

2010 Legal and Public Notices

1123 Glenwood Ave., Minneapolis, MN
Sioux Falls Builders Exchange, 1418 “C” Avenue, Sioux Falls, SD
Master Builders of Siouxland, 903 6th Street, Sioux City, IA
Lincoln Builders Bureau, 5910 S. 58th Street, Suite C, Lincoln, NE
Construction Industry Center, 2771 Plant Street, Rapid City, SD

Copies of the Bidding Documents, including Drawings and Specifications, may be obtained from the office of Johnson Engineering Co., 1800 Broadway Avenue, Suite 3, P.O. Box 672, Yankton, SD 57078 (telephone (605) 665-5571) upon payment of \$60.00 for the set. In accordance with SDCL 5-18B-1, these documents, upon request therefore, will be furnished without charge to each contractor resident in South Dakota who intends, in good faith, to submit a Bid.

Each Bid must be accompanied by Bid security which may consist of either a certified check, a cashier's check or draft, for five percent (5%) of the amount Bid, such check or draft to be certified or issued by either a South Dakota bank or a national bank and payable to B-Y Water District or in lieu thereof, a Bid Bond for ten percent (10%) of the amount Bid, such bond to be issued by a surety authorized to do business in the State of South Dakota and payable to B-Y Water District.

The Successful Bidder will be required to furnish a Performance Bond and a Payment Bond as security for the faithful performance and the payment of all bills and obligations arising from the performance of the Contract. Required Contract Bonds are explained in the Bidding Documents.

Owner reserves the right to reject any and all Bids, including without limitation the right to reject any or all nonconforming, nonresponsive, unbalanced, or conditional Bids, and to reject the Bid of any Bidder if Owner believes that it would not be in the best interest of Owner to make an award to that Bidder. Owner also reserves the right to waive informalities.

If the Contract is to be awarded, Owner will give the Successful Bidder a Notice of Award within the number of days set forth in the Bid Form for acceptance of the Bid. The Owner reserves the right to retain the Bid Security for thirty (30) days after the Bid Opening. Bids shall hold firm during this period.

Signature: Allen Namminga_

3+12+19+26

Advertisement for Bids

The B-Y Water District, Tabor, South Dakota, will open bids for their Contract 2009-04, Lake Area and Yankton Area Transmission Improvements, Phase 4 on April 3, 2012, at 1:30 p.m. (Local Time) at the B-Y Water District Office Building, 31039 428th Avenue, Tabor, South Dakota. Received bids will be opened publicly and read aloud at that time and place.

Bids are invited on the following major items of work all as more fully described in the Bidding Documents:

Contract 2009-04

3.2 miles of 24" ductile iron pipe water main, 1.1 miles of 20" ductile iron pipe water main, 3.5 miles of 16" ductile iron pipe water main, 344 feet of 16" ductile iron pipe water main installed by horizontal directional drilling, ductile iron fittings, gate valves, air release valves, cased road crossings, cased railroad crossing, tie-ins, seeding and mulching, traffic control and other appurtenant work as more fully enumerated in the Bidding Documents.

The complete set of Bidding Documents, including Drawings and Specifications, may be examined at the following locations:

Johnson Engineering Co., 1800 Broadway Avenue, Suite 3, Yankton, SD
B-Y Water District, 31039 428th Avenue, Tabor, SD
Plains Builders Exchange, 220 N. Kiwanis Ave., Sioux Falls, SD
Sioux City Construction League, 3900 Stadium Drive, Sioux City, IA
Omaha Builders Exchange, 4255 S. 94th St., Omaha, NE
Minneapolis Builders Exchange, 1123 Glenwood Ave., Minneapolis, MN
Sioux Falls Builders Exchange, 1418 “C” Avenue, Sioux Falls, SD
Master Builders of Siouxland, 903 6th Street, Sioux City, IA
Lincoln Builders Bureau, 5910 S. 58th Street, Suite C, Lincoln, NE
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Signature: Allen Namminga

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STATE OF SOUTH DAKOTA IN CIRCUIT COURT
COUNTY OF YANKTON FIRST JUDICIAL CIRCUIT

Wells Fargo Bank, NA, Plaintiff,

vs,

Paul Smalley; and any person in possession, Defendants.

Civil No. 11-524

NOTICE OF REAL ESTATE SALE

Judgment in the amount of \$250,728.74 having been entered in favor of plaintiff and against defendants, which Judgment was filed with the Clerk of Courts of Yankton County, South Dakota, on January 24, 2012, for the foreclosure of a real estate mortgage,

Notice is hereby given pursuant to said Judgment that the real property described in the Mortgage dated September 23, 2009, which Paul Smalley, Mortgagor, executed and delivered to Mortgage Electronic Registration Systems, Inc., Mortgagee:

NORTH TWENTY FEET (N20') OF LOT SEVENTEEN (17) AND ALL OF LOT EIGHTEEN (18), BLOCK TWENTY-NINE (29), LOWER YANKTON, CITY AND COUNTY OF YANKTON, SOUTH DAKOTA AS PER PLAT AS RECORDED IN BOOK G, PAGE 6.

and recorded in the office of the Register of Deeds of Yankton County, South Dakota, on the 28th of September, 2009, in Book 488, Page 348. Said Mortgage was assigned to Wells Fargo Bank, NA, by an assignment of Mortgage, recorded June 23, 2011, in Book 499, Page 344, in order to realize the amount of \$240,562.00, as of September 23, 2009, plus interest accruing thereafter on said amount at the rate of 5.000% per year together with the costs and expenses of sale, will be sold subject to redemption as provided by law as one parcel of land at public auction, subject to the lien for unpaid real estate taxes and assessments of Yankton County, South Dakota, and easements and restrictions of record, to the highest bidder for cash under the direction of the Sheriff of Yankton County, South Dakota, at the front door of the Yankton County Courts and Safety Center, in Yankton, South Dakota, on March 20, 2012, at 10:00 A.M. (CT).

Dated January 27, 2012.

Sheriff of Yankton County, South Dakota

MACKOFF KELLOGG LAW FIRM

By:

David C. Piper, Attorney #4128
38 Second Avenue East
Dickinson, ND 58601
(701) 227-1841
Attorneys for Plaintiff

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Estimated publishing cost per published copy: \$0.0114

3+12+19

STATE OF SOUTH DAKOTA IN CIRCUIT COURT
COUNTY OF YANKTON FIRST JUDICIAL CIRCUIT

U.S. Bank National Association,

Plaintiff,

vs,

Jay D. Deitloff, individually, and dba Waterfront Grille, Waterfront/Aqua Club, and Deitloff Enterprises; Deborah J. Deitloff, individually, and dba Waterfront Gourmet Grill, and Deitloff Enterprises; First Dakota National Bank; Kristina Summers; Credit Collection Service Inc.; L&S Electric Inc.; State of South Dakota, Department of Revenue; and any person in possession,

Defendants.

Civil No. 11-549

NOTICE OF REAL ESTATE SALE

Judgment in the amount of \$287,591.77 having been entered in favor of plaintiff and against defendants, which Judgment was filed with the Clerk of Courts of Yankton County, South Dakota, on February 7, 2012, for the foreclosure of a real estate mortgage,

Notice is hereby given pursuant to said Judgment that the real property described in the Mortgage dated July 24, 2009, which Jay D. Deitloff and Deborah J. Deitloff, Mortgagors, executed and delivered to Mortgage Electronic Registration Systems, Inc., Mortgagee:

EAST THREE FEET (E3') OF LOT THREE (3), ALL OF LOT FOUR (4), AND THE WEST TWO FEET (W2') OF LOT FIVE (5), BLOCK SEVEN (7), HILLCREST EAST ADDITION, CITY AND COUNTY OF YANKTON, SOUTH DAKOTA AS PER PLAT AS RECORDED IN BOOK S19, PAGE 56.

and recorded in the office of the Register of Deeds of Yankton County, South Dakota, on the 24th day of July, 2009, in Book 487, Page 101; which mortgage was assigned to U.S. Bank National Association, by an Assignment of Mortgage recorded the 18th day of August, 2011, in Book 500, Page 287, in order to realize the amount of \$268,938.00, as of July 24, 2009, plus interest accruing thereafter on said amount at the rate of 5.7500% per year, together with the costs and expenses of sale, will be sold subject to redemption as provided by law as one parcel of land at public auction, subject to the lien for unpaid real estate taxes and assessments of Yankton County, South Dakota, and easements and restrictions of record, to the highest bidder for cash under the direction of the Sheriff of Yankton County, South Dakota, at the front door of the Yankton County Courts and Safety Center, in Yankton, South Dakota, on March 27, 2012, at 10:00 A.M. (CT).

Dated February 13, 2012.

Sheriff of Yankton County, South Dakota

MACKOFF KELLOGG LAW FIRM

By:

David C. Piper, Attorney #4128
38 Second Avenue East
Dickinson, ND 58601
(701) 227-1841
Attorneys for Plaintiff

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Jacks

From Page 1

Fans have to adjust as well, according to Jerry Oster, the news director at WNAX and former SDSU football analyst.
“People got spoiled where a 20-win season was just a given, but then to drop down to 20 losses, that was hard to take,” Oster said. “Coaches have to be tough, but fans have to be tough, too. Sometimes you get the attitude that we’re from South Dakota, we can’t do this. ... But now look, we’re doing it.”
It wasn’t so long ago that some fans and supporters were calling for Nagy to be fired, Oster said. Instead, SDSU stuck with him and now the program is headed to the NCAA Tournament for the first time.

The weight of what his team has accomplished seemed to suddenly sink in with Nagy, who choked back tears at last Tuesday’s championship post-game press conference. He talked at length about the support he received from friends, colleagues and yes, even fans, during those down years.
One such fan is Gary Stenstrom, a 1976 SDSU graduate, now an insurance adjuster for Dakota Claims in Yankton.
“Living down here, you got the negative from the USD fans that State will never get there,” Stenstrom said. “My heart went out to Nagy those first years. He ran into some issues building a consistent team.
“I can’t feel good enough for Scott,” he added. “He’s been through as rough as it gets.”

There was plenty of early criticism of SDSU’s announcement that it would be pursuing a move from Division II to D-I. Some questioned whether the Jackrabbits could successfully transition from the North Central Conference (NCC) to the next level, Andrews said.

“When I was in high school, we’d go watch Jackrabbit games when they were in the midst of the NCC glory years, with all South Dakota kids,” said Andrews, a Hamlin High School graduate. “When the announcement came, I think a lot of people thought the success would suddenly end.
“Now, this year, we’ve proven that a South Dakota team with local kids can do it.”

Every one of the 13 players on the SDSU women’s roster hails from South Dakota or Minnesota, while 11 of the 15 on the men’s roster are from S.D., Iowa or Minnesota.
Those local players on the women’s side have catapulted the Jacks into one of the nation’s premier mid-major programs, Stenstrom said.
“It’s not that you expect them to win it, you just assume they will,” he said.
Now that both programs are headed to their respective tournament, the national exposure for SDSU is expected to reach unprecedented levels. To Stenstrom and local fans, that’s perfectly fine.
“ESPN has been really good to SDSU throughout the years, with all those analysts talking up the women,” Stenstrom said. “They still screw up and call us San Diego State all the time, but you have to earn your recognition.”
Wherever the women’s and men’s programs are headed for their tournament openings later this week, Oster said he believes fans will follow.
“It’s kind of ironic. The men and women have great fan bases, but could be on opposite ends of the country,” Oster said. “But that’s the fan part, seeing where they end up. When I would travel for football games, we’d have local people showing up in Georgia or California, it didn’t matter.”
Not simply ready for the Jacks to be a “one-and-done” tournament entrant, Andrews said recent history shows that mid-major teams can indeed compete for a title.
“Last year, YCU made it to the Final Four, so you never know,” he said. “If you’ve got a good team and get on a roll, anything can happen.”
Whatever does happen, it’s at least a significant step for both programs that were once criticized for dreaming of such Division I success.
Prior to moving to Yankton, Andrews worked on the police beat at the Brookings Register. Every morning he walked to the nearby police station, and it was on these walks that he saw something that, to this day, stands out.
“Every morning I would pass this suburban that had a bumper sticker, ‘If SDSU chooses to leave D2, I should have no other choice to cheer for the U.’
“I wonder how that’s working out now,” Andrews said, joking.

Our Future, a super PAC run by former Romney advisers, was spending \$1.42 million on ads in Alabama and \$973,000 in Mississippi.

Romney planned to campaign in Alabama Monday.
The Gingrich campaign was running about \$125,000 in ads in Alabama and \$83,000 in Mississippi, while the pro-Gingrich super PAC Winning Our Future was spending \$413,000 on ads in Alabama and \$250,000 in Mississippi.
Santorum had only a nominal presence on the air in both states. But the Red White and Blue fund, his allied super PAC, was

CROSSWORD

By THOMAS JOSEPH

- ACROSS**
- 1 Invites
- 5 Slow tempo
- 10 Boutique
- 11 Large lizard
- 13 Scarlett’s home
- 14 Wobble
- 15 Continually
- 17 Night before
- 18 Sounded
- 19 Work wk. start
- 20 Rent out
- 21 Fancy party
- 22 Fills completely
- 25 Crazy talks
- 26 Commotions
- 27 Signer’s need
- 28 Bar bill
- 29 Ends a call
- 33 “— little teapot ...”
- 34 Writer’s starting point
- 35 Track athletes
- 37 Poker payment
- 38 Put in a box
- 39** Finger feature
- 40** Carries
- 41** Conks out
- DOWN**
- 1 Silents
- 2 Onetime “60 Minutes” co-star
- 3 Islamic text
- 4 Fabric add-ons
- 5 Left in a hurry
- 6 Deal maker
- 7 Regret
- 8 Sentry
- 9 Small battery output
- 12 Sports settings
- 16 Performs
- 21 The world of organized crime
- 22 Mocking writing
- 23 Inflexible out
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Saturday’s answer

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| 9 Small battery | 24 Pipe fill |
| 12 Sports output | 25 Budget amount |
| 16 Performs settings | 27 Respite |
| 21 The world of organized crime | 29 Neigh |
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| 23 Inflexible out | 31 Loosen, as laces |
| | 32 Disrobes |
| | 36 Pig out |

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3-12

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.

3-12 CRYPTOQUOTE

B Q V C B T I C B T I S C B P ,

X B H T L X Q K T H I X S K ; X Z X L O

V C B T I C M T X N X Q K H E X

N Q B H T B X B H . — A Q E B P Q B B X
Saturday’s Cryptquote: GETTING OUT OF BED IN THE MORNING IS AN ACT OF FALSE CONFIDENCE. — JULES FEIFFER