2010 Legal and Public Notices

Application No. 7713-3 proposes to appropriate 2.22 cfs from one well to be completed into the Missouri:Elk Point Aquifer (120 feet deep) located in the SE 1/4 NW 1/4, SW 1/4 NE 1/4 Section 27 to irrigate 144.3 acres located in the E 1/2 NW 1/4 and the W 1/2 NE 1/4, NE 1/4 SW 1/4, NW 1/4 SE 1/4, Lot A in SE 1/4 SW 1/4, Lot A in the SW 1/4 SE 1/4 and Chaussee Tract 1 Section 27: all in T91N-R50W. The applicant is requesting a diversion rate greater than the statutory limit.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application Nos. 7711-3 and 7713-3 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 these applications, as recommended, unless a petition is filed opposing the applications or the applicant files a petition contesting the Chief Engineer's recommendations. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled and the Water Management Board will consider these applications. Notice of the hearing will be given to the applicant and any

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Legal and Public 2010 **Notices**

person filing a petition.

Any person interested in opposing or supporting these applications

recommendations must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendations. 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 May 28, 2013.

The petition may be informal, but must include a statement describing the petitioner's interest in the applications, the petitioner's reasons for opposing or supporting the applications, 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 these applications. Steven M. Pirner, Secretary, Department of Environment and Natural Resources

Published once at the total ap-

proximate cost of \$32.27. O B A M A B U R M A M A N O R A R I E S I C E C A N N O L I C U S T A R D L E E S T U N T S E T WOKSURFS SOBPARFAIT TORTONIMEA A D I O S S I E G E

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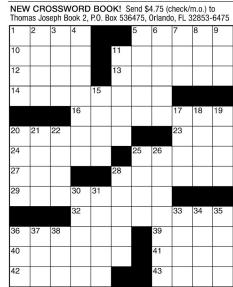
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AXYDLBAAXR is LONGFELLOW

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.

CRYPTOQUOTE

B G I Z B D I P V G M Z FGOEGSW G T KGEZ FGOEGSW XPPET

MYZ BGIZ XPUN FDVMT NPA'U

KPTZ. RPTM KGEZ SPM MP

SZGK WDGRDS Yesterday's Cryptoquote: IF YOU HAVE GOOD THOUGHTS THEY WILL SHINE OUT OF YOUR FACE LIKE SUNBEAMS AND YOU WILL ALWAYS LOOK LOVELY. — ROALD DAHL

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2010 **Legal and Public**

5+16+23 NOTICE TO BIDDERS

Notices

Sealed bids will be received by the City Commission of the City of Yankton, South Dakota, at 416 Walnut Street, Yankton, South Dakota, at the Office of the City Finance Officer of said City until 3:00 P.M. or may be hand delivered to the place of opening at 3:00 P.M. on the 30th day of May, 2013, at which time they will be publicly opened and read in the Second Floor Meeting Room of City Hall, Yankton, South Dakota. Disposition of said bid will be held on the 10th day of June, 2013 at 7:00 P.M. in the City of Yankton Community Meeting Room located in the Technical Education Center at 1200 W. 21st Street, Yankton, South Dakota.

Bids will be received on the fol-

ANNUAL SUPPLY OF TRANSPORT - TANK-WAGON PETROLEUM **PRODUCTS**

Copies of the specifications may be obtained at the Office of the Manager of Public Services, 700 Levee Street, Yankton, South Dakota 57078 or by telephoning (605) 668-5211.

All bids must be submitted on forms provided by the City of Yankton.

The City of Yankton, South Dakota reserves the right to reject any or all bids and to waive any informalities therein to determine which is the best and the lowest bid, and to approve the bond, if required.

> Kevin Kuhl, PE Director of Public Services City of Yankton, South Dakota

Dated: May 16, 2013

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Published twice at the approximate cost of \$41.99.

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Bids will be received on the following:

ANNUAL SUPPLY OF PETROLEUM PRODUCTS

Copies of the specifications may be obtained at the Office of the Manager of Public Services, 700 Levee Street, Yankton, South Dakota 57078 or by telephoning

All bids must be submitted on forms provided by the City of Yankton.

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2010 **Legal and Public Notices**

Kevin Kuhl, PE Director of Public Services City of Yankton, South Dakota

Dated: May 16, 2013

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Boston Marathon Relief Fund Guidelines Released

BOSTON (AP) — The administrator of a fund created to help victims of the Boston Marathon bombings has released final guidelines for distributing the

The document released Wednesday gives top priority to the families of those who died, as well as double amputees and those who suffered permanent brain damage.

Next are those with single amputations, then those whose injuries required an overnight hospital stay. They're followed by victims treated on an emergency outpatient basis.

The deadline to register for benefits is June 15. Claimants can then meet with fund administrator Kenneth Feinberg before payments go out June 30.

The fund has raised more than \$30 million. But Feinberg says it still won't be enough to justly compensate everyone.

Kuchta

The Kuchtas said they were shocked when they found out about the honor around Easter.

"It was a pleasant surprise, to say the least." Garv said. "We had to stop and figure that there are so many other folks who would be just as deserving to be named Captain and Belle for the event."

Up until Riverboat Days weekend, the Kuchtas will be going to area parades, Relay for Life, the wellness conference in June and summer concerts in Yankton. They said they enjoy their time volunteering, but are also looking forward to the summer as Captain and Belle.

"The whole summer as Captain and Belle sounds fun," Velma said. "We have all sorts of different appearances to make, and we're not used to doing that kind of thing, so this is a whole new ball game for

Gary said he is more accustomed to driving around the Captain and Belle, and noted the tables have flipped on him.

'We're not going to be in the driver's seat anymore, so it will be fun," he said. "Velma and I just enjoy helping out whenever someone asks if they need a hand - that's what we do, we help."

Gary and Velma said that, initially, they didn't tell anyone about their recognition, and only told their children because they didn't want the word to slip out.

"When we did tell our children about the honor, we swore them to secrecy,' Velma said.

The Kuchtas are both heavily involved in the community outside Riverboat Days. Velma volunteers at the hospital, while also working part-time at the Opsahl-Kostal Funeral Home. Gary also volunteers and works part-time doing maintenance for Royal Oaks condos. Both have been in Yankton for nearly all of their adult lives.

"I really enjoy the fact that the people in Yankton are all very friendly," Velma said. "I also like the Lewis and Clark Lake area. This is truly home.

Gary said that, although he enjoys traveling to other cities in the region, he always likes coming home to Yankton.

'We're very fortunately to be able to have great facilities in the community," he said. "We have great medical facilities and an education system that's second to none. I've always loved living here and I still enjoy living here — there is no place like home.'

You can follow Andrew Atwal on Twitter at twitter.com/andrewatwal

Case

From Page 1

there could be a conflict for the state's attorney, according to AG spokeswoman Sara Rabern.

Assistant Attorney General Katie Hansen is handling the case for the AG's office, Rabern said.

Seitz is scheduled to make his initial court appearance May 29 in magistrate court at the Yankton County courthouse, according to the Yankton County clerk of courts office.

Seitz was originally scheduled to appear May 8, but his appearance was postponed because of a scheduling conflict for Judge Tami Bern. He was then scheduled to appear Wednesday, but his initial appearance was again postponed to later this month.

Seitz has been suspended indefinitely as police chief following the indictment on drug charges, according to the Freeman Courier. He allegedly obtained the drugs hydrocodone and carisoprodol between the approximate dates of Aug. 1, 2012, and Oct. 31, 2012, the Courier reported.

Hydrocodone is used as a pain reliever, while carisoprodol is used as a muscle relaxer.

Seitz turned himself into Hutchinson County authorities. He posted a \$500 cash bond and was released.

Freeman Mayor Sam Sorensen suspended Seitz because the cash bond prohibits the police chief from carrying a firearm, not because of work-related performance issues, City Attorney Mike Fink told the *Courier*.

You can follow Randy Dockendorf on Twitter at twitter.com/RDockendorf

From Page 1

The IRS said Miller was first informed on May, 3, 2012, that applications for tax-exempt status by tea party groups were inappropriately singled out for extra, sometimes burdensome scrutiny.

At least twice after the briefing, Miller wrote letters to members of Congress to explain the process of reviewing applications for tax-exempt status without revealing that tea party groups had been targeted. On July 25, 2012, Miller testified before the House Ways and Means oversight subcommittee but again was not forthcoming on the issue — despite being asked about it.

Miller was scheduled to testify Friday at a Ways and Means hearing. It was not immediately clear whether he would still testify.

Holder announced Tuesday that the Justice department had opened a criminal investigation, joining three committees in Congress that are looking into the matter.

"I can assure you and the American people that we will take a dispassionate view of this," Holder told the House Judiciary Committee at a hearing Wednesday. "This will not be about parties, this will not be about ideological persuasions. Anybody who has broken the law will be held accountable."

But, Holder said, it will take time to determine if there was criminal wrongdoing.

Legal experts, however, said it could be difficult to prove that IRS officials or employees knowingly violated the civil rights of conservative groups. If there is a violation, the experts said, investigators can sometimes prove more easily that officials made false statements or obstructed justice in

some other way.

"I think it's doubtful that any of these knuckleheads who engaged in the conduct that gave rise to this controversy knowingly believed that they were violating the law," said David H. Laufman, a former Justice Department lawyer. "But that remains to be seen. That's what investigations are for."

"It's more likely than not that," he said, "the conduct at issue here may constitute violations of IRS rules or standards or protocols or procedures but may fall short of what is necessary to constitute a criminal offense." Even if IRS agents broke criminal

laws in targeting conservative groups, investigators may have to prove they knowingly did it, a high standard, said Brian Galle, a former Justice Department lawyer who teaches law at Boston College. "If the reason they were pursuing

them was in order to punish them for their political activity, there might be a First Amendment concern there," Galle said. "On the other hand, if the reason that they were looking for tea party groups is because there had been press reports about this new group, the tea party, who was aimed primarily at getting more conservative people elected to office, then they were just responding to the evidence. It really depends on what their motives were."

Wednesday's hearing was the first of several in Congress that will focus on the issue. The House Oversight Committee

announced Wednesday that it would hold a hearing May 22, featuring Lois Lerner, the head of the IRS division that oversees tax exempt organizations, and former IRS Commissioner Douglas Shulman, whose five-year term ended in November.

The Senate Finance Committee announced a hearing for next Tuesday.

At Wednesday's hearing, Rep. Jim Jordan, R-Ohio, said Lerner misled him and his staff when they asked her about complaints from conservative

groups that they were being harassed by the IRS. "I know for a fact, Lois Lerner lied

to me, she lied to our personal staff, she lied to committee staff, she lied in correspondence," Jordan said. Lerner learned about the targeting

on June 29, 2011, according to a report Tuesday by the inspector general. The report said ineffective manage-

ment at the IRS allowed agents to improperly target tea party and other conservative groups for more than 18 months. The report said that while their ap-

plications for tax exempt status languished, tea party groups were asked a host of inappropriate questions, including: Who are your donors? What are the political affiliations of officers? What issues are important to the organization, and what are your positions on those issues? Will any officers in the group run for public office? Where do you work?

The IRS started targeting groups with "Tea Party," 'Patriots" or "9/12 Project" in their applications for tax exempt status in March 2010, the inspector general's report said. By August 2010, it was part of the written criteria used to flag groups for additional scrutiny.

Colleen M. Kelley, president of the National Treasury Employees Union, said Wednesday that no union emplovees had been disciplined, as far as she knew. She noted that the IG's report said agents were not motivated by political bias. Kelley told The Associated Press

that low-level workers could not have specifically targeted conservative groups for long without the approval of supervisors. However, she noted, there are many levels of supervisors at the IRS.

"No processes or procedures or anything like that would ever be done just by front-line employees without any management involvement," Kelley said. "That's just not how it operates."

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