

S.D. Guard Soldiers Returning To S.D. On Sat.

PIERRE (AP) — A ceremony to honor returning South Dakota National Guard soldiers from Afghanistan has been scheduled for Saturday in Pierre.

KGFX radio reports that members of the 200th Engineering Company are scheduled to arrive by plane in Sioux Falls from Fort Dix, N.J. early Saturday morning.

They will then take a bus to the Pierre area to take part in a parade and deactivation ceremony.

KCCR radio reports Gov. Dennis Daugaard, Adjutant General Timothy Reisch, Pierre Mayor Laurie Gill and Fort Pierre Mayor Sam Tidball will speak at the ceremony.

The 200th is based in Pierre with detachments in Mobridge and Chamberlain. It has about 180 soldiers. They deployed last May for a yearlong mission of bridge work.

Hookah Lounge Won't Get Help From Judge

RAPID CITY (AP) — A judge has refused to block the enforcement of South Dakota's smoking ban at a hookah lounge in Rapid City.

Judge Jeff Davis informed the attorney for Ifrit's Hookah Lounge that he does not have the authority to issue a requested injunction that would allow the business to continue selling both alcohol and tobacco products.

Hookah lounges are for people who use water pipes with burning charcoal to ingest tobacco. The owners of Ifrit's do not believe that it constitutes smoking under the state statute. Rapid City Police Chief Steve Allender and Pennington County State's Attorney Glenn Brenner disagree.

Ifrit's attorney Stephen Wesolick tells the *Rapid City Journal* that he's prepared to keep pursuing the matter in court.

Janklow Family To Discuss Possible Portrait

PIERRE (AP) — Family members of late former Gov. Bill Janklow are meeting with officials Friday to discuss hanging a portrait of the four-term governor in the State Capitol.

Janklow, who resisted efforts for a Capitol portrait of himself, is the only former South Dakota governor without one.

But KCCR reports that Janklow's wife Mary Dean and son, Russ, will meet with representatives from the Capitol Complex Restoration and Beautification Commission about the idea.

The portraits are usually paid for by a former governor's cabinet and senior staff members.

Janklow died in January after battling cancer.

Neb. Man Gets Probation For Killing Geese

LINCOLN, Neb. (AP) — A southeast Nebraska man has been given probation and fined \$2,000 for killing dozens of snow geese after hours without a permit.

The *Lincoln Journal Star* says 19-year-old Nyle Bartling, of Syracuse, pleaded guilty to violating the Migratory Bird Treaty Act. He was sentenced on Wednesday in federal court in Lincoln.

Bartling won't be allowed to hunt for the next two years, while on probation.

The U.S. attorney's office says Bartling shot 86 snow geese after legal hunting hours in March 2011 at a private pond in Otoe County. Another man, Connor Marcoe, is also charged.

Bartling says they were trespassing and left the birds when the property owner heard the shots and authorities arrived.

Marcoe is to enter a plea in June.

Lincoln Woman Sent To Prison In Hit-And-Run

LINCOLN, Neb. (AP) — A Lincoln woman has been sentenced to one to three years in prison for a hit-and-run crash that trapped two people in a car.

The *Lincoln Journal Star* says 32-year-old Nicole Jones pleaded no contest to leaving the scene of an injury accident on April 16, 2011. She was sentenced on Wednesday in Lancaster County District Court.

Police say Jones ran a stop sign and collided with another car, pushing it into traffic. That car hit a tree, trapping two people inside and leaving one with injuries.

Jones didn't stop, but turned herself in a day later. Jones said she was arguing with a passenger and didn't see the car. She said she drove off because she had just gotten her license back from a drunken driving charge.

Wis. Man Guilty To Pot Distribution In S.D.

RAPID CITY (AP) — A Wisconsin man caught hauling 70 pounds of marijuana has been convicted of possession with intent to distribute.

The *Rapid City Journal* reports that 37-year-old Mario Ernesto Mendoza-Cuellar faces up to 15 years in prison and a \$30,000 fine for the felony when he is sentenced June 4.

He also was found guilty to obstructing law enforcement and faces up to a year in jail on that charge. He was found guilty of the charges last week.

Authorities arrested Mendoza-Cuellar in November after he was found with the marijuana during a traffic stop on Interstate 90 near Box Elder.

S.D. Winter Wheat Crop Expected To Be Smaller

SIOUX FALLS (AP) — South Dakota's winter wheat crop is expected to be 14 percent smaller than last year's.

The Agriculture Department pegs the South Dakota crop at 57.2 million bushels.

Yield is forecast to be up slightly but harvested acres are expected to be down by nearly one-fifth.

Winter wheat production nationwide is forecast at just under 1.7 billion bushels, up 13 percent from 2011.

Casino Robbery Suspect Pleads Guilty

SIOUX FALLS (AP) — A man accused in two casino robberies in Sioux Falls last fall has pleaded guilty to one of them in a plea deal with prosecutors that caps his prison sentence at 20 years.

The *Argus Leader* reports that 33-year-old Richard Madetzke admitted robbing the Paradise Casino on Sept. 24.

He pleaded guilty to second-degree robbery and to being a habitual criminal.

Madetzke has a plea hearing scheduled next week for the Oct. 13 robbery of a casino in the Liebrary Bar.

Wal-Mart Seeks New Site For Sioux Falls Store

SIOUX FALLS (AP) — Wal-Mart Stores Inc. is abandoning plans to build a third store in South Dakota's largest city at a site that sparked widespread opposition from neighbors.

Company officials say they will continue to look for another site in Sioux Falls.

Wal-Mart had wanted to build a 150,000-square-foot store on 18 acres in the southeast part of the city, but neighbors of the proposed site raised concerns ranging from increased traffic to possible water drainage problems. The City Council earlier this month rejected a zoning change that would have paved the way for Wal-Mart to build on the site.

South Dakota

Court Rules For Kevin Costner In Sculpture Appeal

BY CHET BROKAW

Associated Press

PIERRE (AP) — The South Dakota Supreme Court ruled Thursday that actor Kevin Costner did not breach a contract with an artist when he placed commissioned sculptures of bison and American Indians at a different site than was originally planned.

The Hollywood superstar, who filmed much of his Academy Award-winning movie "Dances with Wolves" in South Dakota, paid Peggy Detmers \$300,000 to make 17 bronze sculptures for a resort called The Dunbar he planned to build on the edge of the Black Hills gambling town of Deadwood. The resort never was built and the sculptures instead are at his Tatanka attraction near the proposed resort site.

A later contract said if the resort was not built within 10 years or the sculptures were not "agreeably displayed elsewhere," the

sculptures would be sold with Costner and Detmers sharing the proceeds.

Detmers said she spent more than six years creating the sculptures and gave Costner a price break because she anticipated selling smaller reproductions of the sculptures at the resort.

The artist contended in a lawsuit filed in 2008 that because The Dunbar was not built and the sculptures were not "agreeably displayed elsewhere," the artwork should be sold and she should get 50 percent of the sale proceeds.

But a circuit judge ruled in July that Detmers indicated her approval of the Tatanka location by participating in the site's development and several events related to its opening in 2003. The Tatanka site, located next to the land where Costner had planned to build The Dunbar, houses the sculptures, a museum and a visitor center.

Detmers argued that she agreed to the

placement of the sculptures at the Tantanka site because she was under the impression The Dunbar would still be built.

The Supreme Court unanimously agreed with Circuit Judge Randall L. Macy's finding that Detmers never received any promise or guarantee that the resort would be built. Detmers knew the resort's future was questionable, the high court said.

The justices also upheld the trial judge's ruling that the sculptures have been "agreeably displayed elsewhere," and that the Tatanka site was separate from the Dunbar site.

Detmer's lawyer, Andy Damgaard of Sioux Falls, said he is disappointed but accepts the Supreme Court's ruling.

"At this point, we know we did everything we could do," Damgaard said.

Kyle Wiese of Rapid City, one of Costner's lawyers, said he had no immediate comment on the ruling.

Officials: Neb. Mom Pimped Out Daughters, 7 And 14

LINCOLN, Neb. (AP) — A Nebraska mother accused of pimping out her 14-year-old daughter also charged men to have sex with her 7-year-old daughter, according to the Nebraska State Patrol.

The 35-year-old mother allowed at least seven men to have sex with her 14-year-old at least 20 times, the patrol said. Investigators also said at least three men had sex with the 7-year-old.

The *Lincoln Journal Star* reported Thursday that three men have been arrested and charged with sexual assault of a child. The felony carries a prison sentence of 20 years to life.

"This is a very disturbing case," said patrol Superintendent David Sankey. "Our investigators working this case have nearly 30 years of experience and cannot recall a time where children so young were being sold into prostitution."

The woman was arrested April 26 at a Kearney motel after offering her daughter for \$200 to an undercover officer, the patrol said.

The mother was charged with child pornography and with conspiracy to commit sexual assault of a child. She remained in Buffalo County jail on Thursday, pending \$250,000 bond. The Associated Press is not using her name, to protect the identity of the girls.

The mother's attorney did not immediately respond to a message left by The Associated Press.

Court records indicate the woman has three daughters, but the Nebraska State Patrol has mentioned only two of them in the allegations. All three have been placed in the state's care.

"We've seen people make horrible decisions and commit horrible crimes for a variety of reasons," said Buffalo County's chief prosecutor, County Attorney Shawn Eatherton. "Trying to figure out why people do the things they do is a tough task."

OBITUARIES

Lavonne (Sykora)

Gorsett

Lavonne (Sykora) Gorsett, age 75 of Yankton passed away Tuesday, May 8, 2012 at the Mayo Clinic, St. Mary's Campus in Rochester, MN.

Mass of Christian Burial will be at 10:30 a.m. Saturday, May 12, 2012 at Sacred Heart Catholic Church, Yankton with Rev. Mark Lichter officiating. Burial will be in St. Wenceslaus Cemetery, Tabor at approximately 1:00 p.m.

Visitations will begin at 5 p.m. Friday, May 11, 2012 at the Opsahl-Kostel Funeral Home and Crematory, Yankton with a 7 p.m. rosary followed by a 7:30 p.m. Scripture service. Visitations will resume one hour prior to the service at the church.

Pallbearers are Willard Eggerling, Arthur Indra, Dale Friedenbach, Ronald Vavak, Marlin Kratochvil and Robert Eggerling.

Lavonne was born October 1, 1936 in Creighton, NE, to Joseph and Edna (Beltz) Eggerling. Growing up on a farm near Creighton, she attended St. Ludger's School and later earned her degree in Nursing from Mount Marty School of Nursing. She was an RN at Sacred Heart Hospital and the Human Services Center. Married Ralph Sykora 1961 and farmed near Springfield, SD until the early 1990's when they retired in Yankton. Ralph passed away on April 12, 2000.



Gorsett

She married Russell Gorsett on July 5, 2007. She was a member of the Oblates and a member/volunteer of the American Legion Auxiliary (Tabor) and throughout her life enjoyed membership in several different card clubs, volunteering through the Auxiliary, St. Wenceslaus Catholic Church, Sacred Heart Hospital, Senior Center, Catholic Daughters, and Sacred Heart Church. She enjoyed travel and time with family and friends.

She is survived by her husband Russ of Yankton, SD; son Michael Sykora, Omaha, NE; daughter Kathryn (Todd) Walters, Lincoln, NE and three grandchildren — Andrew, Brianna & Caitlin Walters all of Lincoln; her siblings Evelyn (Art) Indra, JoAnn (Ron) Vavak, Loretta (Marlin) Kratochvil, and Willard (Mary) Eggerling, all of Norfolk, NE, and many nieces and nephews.

She was preceded in death by daughter Lori, husband Ralph and her parents.

Yankton Press & Dakotan
May 11, 2012

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www.opsahl-kostelfuneralhome.com

Louis Larson

Louis Larson, 97 of Yankton, formerly of Irene SD passed away Wednesday, May 9, 2012 at Avera Sacred Heart Hospital in Yankton.

Funeral services will be 10:30 a.m. Monday, May 14, 2012 at Calvary Lutheran Church in Irene With Pastor Mark Ostrem officiating. Burial will follow in Hillcrest Cemetery at Irene.

Visitation will be from 5 to 7 p.m. Sunday, May 13, at the Hansen Funeral Home in Irene.

Louis Larson was born October 19, 1914 in rural Yankton County to Alfred and Carrie Larson. He attended Artesian Country School until the sixth grade. Louis contracted polio at that time and was not able to continue his schooling. He married Alice Eline Sivertson on October 4, 1941 in Hartington, NE. He farmed his entire life, retiring at the age of 75. They moved to Yankton in 1990 after his retirement.

He was preceded in death by his parents, five brothers; Joe, Ralph, Adolph, Ernest and Bervin also one sister Stella.

Survivors include his wife Alice, four children; Karen (Larry) Haberman of Yankton, Allen Larson of Wakonda, Lois Eli of Yankton, and Linda (Dave) Bak of Irene, also ten grandchildren, thirteen great-grandchildren and one great-great-grandchild.

For obituary and online condolences visit
hansenfuneralhome.com.

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May 11, 2012

Terry Schmeckpeper

BLOOMFIELD, Neb. — Terry Schmeckpeper, 60, of Bloomfield, Neb., died Wednesday, May 9, 2012, at his home in Bloomfield.

Funeral services are at 4 p.m. Saturday at First Trinity Lutheran Church, Bloomfield. Pastor Steve Weispennig will officiate, with burial in the Bloomfield City Cemetery.

Visitation is 4-8 p.m. today (Friday) at Brockhaus Funeral Home, Bloomfield.

To sign the guestbook, or leave online condolences, visit
www.brockhausfuneralhome.com.

Marcella Kortan

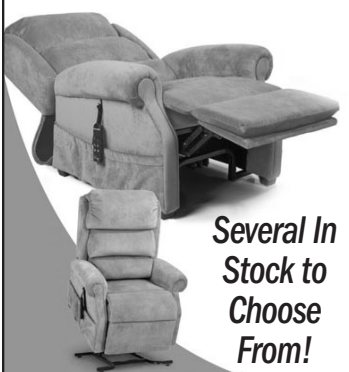
TABOR — Marcella Agnes Kortan, 84, of Tabor died Thursday, May 10, 2012, at the Tyndall Good Samaritan Center, Tyndall.

Funeral services are at 10:30 a.m. Monday at the Tyndall Presbyterian Church, Tyndall. Burial will be in the Tyndall Presbyterian Cemetery, rural Tyndall.

Visitations begin at 4 p.m. Sunday at Opsahl-Kostel Memorial Chapel, Tabor, with a 7 p.m. prayer service. Visitations will resume one hour prior to the service at the church.

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