

**2010 Legal and Public Notices**

**In Washington Township:** All of Sections 1 through 18; Sections 21 through 28; Sections 33 through 36; the E1/2, Section 19; the SE1/4, Section 20; the E1/2, Section 29; the E1/2 NW1/4 and the NE1/2 NE1/4, Section 32, all in Township 96N, Range 59W of the 5th P.M., Bon Homme County, South Dakota.

**In Emanuel Township:** All of Sections 1 through 3; Sections 10 through 12; Sections 13 and 14; the S1/2 NE1/4 and the S1/2 N1/2 NE1/4, Section 4; the NE1/4 and the SW1/4 SE1/4, Section 9; Section 15, except the SW1/4 SW1/4 thereof; the E1/2 and the E1/2 SW1/4, Section 22; the NW1/4 and the E1/2, Section 24; all in Township 96N, Range 60W of the 5th P.M., Bon Homme County, South Dakota.

**HUTCHINSON COUNTY:**

**In Capital Township:** All of Sections 6 through 8; Sections 17 through 21; Sections 26 through 35; all of Section 5, except the NE1/4 NE1/4 thereof; the SW1/4 and the W1/2 NW1/4, Section 9; the SW1/4, Section 15; the W1/2 and the SE1/4, Section 16; the W1/2, Section 22; the SE1/4 SE1/4, Section 23; All property lying South and West of the James River, in Section 24; All property lying South, West, and/or North of the James River, in Section 25; the NW1/4 NE1/4; the N1/2 NW1/4; the SW1/4 NW1/4; and the NW1/4 SW1/4, Section 36, all in Township 97N, Range 58W of the 5th P.M., Hutchinson County, South Dakota.

**In Kaylor Township:** All of Sections 1 through 3; Sections 10 through 15; Sections 22 through 28; Sections 31 through 36; all of Section 16, except the SE1/4 SW1/4 and except the SW1/4 SE1/4 thereof; the E1/2, Section 17; the NE1/4, Section 20; all of Section 21, except NW1/4 thereof; all of Section 29, except NE1/4 thereof; and the E1/2, Section 30, all in Township 97N, Range 59W of the 5th P.M., Hutchinson County, South Dakota.

**In Sharon Township:** All of Sections 13 and 14; Sections 22 through 25; Sections 35 and 36; the SE1/4, Section 11; the S1/2, Section 12; the E1/2 and the E1/2 SW1/4, Section 15; all of Section 26, except the S1/2 SW1/4 and except the S1/2 N1/2 SW1/4 thereof; the N1/2 and the N1/2 S1/2, Section 27; and the NE1/4, Section 28, all in Township 98N, Range 59W of the 5th P.M., Hutchinson County, South Dakota.

**In Wittenburg (South) Township:** All of Sections 7, 18, 30 and 31; the NW1/4, Section 4; all of Section 5, except the SE1/4 thereof; the W1/2, Section 8; the NW1/4, Section 17; the N1/2, Section 19; the NE1/4; the NE1/4 NW1/4; the SW1/4; and the W1/2 SE1/4, Section 32, all in Township 98N, Range 58W of the 5th P.M., Hutchinson County, South Dakota.

**In Wittenburg (North) Township:** All of Section 32; and the W1/2, Section 33, all in Township 99N, Range 58W of the 5th P.M., Hutchinson County, South Dakota.

**YANKTON COUNTY:**

**In Odessa Township:** All of Sections 7, 18 and 20; the SW1/4 and the S1/2 N1/2, Section 8; the W1/2 SW1/4 and the SW1/4 NW1/4, Section 9; the SE1/4 SW1/4; the SE1/4; and the NE1/4 NE1/4, Section 15; the W1/2; the NE1/4; and the W1/2 SE1/4, Section 19; the SW1/4, Section 21; the N1/2; and the S1/2 SW1/4, Section 22; the NW1/4, Section 28; the NE1/4, Section 29; the W1/2; the SE1/4; and the SE1/4 NE1/4, Section 30; and all of Section 31, except the SE1/4 thereof, all in Township 96N, Range 57W of the 5th P.M., Yankton County, South Dakota.

Dated at Tyndall, Bon Homme County, South Dakota, this 12th day of March, 2014.

Tamara Brunken  
Bon Homme County Auditor

Published twice at a cost of \$119.16.

3+26

**LESTERVILLE TOWN BOARD**  
\*\*\*MINUTES\*\*\*  
**Fire Hall Meeting Room**  
**3/10/2014 @ 7:00 PM**

The monthly meeting of the Lesterville Town Board was called to order by Mayor Paul Bloch at 7:00 pm on Monday, March 10, 2014 in the fire hall meeting room. Attendees included: Rebecca Frank and Muriel Pratt, Trustees; Janelle Munkvold, Finance Officer; Paul Scherschligt, Water Superintendent; Filmore Mutschelknaus, Darlene Mutschelknaus, Trevor Munkvold, Kevin Frangenberg, Mike Buck, Daryl Bierle, Gary Wood and Lance Corbit. Vern Arens entered at 7:30 p.m. Karen Frangenberg entered at 7:35 p.m. Laura Munkvold and Ruby Guthermiller entered at 7:45 p.m.

**2010 Legal and Public Notices**

Motion Pratt, second Frank to approve the meeting agenda as posted with the addition of Mowing Bids to New Business. Motion carried. Motion Frank, second Pratt to approve the February meeting minutes. Motion carried. Motion Pratt, second Frank to approve the following vouchers for payment. Motion carried.

Northwestern Energy \$776.53  
B-Y Water District \$918.00  
Press & Dakotan \$52.13  
Golden West Communications \$102.66  
Bartunek \$696.00  
Lesterville Rural Fire (1/2 January Phone Bill) \$39.03  
Post Office (Stamps) \$49.00  
South Dakota State Treasurer (Jan - Feb Garbage Sales Tax) \$83.52  
CNA Surety (Water Superintendent Bond) \$100.00  
Yankton County (2013 Snow Removal) \$770.00  
First Dakota National Bank (Loan Payment) \$2,839.79  
Paul Scherschligt (Salary, FICA / Postage) \$245.71  
Janelle Munkvold (Salary, FICA) \$470.98  
US Treasury (941/FICA) \$117.82  
Total \$7,261.17

**REPORTS:**

**February Water Report**  
One delinquent accounts from February readings. Turn off notice will be posted. Water service will be shut off if no payment is received by Friday, March 14. Seven delinquent accounts from March readings. Late notices will be sent.

**Water Superintendent Report**

Scherschligt reported Northwestern Energy had a planned power outage today. Everything is ok at tower and lift station. Received two locate notices from 811. When construction or improvements are being done to property, owners need to be aware of the water ways and county right of way.

**OLD BUSINESS:**

**Water Plan Study**  
Vern Arens with Arens Engineering presented the board one cost estimate for the water meter replacement project. Vern is waiting on cost for another option and will present this at the April Board Meeting. Vern is also working on the narrative to complete the Water Study Plan.

**Election**

Finance Officer Munkvold reported two petitions were turned in. Election will be held on April 8th. Absentee ballots will be available starting March 24th.

**NEW BUSINESS:**

**Yankton Wireless**  
Gary Wood and Lance Corbit provided an update on Yankton Wireless Project and showed equipment they use.

They are currently servicing the lake area by Yankton. Have plans to be in Lesterville area in the next 120 days.

**Local Review Meeting**

Deadline for filing written notice is March 13th. Meeting will be held on March 17th at 7 p.m.

**Annual Report**

Finance Officer provided the board with Schedule I and II. Waiting on final numbers from the bank for Schedule III. No questions from the board.

**B-Y Water Rate Increase**

Finance Officer Munkvold reported written notice was received from B-Y Water stating water rates will increase to \$3.10 per thousand gallons effective April 1st.

**Mowing Bids**

The Board instructed Finance Officer Munkvold to advertise for mowing bids for railroad and vacant property. Bids to be opened at April Meeting.

**OTHER:**

Trustee Frank reported the East Siren will be worked on in the next 14 days.

**Executive Session SDCL 1-25-2 (L)**

Board entered into Executive Session at 7:45 p.m. Board members came out of session at 7:55 p.m. Water/Sewer Superintendent Scherschligt will receive \$1.00 per hour raise with 20 hours minimum per month effective March 1st.

**ADJOURNMENT:**

Motion Frank, second Pratt to adjourn the town board meeting at 8:00 pm. Motion carried. Next monthly meeting of the Lesterville Town Board is scheduled for April 14, 2014 at 7 pm in the fire hall room.

Janelle Munkvold  
Finance Officer  
Published once at the approximate cost of \$56.76.

**2010 Legal and Public Notices**

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NOTICE OF APPLICATION  
NO. 7952-3 to Appropriate Water

Notice is given that Fischer Farms, Jeffrey & Seth Fischer, PO Box 787, Wagner SD 57380 have filed an application for a water permit to irrigate 135.12 new acres. Water Permit No. 7451-3 appropriates 1.89 cubic feet of water per second from one well completed into the Choteau:West Aquifer (265 feet deep) located in Lot 1431 Section 15 for irrigation of 105 acres located in Lots 1, 2, north portion of Lot 3 and Lots 1402, 1430 and 1431 of Section 15; all in T95N-R63W of Yankton Reservation Survey. Application No. 7952-3 is to irrigate 135.12 new acres located in Lots 1404, 1405, 1428 and 1429 Section 15-T95N-R63W of Yankton Reservation Survey from the well authorized by Water Permit No. 7451-3. This application, if approved, does not authorize any increase in the diversion rate.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 7952-3 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 April 7, 2014.

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 \$29.79.

**Virus**

From Page 1

other farms on trucks or unloading docks.

The Animal Industry Board already has policies in place to protect animal health at state and county fairs that encourage young exhibitors to clean and sanitize trailers and pens, monitor for signs of illness and separate animals if they return home, he said.

"They want to be sure that they're not infecting animals at home or spreading the virus," Oedekoven said.

Megan Nielson, the 4H youth livestock field specialist in South Dakota, said exhibiting a pig at a fair is like sending a kid to kindergarten because it can bring all kinds of infections back home.

"The more times you bring an animal (out), the more it increases the risk of the spread of a disease," she said.

Concern about the virus led to the cancellation of the South Dakota State Fair's 4H

**Releases**

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boating restriction below the spillways. Boats will not be allowed within 500 yards of the spillways due to the turbulence created by the releases. Signs will be posted on both the South Dakota and Nebraska sides of the Missouri river marking the beginning of the restricted zone.

Williamson said this method has been used in the past during other maintenance and emphasized impacts will be minimal.

"It's just one of those things, because of the visibil-

**Water**

From Page 1

"(That) is going to be the cheapest site. There is no way around that," said Kyle Goodman, the city's environmental services director. "It was designed in 1972 with the idea of adding on to the east side."

However, as the planning process for a new plant intensified last year, the City Commission opted to have a study done to evaluate other potential sites.

The results of that research, which was conducted by HDR, Inc., was presented to the commission this week.

Four sites were included in the study:

- Option one is adjacent to Water Treatment Plant No. 2 and is estimated to cost \$28.7 million. The water plant would be constructed partially into the side slope, and the height of the building is anticipated to be similar to the existing facility. Not only does this site allow the new plant to utilize existing infrastructure, but it would allow interconnection with Plant No. 2;
- Option two is just north of Water Treatment Plant No. 2 along Levee Street and east of the Meridian Bridge. It is estimated to cost just more than \$29 million. Goodman said that site would be a tight fit for the plant, and it would end up being so close to the Meridian Bridge that people could probably jump on to the roof. Additionally, an environmental investigation would have to be done. In the 1990s, the area was evaluated for potential waste products based on industry practices for coal gasification in the early 1900s. However, there is no evidence that a subsurface investigation was done at that time. HDR predicts that the environmental study could cost \$150,000 (which is included in the aforementioned estimate for building at the site) and delay water plant construction for a year or more. If the site is contaminated, clean-up could cost much more and delay construction longer;
- Option three is at Paddle Wheel Point in the vicinity of where the city plans to

construct a collector well. The estimated cost of building there is between \$37.1 million and \$43.2 million, depending if dedicated raw water transmission mains or a common raw water transmission main is built between the new plant and Plant No. 2. According to the study, the advantage to locating the water treatment plant at this site would be space, as there are approximately 57 acres of city-owned property. Additionally, other water department services could eventually be relocated there, including management offices, distribution system equipment storage and maintenance facilities. A concern is that other facilities in that area have experienced settlement during and after construction. Stabilizing the foundation of the plant with piling or some other technique would be recommended; and

• Option four is the industrial park near the intersection of Alumax Drive and Bill Baggs Road. It is estimated to cost \$45.7 million. The study states that construction of the water treatment plant in the industrial park could provide companies with easy access to high-quality water. The construction needs would be similar to that at the Paddle Wheel Point site, except it would need an additional 8,000 feet of raw water transmission main. Similarly, treated water will need to be transmitted another 8,000 feet or more back to the city to connect to the existing distribution system.

Commissioner David Knoff was the loudest advocate for discussing alternatives to option one.

"I have a real concern about putting a 50- to 70-year building in the middle of our best park," he said. "We'll be dead before this thing has used up its life. I think we should look further."

"I think the citizens would be happy to have that plant in a different location," Knoff added. "I think there is potential backlash if we put the plant right in the middle of the park."

Commissioners Charlie Gross, Jake Hoffner and Craig Sommer also expressed reservations about building adjacent to Plant No. 2.

However, Sommer

acknowledged the additional costs associated with other sites were a major hurdle.

Conceding that the plant would likely be built at Riverside Park, he said, "We rezoned a lot of that area down there to get new development. I think we need to be cognizant of the fact that the building has got to be as low profile as we can make it and as aesthetically appealing as we can make it if it's going to go there."

For Mayor Nancy Wenande, it came down to funding.

"Looking at the options as presented tonight, there were some pros and cons to each of them, but I think as commissioners we still need to be very cognizant of the dollars that are associated with all these other options," she said. "Knowing we probably aren't going to be able to go out and get a lot of additional grant money ... it's probably going to, for the most part, fall on the backs of our citizens who are water users. With that being said, I'm somewhat uncomfortable exploring a lot of other options that are going to put a lot of the cost on taxpayers and water users."

Commissioner Pauline Aklund expressed concern that if the project is delayed any longer, it could result in higher costs.

Mark Wenzlaff, who lives just north of Plant No. 2, told the commission he was concerned that a new industrial facility is being added to the park and next to areas that have been rezoned for residential uses in recent years.

Yankton resident Ed Gleich said he thought the Paddle Wheel Point location would offer the best long-term benefits.

Ultimately, the commission took no action on the presentation — essentially giving staff permission to continue with plans to build adjacent to Plant No. 2. According to the current timeline, the new plant would be finished in the spring of 2017 at the earliest.

You can follow Nathan Johnson on Twitter at [twitter.com/AnInlandVoyage](https://twitter.com/AnInlandVoyage). Discuss this story at [www.yankton.net/](http://www.yankton.net/).

**Daugaard**

From Page 1

low-paid health care workers. Lowe has said he wants more openness in South Dakota government and better pay for school teachers.

Daugaard said his administration has worked with the South Dakota legislature this year to freeze tuition at state universities, increase the money given to technical schools and boost funding to K-12 education and Medicaid providers.

"Many states wish they were in the position in which South Dakota finds itself," he said.

Lt. Gov. Matt Michels,

who will again be the running mate on the Republican ticket, said Daugaard has worked tirelessly for the people of South Dakota.

"I should know. He beats me to the Capitol every day," Michels said.

The governor said the state has also passed a comprehensive bipartisan criminal justice reform that improves safety, holds offenders accountable and saves money, and is embarking on a multiyear focus on workforce development. Daugaard also praised his

wife, Linda, for chairing a task force on infant mortality, traveling to more than 200 grade schools to encourage reading and inviting South Dakotans to become foster parents.

Daugaard joked that the job has him wearing suits a little more than he'd like.

"But underneath these suits I'm still just a farm kid from Dell Rapids," he said. "And every day I still think how amazing it is that I've been given this honor, and I thank you for this privilege."

*You Are Cordially Invited To A Reception Honoring  
The 2013 Citizens Of The Year*

**Don And Pam Kettering**



1:30 p.m. Sunday, March 30

**Yankton Elks Lodge**

A Special Program Begins At 2 p.m.

\* \* \*

*This Special Event Brought To You By A  
Coalition Of Civic Organizations And The*

**PRESS & DAKOTAN**

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