment such as automated teller machines (ATMs) and elevators may not work during a power outage.

Judge Approves Settlement Over Indian Royalties

BY MATTHEW DALY
Associated Press

WASHINGTON — A federal judge on Monday approved a \$3.4 billion settlement over mismanaged Indian royalties in a case that represents the largest settlement ever approved against the U.S. government.

Elouise Cobell of Browning, Mont., claimed in the 15-year-old suit that for more than a century, U.S. officials systematically stole or squandered billions in royalties intended for American Indians in exchange for oil, gas, grazing and other leases.

U.S. District Judge Thomas Hogan, in approving the settlement after a daylong hearing, said the legitimacy of Cobell's claims could not be questioned.

"The government mismanaged these resources on a staggering scale," Hogan said.

The settlement does not make up for the losses Indian tribes suffered for more than a century, Hogan added, but "at least it provides some certainty" to hundreds of thousands of individual Indians who will now receive payments of at least \$1,000 each from the government. Many will receive substantially more money.

Cobell, a member of the Black-foot Tribe, will receive \$2 million, and three other named plaintiffs will receive payments ranging from \$150,000 to \$200,000 each.

"The process has gone on long enough," Hogan said, noting that hundreds of potential beneficiaries have died in the 15 years the case has wound through the courts and Congress.

The government and lawyers representing Cobell settled the

lawsuit in December 2009 after years of court battles and appeals. Congress approved the settlement at the end of last year, and President Barack Obama signed it into law. But the case still needed Hogan's approval, which he provided late Monday after a daylong hearing on the merits of the case and legal fees to be assessed.

In a statement, Obama said the decision "marks another important step forward in the relationship between the federal government and Indian Country."

Resolving the dispute was a priority for his administration, Obama said. He promised to engage in "government-to-government consultations with tribal nations" regarding the land consolidation aspect of the settlement to ensure that it moves quickly and fairly.

Interior Secretary Ken Salazar said the settlement not only resolves the contentious 15-year Cobell litigation, "but also honorably and responsibly turns the page on an unfortunate chapter in the department's history, demonstrating President Obama's commitment to reconciliation and empowerment for American Indian nations."

Under the settlement approved Monday, \$1.5 billion will go to at least 300,000 Indian account holders. Another \$1.9 billion will be used to buy back and consolidate tribal land that has become subdivided and difficult to manage over the years. An additional \$60 million will go to a scholarship fund for Indian students.

In a controversial decision, Hogan awarded Cobell's lawyers a total of \$99 million — less than

half the \$223 million they were seeking but nearly double the \$50 million government lawyers had recommended.

Hogan denied a request by Cobell's legal team for \$10.5 million in legal expenses incurred since the case was filed in 1996.

Cobell, 65, is recuperating after cancer surgery in April and did not appear at Monday's hearing. But she read a lengthy statement over speaker phone in which she called the settlement historic and unprecedented.

"The settlement isn't perfect. I do not think it compensates all for all the losses sustained, but I do think it is fair and it is reasonable," Cobell said. "That is what matters: a fair resolution has been achieved."

If the settlement was rejected, "there would be many more years of litigation with little possibility of a more favorable resolution," she added.

Hogan, in remarks from the bench, echoed that sentiment and called Cobell a hero.

"She's accomplished more for individual Native Americans that any other individual I can think of in recent history," Hogan said, noting that Cobell put her reputation and her health at risk in "an

unprecedented effort I've not seen before in a class-action case."

Dennis Gingold, a Washington lawyer who took the case 15 years ago after Cobell begged him, said the victory belonged to her.

"If it wasn't for Elouise Cobell, we would not have done this," he told Hogan.

Not all Indian groups were happy. More than a dozen people testified Monday against the settlement, with most of the opposition centered on legal fees that several speakers called outrageous.

Margie Eder of Cheney, Kan., a member of the Fort Peck Assini-

boine & Sioux Tribes, accused Gingold and other Cobell lawyers of stealing from the people they were claiming to represent. After wishing Cobell good health, Eder turned to the lawyers and shouted, "Lord God rebukes you, because you want to line your pockets by robbing people of that which is not yours to take."

Gingold said he took the case when no one else would and has not been paid in more than a decade.

Associated Press writer Mary Clare Jalonic contributed to this report.

Thursday - Dollar Doubles

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